



City of Colleyville City Council Agenda

City Hall
100 Main Street
Colleyville, Texas 76034
817.503.1000
www.colleyville.com

Wednesday, July 6, 2022

**WORKSESSION
5:30 PM
EXECUTIVE CONFERENCE ROOM
THIRD FLOOR**

CALL TO ORDER

- WS-1** Discussion of the FY2023-2027 Draft CIP
- WS-2** Discussion of updates to fees/charges
- WS-3** Discussion and review of the City Council Rules of Procedure
- WS-4** Discussion of the July 6, 2022, City Council regular agenda items

1. EXECUTIVE SESSION - In accordance with Texas Government Code, Chapter 551, Subchapter D

Section 551.071 - Legal - Consultation with attorney on legal issues raised by items on the agenda

Section 551.071 - Legal - Consultation with attorney regarding legal issues related to the CWD Solid Waste Contract

Section 551.071 - Legal - Consultation with attorney regarding legal issues related to the potential future development of the Northern Gateway Property located at the southwest corner of the SH26 and John McCain Road

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities, including: Acquisition of real property along SH26

Section 551.074 - Personnel - Discuss or deliberate the compensation study; deliberate the appointment, employment, evaluation, and duties of the Public Works Director

Section 551.087 – Economic Development - Discuss or deliberate regarding commercial or financial information the City has received from business prospects the City seeks to have locate, stay, or expand in the City and with which the City is conducting economic development negotiations; deliberate the offer of a financial or other incentive to a business prospect

**REGULAR MEETING
7:30 P.M.
CITY COUNCIL CHAMBERS**

INVOCATION: Pastor Josh Anderson, Colleyville Presbyterian

PLEDGE OF ALLEGIANCE: City Attorney Nicole Corr

2. EXECUTIVE SESSION READING AND PUBLIC HEARING: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - RESOLUTION R-22-4743

3. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS

Announcements of civic and charitable events

Presentation of calendar events and updates

Announcements of awards and recognition

Presentation of the Texas Municipal Clerks Award of Excellence to the Colleyville City Secretary's Office - Mayor Lindamood and City Secretary Christine Loven and Assistant City Secretary Angela Larson

4. CONSENT: READING AND PUBLIC HEARING - RESOLUTION R-22-4744

4a Approval of the minutes of the regular City Council meeting of June 21, 2022

4b Approval to amend the Interlocal Agreement with the City of Grapevine for the installation of an additional pipe between the Grapevine Public Safety Building and the Colleyville Public Safety Building, and authorizing the Mayor to execute the agreement

4c Approval of a Colleyville Police Department weapon transition program from .40 caliber to 9mm, in an amount not to exceed \$77,913

4d Approval of Professional Services Agreement with Dunaway Associates, LLC, in an amount not to exceed \$95,500 for the design of the culvert widening and road straightening along John McCain Road near Monticello Parkway, and authorizing the City Manager to execute the agreement

4e Approval of Professional Services Agreement with J. S. Ground Engineering, LLC, in an amount not to exceed \$28,240 for preparation of revised construction documents and construction support services for the Bransford Road Shared and Use Path Project, and authorizing the City Manager to execute the agreement

5. ORDINANCE(S): FIRST READING AND PUBLIC HEARING**5a Ordinance O-22-2206**

Consideration of a zoning change from AG Agricultural to R-40 Single Family Residential zoning district for Tract 1B and 1G, Abstract 798, Joseph H. Harrell Survey, located at 805 Murphy Road, Case ZC22-021

5b Ordinance O-22-2207

Consideration of a zoning change from R-40 Single Family Residential to R-30 Single Family Residential zoning district for Lots 2 and 3, Block 3, Stafford Heights Subdivision, located at 4801 and 4809 Manning Drive, Case ZC22-023

5c Ordinance O-22-2208

Consideration of a zoning change from R-40 Single Family Residential to R-30 Single Family Residential zoning district for Lot 15 W1/2, Block 1, Wescoat Place Addition, located at 6105 Bettinger Drive, Case ZC22-024

6. TABLED ORDINANCE(S): READING AND PUBLIC HEARING**6a Ordinance O-22-2204**

Consideration of a Special Use Permit for an accessory building to exceed the permitted lot coverage and height for accessory buildings on Lot 3, Block 5, Woodbriar Estates Addition, located at 3708 Briarhaven Lane, Case ZC22-013

7. RESOLUTION(S): READING AND PUBLIC HEARING**7a Resolution R-22-4745**

Consideration of a replat with a plat waiver for lot size for Lot 15R1, Block 1, Wescoat Place Addition, being Lot 15 W1/2, Block 1, Wescoat Place Addition, located at 6105 Bettinger Drive, Case PC22-008

7b Resolution R-22-4746

Consideration of a replat for Lots 1-R and 3, Block 1, Dotti Addition, being Lot 1, Block 1, Dotti Addition, located at 1310 Tinker Road, Case PC22-009

7c Resolution R-22-4747

Appointment of a member to the Planning and Zoning Commission to fill an unexpired term

8. CITIZEN COMMENTS**9. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR WEDNESDAY, JULY 6, 2022 - READING AND PUBLIC HEARING - RESOLUTION R-22-4748****10. ADJOURNMENT**

I hereby certify this agenda was posted on City Hall bulletin boards *Friday, July 1, 2022* by 5:00 p.m.

Christine Loven, TRMC
City Secretary

A quorum of any Colleyville board, commission, or committee may be present at this meeting.

Any matter on this agenda may, at the discretion of the governing body, be opened for public comment and discussion.

If you plan to attend this public meeting and have a disability that requires special accommodations, please advise the City Secretary at least 48 hours in advance at 817.503.1133, and reasonable accommodations will be made to assist you.



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number WS-1

Agenda Date 7/6/2022

Type Worksession

Department Finance

Title

Discussion of the FY2023-2027 Draft CIP

Explanation

This item will discuss the fiscal year 2023-2027 draft Capital Improvement Program.

Attachments

1. FY23 CIP Presentation
2. FY23-FY27 Final

Capital Improvement Program (CIP) Presentation and Discussion

City Council Worksession

July 6, 2022

What is a CIP?



Capital Improvement Program (CIP)

- A short-range, rolling plan, usually three to five years out, which identifies capital projects and provides a planning schedule, including funding options

The Benefits of a CIP Include:

- Provides the link between the strategic plans and the City's annual budget
- Supports the City's long term goals and vision
- Focuses on preserving the City's infrastructure while ensuring the efficient use of public funds

Project Selection



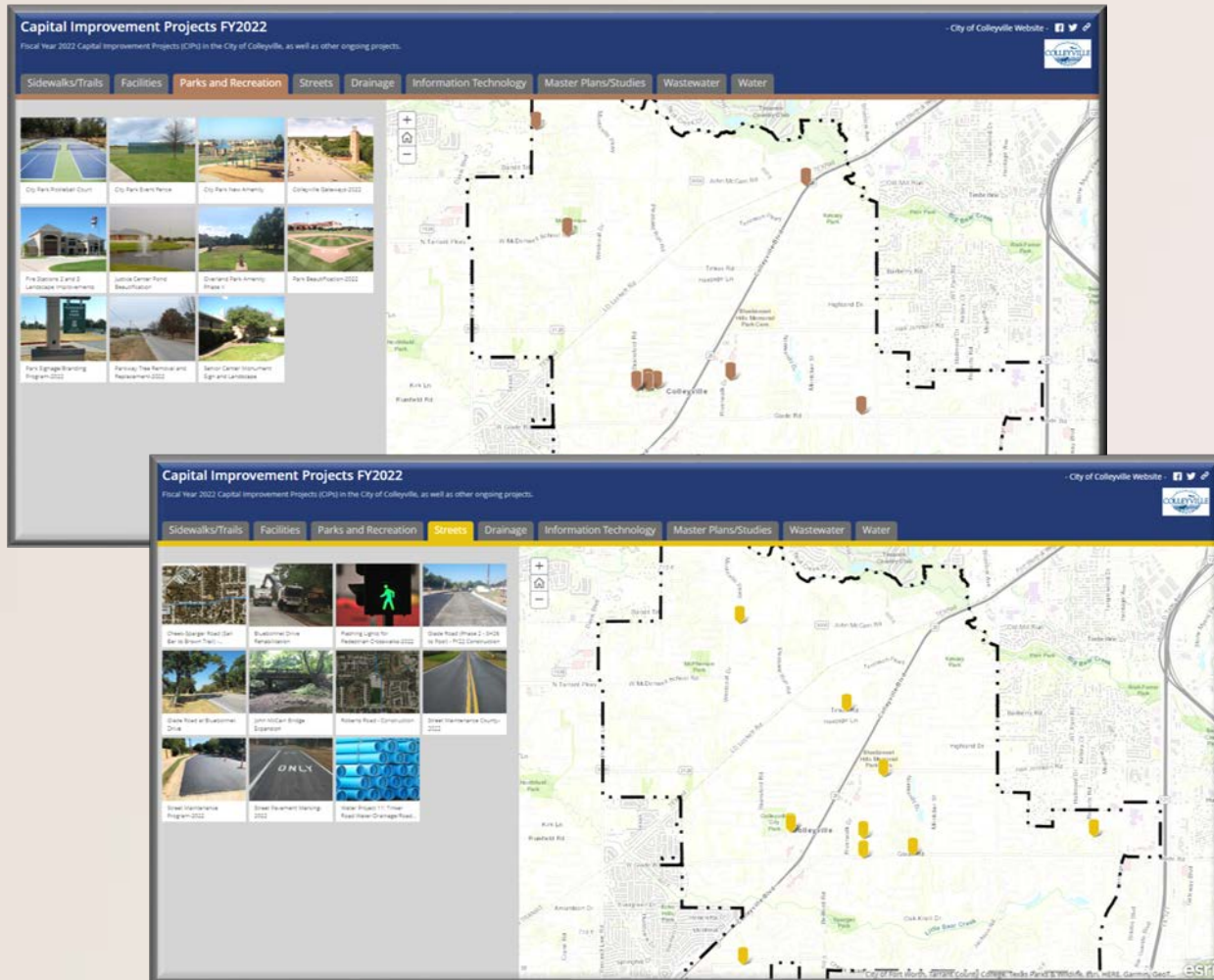
Several factors are considered when projects are considered for funding in the Capital Improvement Program

- Condition of asset (PCI for Streets)
- Risk management
- Long term vision (Master Thoroughfare Plan)
- Available funding sources
- Use of asset (Average Daily Traffic for Streets)
- Classification of asset (Local or Non-local Street)
- Considerations of the benefit of the project
- All projects receive final approval by City Council

Interactive Map



Capital Improvement Projects Interactive Map



- The City of Colleyville website has an interactive map which provides detailed information regarding each of the current capital projects
- The map will be updated to include the proposed FY2023 projects once adopted

www.colleyville.com

Department Highlights FY22 - Facilities



**City Hall/Library
Interior Renovation**
Contract Award
\$595,669.32



**Justice Center
Exterior Site
Improvements**
Contract Award
\$726,000



Senior Center Renovation
Contract Award
\$3,431,000



**Service Center
Renovation**
Contract Award
\$915,832.61

Department Highlights FY22 - Parks and Recreation



**City Park Softball
Shade Structure and
Playground
Equipment**



Colleyville Gateways
Contract Amount
\$8,367,316



Department Highlights FY22 – Sidewalks/Trails



Bandit Trail



Bedford at Cheek-Sparger



Bluebonnet



Bransford at L.D. Lockett

Bedford Road Trail
Project is Under Design
Trail will Provide
Connection from Glade
Road to Sparger Park



Brown Trail



L.D. Lockett



Thompson Terrace



Westcoat
Coming Soon

Sidewalk Connectivity
Contract Amount
\$423,522.50

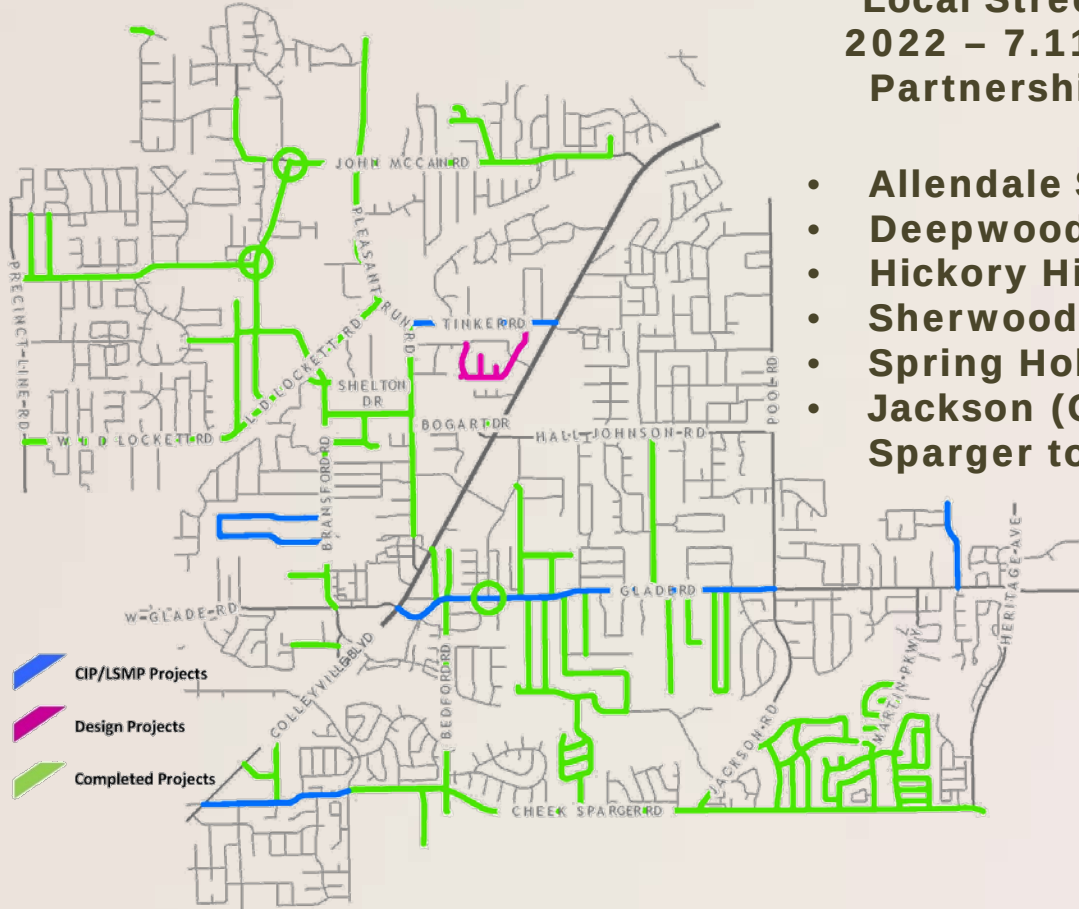
Bransford Trail
Anticipated Construction
in 2023
Trail will be from
Field Street to
Shelton Drive

Department Highlights FY22 - Streets



Local Street Maintenance Project 2022 – 7.11 Lane Miles Resurfaced Partnership with Tarrant County \$479,444

- Allendale St
- Deepwood Rd
- Hickory Hill Ln
- Sherwood Ln
- Spring Hollow St
- Jackson (Cheek-Sparger to Oak Knoll)
- Carisbrooke
- Cumberland Ct
- Eaton Circle
- Wilton Woods Ct
- Beckley Ct
- Glen Dale Dr
- Oxfort Ct
- Scarborough Ln



**Pleasant Run (John McCain
to north City Limit)**
Contract Award
\$3,228,304



Glade Road PH2
Contract Award
\$14,273,642

**Average Network PCI
82.7**
Based on the 2017
Pavement Management
Report

**Average Network PCI
85.4**
Projection Based on a
Weighted Average – does
not include deterioration

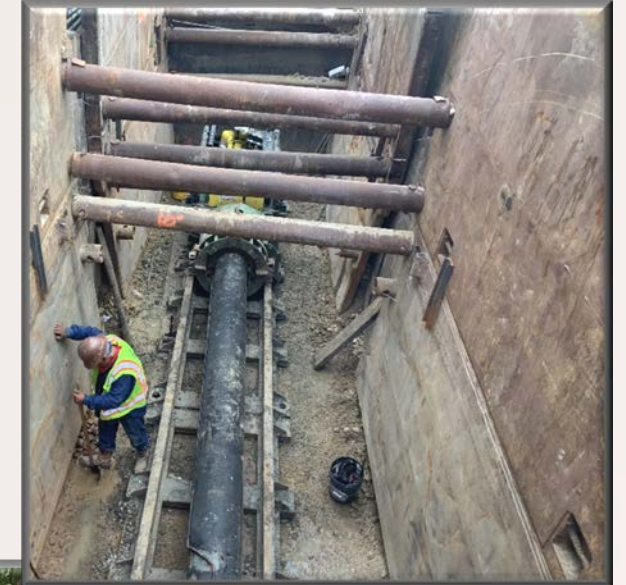
Department Highlights FY22 – Utility Infrastructure



**L.D. Lockett Pump
Station Generator**
Contract Award
\$404,469

**Water Project 18:
Pecan Park Estates - Design**
Contract Award
\$168,000

**Woodbriar and Quail Crest
Water / Wastewater PHI - Design**
Contract Award
\$394,196



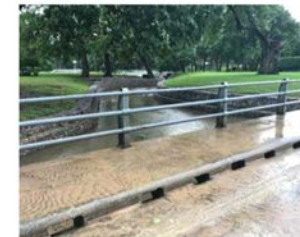
**Wastewater Project 5:
Quails Path**
Contract Award
\$533,111.02

The Proposed Five Year CIP

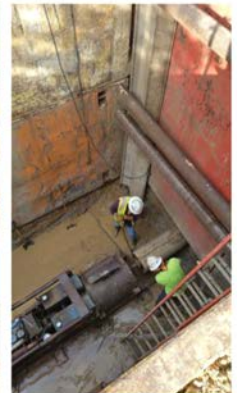


The Proposed Fiscal Year 2023-2027 Capital Improvement Program

- The program identifies planned projects for the next five years, based on funding availability, and a schedule for completion
- The CIP provides an opportunity to consider all of the City's capital needs in the coming years and determine the priority of each, as well as whether available funding resources are sufficient to support those expenditures



Fiscal Year 2023 – 2027
CAPITAL
IMPROVEMENT
PROGRAM
Adopted by Resolution No.



FY23 Projects



Drainage	CIP Amount
Drainage Improvements FY2023	\$300,000
Old Grove Pond Beautification	\$100,000
Southern Gateway Development - Design	\$75,000
Drainage Total	\$475,000



Note: Some projects listed are multi-year and/or multi-fund projects



Facilities	CIP Amount
Emergency Generator Overland Trail Lift Station	\$50,000
Fire Station 3 Renovation	\$275,000
Historic Fire Station Renovation-2023	\$50,000
Loggia Fountain	\$250,000
Parking Facility Pavement Marking-2023	\$50,000
Pleasant Run Competition Field Restroom Facility Renovation	\$75,000
Public Works Service Center Emergency Generator	\$150,000
Senior Center Renovations-2023	\$1,100,000
Shade for Plaza Stage	\$300,000
Sparger Park Restroom Facility Renovation	\$75,000
Facilities Total	\$2,375,000

Information Technology	CIP Amount
Security Camera in Parks-2023	\$100,000
Information Technology Total	\$100,000

FY23 Projects



Master Plans / Studies	CIP Amount
Northern Gateway Flood Study	\$150,000
Pavement Condition Assessment	\$75,000
Master Plans / Studies Total	\$225,000



Parks and Recreation	CIP Amount
City Park Event Fence	\$30,000
City Park Playground/Splash Pad-2023	\$800,000
City Park Tennis Lights Replacement (LED)	\$150,000
Colleyville Gateways-2023	\$4,200,000
Fire Stations 2 and 3 Landscape Improvements	\$50,000
Green Ribbon Beautification	\$400,000
Heroes Park Renovation-Design	\$25,000
Justice Center Landscape Improvements	\$30,000
Justice Center Landscape and Pond Beautification	\$400,000
New Park Amenity	\$700,000
Overland Park Amenity	\$100,000
Park Beautification-2023	\$50,000
Parkway Tree Removal and Replacement-2023	\$75,000
Reagan Park Perry Weather	\$80,000
Roundabout Art Beautification-2023	\$100,000
Senior Center Monument Sign and Landscape	\$60,000
Senior Center Park Trees	\$100,000
SH26 Beautification Brown Trl to Cheek-Sparger	\$270,000
Wayfinding Signage-2023	\$150,000
Parks and Recreation Total	\$7,770,000

FY23 Projects



Sidewalks / Trails	CIP Amount
Annual Small Segment Sidewalk/Trail Construction-2023	\$550,000
Bransford Road Trail - Construction (Field St to Cotton Belt Trail)	\$1,200,000
Sidewalks / Trails Total	\$1,750,000



Streets	CIP Amount
Cheek-Sparger Road (San Bar to Brown Trail) – Construction Services	\$25,694
Cheek-Sparger Road (San Bar to Brown Trail) - Construction Overruns	\$500,000
Cheek-Sparger Road (Heritage to Bedford) - Design	\$350,000
Jackson Road Bridge Renovation-Construction	\$1,222,302
Jackson Road Bridge Utility Relocation	\$750,000
John McCain Bridge Expansion	\$200,000
Roberts Road - Construction	\$1,000,000
Street Maintenance Program-2023	\$1,000,000
Street Pavement Marking-2023	\$100,000
Water Project 11: Tinker Road Water/Drainage/Road Reconstruction	\$2,700,000
Streets Total	\$7,847,996

FY23 Projects



Vehicles and Equipment Replacement	CIP Amount
Equipment Replacements-2023	\$200,000
Vehicles and Equipment Replacement Total	\$200,000

Wastewater	CIP Amount
Tara Wastewater Improvement	\$100,000
Woodbriar and Quail Crest Water/WW - PH I Construction	\$3,300,000
WW Project 10: Rehabilitation of Priority 2 Manholes	\$150,000
Wastewater Total	\$3,550,000



Funding Summary



General Capital Projects Fund

- Operating Transfers (Gen. Fund)
- Grants
- Impact Fees
- Available Balance

CEDC Fund

- Sales Tax
- Grants
- Available Balance

Tax Increment Financing Fund

- Property Taxes
- Grants
- Available Balance

Other Special Revenue Funds

- Voluntary Park Contributions
- Voluntary Library Contributions
- Parkland Dedication fees
- Available Balance

Funding Summary



Utility Capital Projects Fund

- Capital Project Fees
- Operating Transfers
- Grants
- Impact Fees
- Available Balance

Drainage Capital Fund

- Operating Transfers
- Grants
- Available Balance



Projected Ending Balances

Projected Ending Balances	2023		2024		2025		2026		2027	
CEDC	\$	5,536,832	\$	5,024,013	\$	4,302,580	\$	4,889,939	\$	5,479,310
Capital Projects Fund	\$	534,949	\$	1,196,615	\$	996,884	\$	2,904,653	\$	3,912,422
TIF	\$	2,107,852	\$	2,327,425	\$	1,112,153	\$	3,397,814	\$	4,795,083
Drainage Capital Fund	\$	1,277,087	\$	1,297,210	\$	1,297,289	\$	1,274,605	\$	277,974
Capital Utility Fund / Impact Fees	\$	3,622,172	\$	4,912,593	\$	5,572,408	\$	4,769,943	\$	5,867,478
Tomorrow Fund Colleyville	\$	2,649	\$	2,649	\$	2,649	\$	2,649	\$	2,649
Voluntary Park Fund	\$	1,103,287	\$	596,989	\$	719,675	\$	595,815	\$	771,955
Voluntary Library Fund	\$	511,268	\$	506,283	\$	407,536	\$	416,472	\$	425,408
Parkland Dedication Fund	\$	517,679	\$	193,179	\$	98,179	\$	103,179	\$	108,179
Tomorrow Fund Parks	\$	90,794	\$	100,794	\$	110,794	\$	120,794	\$	130,794
Total Capital Funds	\$	15,304,568	\$	16,157,749	\$	14,620,146	\$	18,475,862	\$	21,771,251

Transfer Summary

Financing plan includes transfers of excess General Fund balance as well as transfers between capital funds into the TIF. TIF is set to reimburse all transfers within a 6-year period.

Transfers	FY21	FY22	FY23	FY24	FY25	FY26	FY27	FY28	FY29
Gen Fund	\$ -	\$ (4,921,083)	\$ (1,500,000)	\$ (600,000)	\$ (550,000)	\$ (300,000)	\$ (150,000)	\$ -	\$ -
TIF	\$ 10,000,000	\$ 11,921,083	\$ 2,500,000	\$ (5,100,000)	\$ (4,500,000)	\$ (4,000,000)	\$ (4,400,000)	\$ (3,500,000)	\$ (2,921,083)
General Cap	\$ (10,000,000)	\$ (6,921,083)	\$ -	\$ 3,000,000	\$ 2,000,000	\$ 2,500,000	\$ 3,000,000	\$ 3,500,000	\$ 2,921,083
Utility Cap	\$ -	\$ (5,000,000)	\$ (2,500,000)	\$ 2,100,000	\$ 2,500,000	\$ 1,500,000	\$ 1,400,000	\$ -	\$ -

The General Fund will maintain a balance of 100 days minimum.

	FY22	FY23	FY24	FY25	FY26	FY27
GF Balance	\$ 7,735,498	\$ 7,237,320	\$ 7,701,914	\$ 8,192,977	\$ 8,731,885	\$ 9,243,583
Days	113	105	109	112	114	117

Questions and Discussion

Project Year	Project Umbrella	Project Subtitle	Total Project Cost	CEDC	Capital Projects Fund	Grants	TIF	Drainage Capital Fund	Capital Utility Fund	Capital Utility - Water Impact	Capital Utility - Wastewater Impact	Tomorrow Fund Colleyville	Voluntary Park Fund	Voluntary Library Fund	Parkland Dedication Fund	Tomorrow Fund Parks
	Ending Balance FY22		\$ 26,124,773	\$ 6,251,328	\$ 3,464,949	\$ -	\$ 1,529,915	\$ 1,738,945	\$ 5,229,672	\$ 3,511,762	\$ 946,119	\$ 32,649	\$ 1,258,787	\$ 522,175	\$ 692,679	\$ 945,794
	2023 Heroes Park Total		\$ 25,000	\$ 25,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Public Works Annual Maintenance (Non-Roads) Total		\$ 225,000	\$ -	\$ 225,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Pavement Condition Assessment Total		\$ 75,000	\$ -	\$ 75,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Roundabout Art Total		\$ 100,000	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Old Grove Pond Total		\$ 100,000	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Shades for stage area in Plaza Total		\$ 300,000	\$ -	\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Wayfinding Signage Total		\$ 150,000	\$ -	\$ 150,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Public Works Maintenance Equipment Replacements Total		\$ 350,000	\$ -	\$ 350,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Annual Sidewalk/Trail Connectivity Enhancements Total		\$ 550,000	\$ 550,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Library fountain Total		\$ 250,000	\$ -	\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Fire Station Maintenance and Improvements Total		\$ 325,000	\$ 50,000	\$ 275,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Annual Street Maintenance Total		\$ 1,000,000	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Bransford Rd Trail (Field St to Cotton Belt Trail) Total		\$ 1,200,000	\$ 0	\$ 1,200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Tinker Road Total		\$ 2,700,000	\$ -	\$ 1,150,000	\$ -	\$ 650,000	\$ 300,000	\$ -	\$ 300,000	\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Emergency Generator - Overland Trail Lift Station Total		\$ 50,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Lead and Copper Service Line Inventory Total		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 WW Project 10: Rehabilitation of Priority 2 Manholes Total		\$ 150,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 150,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Tara Wastewater Improvement Total		\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Jackson Road Bridge Total		\$ 1,972,302	\$ -	\$ -	\$ 1,222,302	\$ -	\$ -	\$ 750,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Woodbriar and Quail Crest Water/WW Total		\$ 3,300,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,300,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Restroom Renovation Total		\$ 150,000	\$ 150,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Security Cameras in Parks Total		\$ 100,000	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 John McCain Bridge Expansion Total		\$ 200,000	\$ -	\$ -	\$ 150,000	\$ -	\$ 50,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Reagan Park Perry Weather Total		\$ 80,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 80,000	\$ -
	2023 Historic Fire Station Renovation-2023 Total		\$ 50,000	\$ -	\$ -	\$ -	\$ 50,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Development / Engineering for Southern Gateway Total		\$ 75,000	\$ -	\$ -	\$ -	\$ 75,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Drainage Improvements Total		\$ 700,000	\$ -	\$ -	\$ -	\$ 100,000	\$ 500,000	\$ -	\$ -	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ -
	2023 Flood Study / Northern Gateway Concept Total		\$ 150,000	\$ -	\$ -	\$ -	\$ 150,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Cheek-Sparger Road (San Bar to Brown Trail) Total		\$ 525,694	\$ -	\$ -	\$ 500,000	\$ 25,694	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Cheek-Sparger - County Bond Project Total		\$ 350,000	\$ -	\$ -	\$ -	\$ 350,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Green Ribbon Beautification Total		\$ 400,000	\$ -	\$ -	\$ 280,000	\$ 120,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 SH26 Beautification (Brown Trail to Cheek-Sparger) Total		\$ 270,000	\$ -	\$ -	\$ 170,000	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Roberts Road Total		\$ 1,000,000	\$ -	\$ -	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 Senior Center Renovations Total		\$ 1,260,000	\$ 100,000	\$ -	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ 60,000
	2023 Colleyville Gateways Total		\$ 4,200,000	\$ -	\$ -	\$ -	\$ 4,200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2023 New Park Amenity Total		\$ 1,780,000	\$ 700,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 280,000	\$ -	\$ -	\$ 800,000
	2023 Park Beautification Total		\$ 80,000	\$ -	\$ 30,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ -	\$ -	\$ -
	2023 Grand Total		\$ 24,292,996	\$ 1,675,000	\$ 5,205,000	\$ 2,322,302	\$ 7,820,694	\$ 850,000	\$ 4,350,000	\$ 300,000	\$ 300,000	\$ 100,000	\$ 330,000	\$ -	\$ 180,000	\$ 860,000
	2023 Costs not included in Project List		\$ 2,742,953	\$ 1,674,496	\$ -	\$ -	\$ 917,194	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 151,263	\$ -	\$ -
	Total Cash Out		\$ 27,035,949	\$ 3,349,496	\$ 5,205,000	\$ 2,322,302	\$ 8,737,888	\$ 850,000	\$ 4,350,000	\$ 300,000	\$ 300,000	\$ 100,000	\$ 330,000	\$ 151,263	\$ 180,000	\$ 860,000
	2023 Revenues		\$ 16,215,745	\$ 2,635,000	\$ 2,275,000	\$ 2,322,302	\$ 6,815,825	\$ 388,142	\$ 1,238,650	\$ 118,125	\$ 27,844	\$ 70,000	\$ 174,500	\$ 140,356	\$ 5,000	\$ 5,000
	2023 Inter-fund Transfers		\$ -	\$ -	\$ -	\$ -	\$ 2,500,000	\$ -	\$ (2,500,000)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Total Cash In	\$	-	\$ 16,215,745	\$ 2,635,000	\$ 2,275,000	\$ 9,315,825	\$ 388,142	\$ (1,261,350)	\$ 118,125	\$ 27,844	\$ 70,000	\$ 174,500	\$ 140,356	\$ 5,000	\$ 5,000
	Ending Balance FY23		\$ 15,304,568	\$ 5,536,832	\$ 534,949	\$ -	\$ 2,107,852	\$ 1,277,087	\$ (381,677)	\$ 3,329,887	\$ 673,962	\$ 2,649	\$ 1,103,287	\$ 511,268	\$ 517,679	\$ 90,794
	2024 Public Works Annual Maintenance (Non-Roads) Total		\$ 225,000	\$ -	\$ 225,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Bluebonnet Drive Rehabilitation Total		\$ 90,000	\$ -	\$ 90,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 License Plate Readers Total		\$ 100,000	\$ -	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Jackson Rd Trail (Cheek-Sparger to Shenendoah) Total		\$ 125,000	\$ -	\$ 125,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Wayfinding Signage Total		\$ 150,000	\$ -	\$ 150,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 City Hall - Boiler Replacement Total		\$ 200,000	\$ -	\$ 200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Senior Center Renovations Total		\$ 200,000	\$ 200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Annual Sidewalk/Trail Connectivity Enhancements Total		\$ 550,000	\$ 550,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Justice Center Improvements Total		\$ 1,150,000	\$ -	\$ 1,150,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Annual Street Maintenance Total		\$ 1,000,000	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Woodbriar and Quail Crest Water/WW Total		\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Water Project 18: Pecan Park Estates Total		\$ 2,025,000	\$ -	\$ 125,000	\$ -	\$ -	\$ -	\$ 1,900,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Cooks and Waller Lane Total		\$ 500,000	\$ -	\$ 500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 McPherson and Kimsey Park Improvements Total		\$ 675,000	\$ 675,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Security Cameras in Parks Total		\$ 100,000	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Woodbriar Park Improvements Total		\$ 100,000	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Drainage Improvements Total		\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Brown Trail Rehabilitation Total		\$ 750,000	\$ -	\$ -	\$ -	\$ 750,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Nature Center Trail-Construction Total		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	2024 Park Beautification Total		\$ 50,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ -	\$ -	\$ -
	2024 New Park Amenity Total		\$ 960,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 630,500	\$ -	\$ 329,500	\$ -
	2024 Grand Total		\$ 9,500,000	\$ 1,625,000	\$ 3,665,000	\$ -	\$ 750,000	\$ 300,000	\$ 2,150,000	\$ -	\$ -	\$ -	\$ 680,500	\$ -	\$ 329,500	\$ -

Project Year	Project Umbrella	Project Subtitle	Total Project Cost	CEDC	Capital Projects Fund	Grants	TIF	Drainage Capital Fund	Capital Utility Fund	Capital Utility - Water Impact	Capital Utility - Wastewater Impact	Tomorrow Fund Colleyville	Voluntary Park Fund	Voluntary Library Fund	Parkland Dedication Fund	Tomorrow Fund Parks
2024	Costs not included in Project List		\$ 2,652,496	\$ 1,573,569	\$ -	\$ -	\$ 926,618	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 152,309	\$ -	\$ -
	Total Cash Out		\$ 12,152,496	\$ 3,198,569	\$ 3,665,000	\$ -	\$ 1,676,618	\$ 300,000	\$ 2,150,000	\$ -	\$ -	\$ -	\$ 680,500	\$ 152,309	\$ 329,500	\$ -
2024	Revenues		\$ 13,005,676	\$ 2,685,750	\$ 1,326,666	\$ -	\$ 6,996,191	\$ 320,123	\$ 1,230,944	\$ 88,594	\$ 20,883	\$ -	\$ 174,202	\$ 147,324	\$ 5,000	\$ 10,000
2024	Inter-fund Transfers		\$ -	\$ -	\$ 3,000,000	\$ -	\$ (5,100,000)	\$ -	\$ 2,100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Total Cash In		\$ -	\$ 2,685,750	\$ 4,326,666	\$ -	\$ 1,896,191	\$ 320,123	\$ 3,330,944	\$ 88,594	\$ 20,883	\$ -	\$ 174,202	\$ 147,324	\$ 5,000	\$ 10,000
	Ending Balance FY24		\$ 16,157,749	\$ 5,024,013	\$ 1,196,615	\$ -	\$ 2,327,425	\$ 1,297,210	\$ 799,267	\$ 3,418,481	\$ 694,845	\$ 2,649	\$ 596,989	\$ 506,283	\$ 193,179	\$ 100,794
2025	Public Works Annual Maintenance (Non-Roads) Total		\$ 225,000	\$ -	\$ 225,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Senior Center Renovations Total		\$ 450,000	\$ -	\$ 350,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ -
2025	Annual Sidewalk/Trail Connectivity Enhancements Total		\$ 550,000	\$ 550,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Jackson Rd Trail (Cheek-Sparger to Shenendoah) Total		\$ 400,000	\$ -	\$ 400,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Annual Street Maintenance Total		\$ 1,000,000	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Cheek-Sparger - County Bond Project Total		\$ 6,000,000	\$ -	\$ -	\$ 4,000,000	\$ 2,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Bedford Rd Trl Total		\$ 1,500,000	\$ -	\$ 1,000,000	\$ -	\$ 500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Cooks and Waller Lane Total		\$ 750,000	\$ -	\$ 750,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Heroes Park Total		\$ 1,200,000	\$ 1,200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Water Tower Tank Mixers Total		\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Woodbriar and Quail Crest Water/WW Total		\$ 2,650,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 2,650,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Security Cameras in Parks Total		\$ 100,000	\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Drainage Improvements Total		\$ 400,000	\$ -	\$ -	\$ -	\$ 100,000	\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Nature Center Trail Total		\$ 1,000,000	\$ -	\$ -	\$ 600,000	\$ 400,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Park Beautification Total		\$ 50,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ -	\$ -	\$ -
2025	Library Equipment Replacement Total		\$ 100,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ -	\$ -
2025	Water Project 5: Brighton Oaks Total		\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2025	Grand Total		\$ 16,875,000	\$ 1,850,000	\$ 3,725,000	\$ 4,600,000	\$ 3,000,000	\$ 300,000	\$ 2,900,000	\$ 250,000	\$ -	\$ -	\$ 50,000	\$ 100,000	\$ 100,000	\$ -
2025	Costs not included in Project List		\$ 2,710,547	\$ 1,620,761	\$ -	\$ -	\$ 936,399	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 153,387	\$ -	\$ -
	Total Cash Out		\$ 19,585,547	\$ 3,470,761	\$ 3,725,000	\$ 4,600,000	\$ 3,936,399	\$ 300,000	\$ 2,900,000	\$ 250,000	\$ -	\$ -	\$ 50,000	\$ 253,387	\$ 100,000	\$ -
2025	Revenues		\$ 18,047,945	\$ 2,749,328	\$ 1,525,269	\$ 4,600,000	\$ 7,221,127	\$ 300,079	\$ 1,227,708	\$ 66,445	\$ 15,662	\$ -	\$ 172,686	\$ 154,640	\$ 5,000	\$ 10,000
2025	Inter-fund Transfers		\$ -	\$ -	\$ 2,000,000	\$ -	\$ (4,500,000)	\$ -	\$ 2,500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Total Cash In		\$ -	\$ 2,749,328	\$ 3,525,269	\$ 4,600,000	\$ 2,721,127	\$ 300,079	\$ 3,727,708	\$ 66,445	\$ 15,662	\$ -	\$ 172,686	\$ 154,640	\$ 5,000	\$ 10,000
	Ending Balance FY25		\$ 14,620,146	\$ 4,302,580	\$ 996,884	\$ -	\$ 1,112,153	\$ 1,297,289	\$ 1,626,975	\$ 3,234,926	\$ 710,507	\$ 2,649	\$ 719,675	\$ 407,536	\$ 98,179	\$ 110,794
2026	Public Works Annual Maintenance (Non-Roads) Total		\$ 225,000	\$ -	\$ 225,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	Annual Sidewalk/Trail Connectivity Enhancements Total		\$ 550,000	\$ 550,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	Annual Street Maintenance Total		\$ 1,000,000	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	Water Project 5: Brighton Oaks Total		\$ 2,550,000	\$ -	\$ 650,000	\$ -	\$ -	\$ -	\$ -	\$ 1,900,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	Water Project 17: Monticello Total		\$ 200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	Woodbriar and Quail Crest Water/WW Total		\$ 1,500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	Drainage Improvements Total		\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	Park Beautification Total		\$ 50,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ -	\$ -	\$ -
2026	Nature Center Trail Total		\$ 800,000	\$ -	\$ -	\$ 300,000	\$ 500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2026	New Park Amenity Total		\$ 250,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ -	\$ -	\$ -
2026	Grand Total		\$ 7,425,000	\$ 550,000	\$ 1,875,000	\$ 300,000	\$ 500,000	\$ 300,000	\$ 1,700,000	\$ 1,900,000	\$ -	\$ -	\$ 300,000	\$ -	\$ -	\$ -
2026	Costs not included in Project List		\$ 2,770,763	\$ 1,670,827	\$ -	\$ -	\$ 946,549	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 153,387	\$ -	\$ -
	Total Cash Out		\$ 10,195,763	\$ 2,220,827	\$ 1,875,000	\$ 300,000	\$ 1,446,549	\$ 300,000	\$ 1,700,000	\$ 1,900,000	\$ -	\$ -	\$ 300,000	\$ 153,387	\$ -	\$ -
2026	Revenues		\$ 14,051,479	\$ 2,808,186	\$ 1,282,769	\$ 300,000	\$ 7,732,211	\$ 277,316	\$ 1,227,473	\$ 56,749	\$ 13,313	\$ -	\$ 176,140	\$ 162,323	\$ 5,000	\$ 10,000
2026	Inter-fund Transfers		\$ -	\$ -	\$ 2,500,000	\$ -	\$ (4,000,000)	\$ -	\$ 1,500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Total Cash In		\$ -	\$ 2,808,186	\$ 3,782,769	\$ 300,000	\$ 3,732,211	\$ 277,316	\$ 2,727,473	\$ 56,749	\$ 13,313	\$ -	\$ 176,140	\$ 162,323	\$ 5,000	\$ 10,000
	Ending Balance FY26		\$ 18,475,862	\$ 4,889,939	\$ 2,904,653	\$ -	\$ 3,397,814	\$ 1,274,605	\$ 2,654,448	\$ 1,391,675	\$ 723,820	\$ 2,649	\$ 595,815	\$ 416,472	\$ 103,179	\$ 120,794
2027	Water Project 13: Glade at Old Oak / SH121 Total		\$ 200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 200,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Water Project 15: Rustic Oaks Total		\$ 400,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 400,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Water Project 17: Monticello Total		\$ 3,000,000	\$ -	\$ 2,000,000	\$ -	\$ -	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Public Works Annual Maintenance (Non-Roads) Total		\$ 225,000	\$ -	\$ 225,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Annual Sidewalk/Trail Connectivity Enhancements Total		\$ 550,000	\$ 550,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Annual Street Maintenance Total		\$ 1,000,000	\$ -	\$ 1,000,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Western Trails Total		\$ 500,000	\$ -	\$ 50,000	\$ -	\$ -	\$ 450,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Drainage Improvements Total		\$ 500,000	\$ -	\$ 100,000	\$ -	\$ 100,000	\$ 300,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Nature Center Trail Total		\$ 2,500,000	\$ -	\$ -	\$ 1,200,000	\$ 800,000	\$ 500,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Grand Total		\$ 8,875,000	\$ 550,000	\$ 3,375,000	\$ 1,200,000	\$ 900,000	\$ 1,250,000	\$ 1,600,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2027	Costs not included in Project List		\$ 2,828,298	\$ 1,722,553	\$ -	\$ -	\$ 952,358	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 153,387	\$ -	\$ -
	Total Cash Out		\$ 11,703,298	\$ 2,272,553	\$ 3,375,000	\$ 1,200,000	\$ 1,852,358	\$ 1,250,000	\$ 1,600,000	\$ -	\$ -	\$ -	\$ -	\$ 153,387	\$ -	\$ -
2027	Revenues		\$ 14,998,687	\$ 2,861,924	\$ 1,382,769	\$ 1,200,000	\$ 7,649,627	\$ 253,369	\$ 1,227,743	\$ 56,479	\$ 13,313	\$ -	\$ 176,140	\$ 162,323	\$ 5,000	\$ 10,000
2027	Inter-fund Transfers		\$ -	\$ -	\$ 3,000,000	\$ -	\$ (4,400,000)	\$ -	\$ 1,400,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
	Total Cash In		\$ -	\$ 2,861,924	\$ 4,382,769	\$ 1,200,000	\$ 3,249,627	\$ 253,369	\$ 2,627,743	\$ 56,479	\$ 13,313	\$ -	\$ 176,140	\$ 162,323	\$ 5,000	\$ 10,000
	Ending Balance FY27		\$ 21,771,251	\$ 5,479,310	\$ 3,912,422	\$ -	\$ 4,795,083	\$ 277,974	\$ 3,682,191	\$ 1,448,154	\$ 737,133	\$ 2,649	\$ 771,955	\$ 425,408	\$ 108,179	\$ 130,794



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number WS-2

Agenda Date 7/6/2022

Type Worksession

Department Finance

Title

Discussion of updates to fees/charges

Explanation

Staff is proposing the following fee/charge changes for fiscal year 2023:

- Removing the City's library late fees
- Removing the City's alarm fees
- The following increases to Colleyville Center fees:

Increasing Saturday weekend rates from \$3,000 to \$4,000

Increasing Friday/Sunday rates from \$2,500 to \$3,000

Non-profit discount for both aforementioned rates will be 50%

Attachments

1. Exhibit A Fees FY2023 redline
2. 2023 Recommended Fee Changes

Sec. 2-26. - Fees and charges for city services.

(a) The following fees will be in effect in all city departments:

Notary fee (non-city related business): As prescribed by V.T.C.A., Government Code § 406.024.

(b) City secretary services:

Records request research, per hour \$15.00

Document certification (per transaction) 8.00

The city will charge fees for public information per Texas Government Code, Chapter 552 in accordance with the Administrative Code, Title I, Part 3, Chapter 70.

(c) Financial services:

New utility account processing \$2.00

Confidentiality of utility records request processing 2.00

Parking violation court cost fee 5.00

Failure to appear warrant fee 25.00

Broken/damaged/cut lock or tie 25.00

(d) Police services:

Accident reports \$6.00

Fingerprinting—First card 10.00

Fingerprinting—Each additional card 5.00

Conduct letters:

For original 10.00

For each additional 5.00

Miscellaneous police reports 2.00

Press release of police report 1.00

(e) Animal services:

Daily care of impounded animals, per day \$10.00

Each additional impounded animal, same owner, per day 10.00

Removal and disposal of live unwanted pets 30.00

Animal impound fee (second impounding) 50.00

Animal impound fee (third impounding) 75.00

Animal impound fee (fourth impounding) 150.00

Animal impound fee (fifth and greater impoundings) 150.00

Removal of individually trapped animals (private trap, if inappropriate for animal or incompatible with use of syringe pole for euthanasia) 30.00

(f) Fire prevention:

Fire alarm systems and Access Control Systems:

Plans review (new, alteration, or relocation) \$70.00

Inspection of system once in place:

Number of Devices	Fee
1 to 10	75.00
11 to 25	100.00
26 to 100	200.00
101 to 200	275.00
201 to 500	500.00
Per device for each over 500	1.00

Fire sprinkler systems—Above ground:

Plans review (new, alteration, or relocation) 150.00

Inspection of system once in place:

<i>Number of heads</i>	<i>Fee</i>
1 to 19 heads	75.00
20 to 100 Heads	100.00
101 to 300 Heads	200.00
301 to 1,000 Heads	400.00
Per head for each over 1,000 heads	1.00

Fire sprinkler systems—Underground:

Fire Sprinkler System (Relocation or modification) three sets of detailed plans

- a. Inspection is required before ditch is covered
- b. 2 hour/200 lb. test is required 50.00

Licensing inspections:

Hospitals 100.00

Nursing/long term care homes 75.00

Day care/mothers' day out 50.00

Foster and adoptive homes 10.00

Home inspection—Insurance 50.00

Permits and miscellaneous fees:

Fixed fire protection system (new, alteration, or relocation) three sets of detailed plans 50.00

Security gates (required three sets of detail plans) plus \$25.00 per required sign 50.00

Storage of flammable or combustible liquids at construction sites 50.00

Installation of compressed natural gas (CNG) container or stations 50.00

Removal, relocation of compressed natural gas (CNG) container or station 50.00

Installation of liquid petroleum gas (LPG) container 50.00

Removal, relocation of liquid petroleum gas (LPG) container 50.00

Installation of liquefied natural gas (LNG) container or station 50.00

Removal, relocation of liquefied natural gas (LNG) container or station 50.00

Spray booths (new) three sets of detailed plans 50.00

Spray booths (modification or relocation) three sets of detailed plans 50.00

Carnivals and fairs—Site plan and layout of vendors required 50.00

Fireworks display—Site inspection is required 100.00

Flammable and combustible liquids:

- a. Repair or modify a pipeline 100.00
- b. Product removal from underground storage tank 50.00
- c. Status change in product facilities 50.00
- d. Change type of contents in liquid tank(s) 50.00

Occupant load increase 50.00

Pyrotechnical special effects 100.00

Tents (any size) 50.00

Impervious Coverage Permit \$100.00

- (g) Response related to natural gas leaks and hazardous materials releases: Recovery of expenses related to natural gas leaks and hazardous materials releases caused by contractors or carriers which require an on scene response where city staff are unavailable for other emergencies for one hour or more and incidents involving negligence related to drug and/or alcohol impairment will be billed for public safety services if the incident involved any criminal offense greater than a Class C misdemeanor will be as follows:

Employee costs—Actual employee salary costs during the incident.

Emergency vehicle use fees:

Ambulance—To 210 HP, per hour \$ 41.00

Police car—Patrolling, per mile 0.63

Police car—Stationary, per hour 18.00

Fire truck—1500 GPM, per hour 95.00

Fire truck—2000 GPM, per hour 105.00

Ladder truck—At least 75 feet, per hour 145.00

- (h) Development fees—Planning and zoning services:

Preliminary plat, Final plat, or Replat \$500.00

plus, per lot 7.50

Minor plat 250.00

Amending plat 250.00

Rezoning application 500.00

plus, per acre 5.00

PUD application 750.00

plus, per acre 5.00

Amendment to existing PUD to add, delete, or change a special condition to an existing PUD ordinance 450.00

SUP application 500.00

plus, per acre 5.00

SUP residential accessory building 250.00

SUP residential carport 250.00

SUP alcoholic beverage sales 500.00

ZBA variance and appeal application 250.00

Sign board appeal 250.00

Tree mitigation appeal 250.00

Building Board of Appeals 250.00

Site plan application review 250.00

Landscape plan application review 250.00

Zoning verification letter 50.00

(i) Development fees:

Permanent sign permits 75.00

Temporary sign permits 50.00

exception: grand opening 0.00

Sign recovery fee 25.00

Network Provider Fees

Small cell application fee (this penalty shall not exceed and is capped by statutory limits)	\$500.00 (1-5 network notes); \$100.00 (each additional network node); \$1,000.00 per pole
Small cell user fees (this penalty shall not exceed and is capped by statutory limits)	\$270.00 annually for each network node
Transport facility monthly user fee (this fee shall not exceed and is capped by statutory limits)	\$28 multiplied by the number of the network provider's network nodes located in the public right-of-way for which the installed transport facilities provide backhaul, until the time the network provider's payment to the city exceeds its monthly aggregate per month compensation to the city

(j) Development fees—Plan review, inspection, and permit fees:

Permit fees. The schedule of permit fees shall be in accordance with the fee schedule below:

Calculating construction values. The construction values used for calculating permit fees shall not be less than the most recent building valuation data published by the International Code Council. Said permit fees shall be adjusted on an annual basis for permit applications received on or after the 1st day of June

using the most recent edition of the building valuation data. The regional modifier of 0.93 shall be applied to the building valuation data used for calculating construction values.

COMMERCIAL PERMIT FEE SCHEDULE	
Total Valuation	Fee
\$1.00 to \$500.00	\$50.00
\$501.00 to \$2,000.00	\$50.00 for the first \$500.00 + \$4.00 per each added \$100.00
\$2001.00 to \$25,000.00	\$75.00 for the first \$2,000.00 + \$16.00 per each added \$1,000.00
\$25,001.00 to \$50,000.00	\$500.00 for the first \$25,000.00 + \$13.50 per each added \$1,000.00
\$50,001.00 to \$100,000.00	\$750.00 for the first \$50,000.00 + \$8.25 per each added \$1,000.00
\$100,001.00 to \$500,000.00	\$1,250.00 for the first \$100,000.00 + \$6.25 per each added \$1,000.00
\$500,001.00 to \$1,000,000.00	\$4,000.00 for the first \$500,000.00 + \$5.50 per each added \$1,000.00
\$1,000,001 and up	\$7,500.00 for the first \$1,000,000.00 + \$5.00 per each added \$1,000.00

Residential Building Permit Fees. (Fee for a Residential building permit includes Building Permit, Building e-Permit, Plumbing Permit, and Mechanical Permit)

1. New Residential: (One-and-Two Family Dwellings and Additions).....\$1.00/sf area under roof
2. Alteration/Remodel and Accessory Structures: (Area within previously permitted space and detached structures).....\$0.80/sf protect area

Inspection charges. Permit fees shall include the cost of all required inspections.

Reinspection fees. If the code official is required to make a reinspection, the following fees shall apply: (1) The first reinspection fee shall be \$75.00; (2) The second, and any subsequent, reinspection fee shall be \$125.00. Failure to pay such charges as provided in this code may result in the forfeiture of the right of such contractor to obtain other permits until such charges are paid.

Fees due. All building permit fees shall be due when the permit is issued.

Fee refunds. The code official shall be authorized the refunding of fees as follows:

- (1) The full amount of any fee paid hereunder that was erroneously paid or collected.

- (2) Not more than 90 percent of the permit fee when no work has been done under a permit issued in accordance with this code.
- (3) Not more than 90 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.

The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

Sport court (concrete, nets, fencing, lighting) \$100.00

Lot grading and drainage compliance fee 125.00

New residence plan review 350.00

Residential addition and remodel plan review 150.00

Commercial plan review fee 65% of building permit fee

Swimming pool plan review fee 50.00

Water well drilling permit 50.00

Irrigation system permit 75.00

Fence permit 75.00

Masonry screening fence permit 125.00

Retaining wall 125.00

Swimming pool permit 300.00

Spas, Hot Tubs, or Fountains 200.00

Re-roofing permit (one square or more) 50.00

Grading and earthwork permit 75.00

Curb cut permit 55.00

Driveway approach permit 75.00

Temporary construction trailer 100.00

Temporary event permit 100.00

Temporary use permit 100.00

Temporary use permit—Portable storage structure 25.00

Used/obsolete street sign purchase fee (per sign) 25.00

Certificate of Occupancy or re-occupancy 100.00

Temporary certificate of occupancy 250.00 (per month)

Contractor registration fee 100.00 (per 12 month period)

Construction concealment fee (for work performed without inspections) 350.00

Special inspection fee 100.00/hour (min. 2 hours)

Additional plan review 50.00 per plan review

Water heater replacement 75.00

HVAC equipment replacement 75.00

Building E-Permit..... \$75.00

Mechanical Permit..... \$75.00

Plumbing Permit..... \$75.00

Performing Work w/o – MEP, Irrigation, Fence, Roof, Sign, Well..... \$250.00

Homestead Exemption 50% Discount – (Owner acting as GC, except NSF permits)

Application for Encroachment and Joint Use Agreement:

Document Length	Fee
1 to 10 pages	120
11 to 20 pages	160
21 to 30 pages	200
Over 30 pages	240

Weed mowing administrative fee 120.00

Weed mowing violation notification letter fee (second and all following notification letters within current calendar year) 50.00

Weed mowing fee, per acre 175.00

Demolition fee 50.00

Brush abatement fee:

Actual expenses incurred, not to exceed the estimated value of the affected property.

Sidewalk waiver request general waiver request to a Land Development Code or Code of Ordinances requirement 250.00

(k) Charges related to oil and gas wells:

Gas and oil well permit fee (per well bore) \$10,000.00

Gas well special use permit fee (per pad site) 15,000.00

Seismic survey permit 250.00

Pipeline permit 2,500.00

- (l) Public infrastructure plan review and inspection: Prior to the commencement of any public infrastructure improvements associated with private development, the developer shall pay the city a plan review and inspection fee as follows:

Engineering plan review fee—Two percent of the actual cost of the public improvements

Engineering inspection fee—Three percent of the actual cost of the public improvements

Construction materials testing fee—One percent of the actual cost of the public improvements

For each additional review after the second submittal \$250.00

Inspections performed outside of regular business hours for the construction of public infrastructure projects 50.00 per hour

- (m) Recreation:

City sponsored activities—The fee for the city park and recreation sponsored recreation and athletic activities not covered elsewhere shall be calculated for respective activity based upon the estimated costs of conducting such activity (including such items as materials, instructors, umpires, scorekeeper, trophies and other direct program costs) plus an administrative fee, or shall be as stipulated by nationally or statewide recognized athletic organizations.

Nonresident programming fee \$5.00 per class/course

Recreation Instructor Compensation:

- Indoor Recreation Program Instructors – 70% of total fees collected (instructor) and 30% of total fees collected (City)
- Outdoor Recreation Program Instructors – 80% of total fees collected (instructor) and 20% of total fees collected (City)

Senior center annual membership required for participation in all activities:

Colleyville resident Free

Non-Colleyville resident 10.00

Senior center membership card replacement fee:

Colleyville resident 2.00

Non-Colleyville resident 2.00

- (n) Parks:

Youth sports associations:

Athletic field use fees:

Colleyville residents (per participant/per season/per association) \$5.00

Non-Colleyville residents (per participant/per season/per association) 5.00

Non-Colleyville resident Fee: A fee of \$20.00 shall be charged to each non-resident, per participation in each organized sports association per season.

Field rental fees:

Field		No lights/with lights	Time
Reagan Park	Resident	35.00/50.00	Per 2 hours
	Nonresident	60.00/100.00	Per 2 hours
City Park	Resident	50.00/80.00	Per 2 hours
	Nonresident	100.00/180.00	Per 2 hours
Pleasant Run Park (Game Field)	Resident	50.00/80.00	Per 2 hours
	Nonresident	125.00/175.00	Per 2 hours
Pleasant Run Park (Practice Field)	Resident	35.00/50.00	Per 2 hours
	Nonresident	60.00/100.00	Per 2 hours

Rental fees:

Park pavilion rental per hour (no minimum):

Colleyville residents \$20.00

Non-Colleyville residents 30.00

Tennis court rental-Per person (per one and one-half hour increment): \$ 3.00

Pickleball court rental – per person (per one and one-half hour increment)\$ 3.00

McPherson Park group pavilion rental per hour (no minimum):

Colleyville residents 40.00

Non-Colleyville residents 70.00

Wedding event in a park without amenities 100.00

Senior Center: rooms available include the Blue Bonnet Room, Computer Room, and Cowboy Room.

Rental Fee 5.00

Deposit (refundable) 50.00

Webb House:

Monday through Thursday, 8am – 10pm
 Colleyville resident\$30.00/hr; 3-hour minimum
 Non-Colleyville resident\$60.00/hr; 3-hour minimum

Friday through Sunday, 8am – 10pm
 Colleyville resident\$40.00/hr; 3-hour minimum
 Non-Colleyville resident\$90.00/hr; 3-hour minimum

Deposit (refundable)\$200.00

(o) Colleyville center fees and charges:

Non-Resident and Business—Standard Rates

Room	* Weekday rate	Prime weekend Fri/Sat/Sun
	Four-hour block of time, except for entire building rental which is ten hours	Ten-hour rental
Small conference room	\$200.00	Entire building rental only
North hall	\$375.00	Entire building rental only
South hall	\$375.00	Entire building rental only
North & South Hall Combined	\$700.00	Entire building rental only
Entire building	\$2,100.00 weekday	Friday and Sunday \$2,500.00 <u>3,000</u> Prime Saturday \$3,000.00 <u>4,000</u>
Bluebonnet Courtyard	\$300.00 Available as add-on when renting North & South Hall Combined	Included in rental fee
Garden plaza (Including chairs)	\$300.00	\$300.00

Décor Fee	\$300	\$300
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Sanitation Fee \$50-75 per rental contract

* Includes tables, chairs, and all add-ons listed in the video, audio, and room set sections of the administrative fee schedule.

Colleyville Resident/Business—With 20% Discount

Room	* Weekday rate	Prime weekend Fri/Sat/Sun
	Four-hour block of time, except for entire building rental which is ten hours	Ten-hour rental
Small conference room	\$160.00	Entire building rental only
North hall	\$300.00	Entire building rental only
South hall	\$300.00	Entire building rental only
North & South Hall Combined	\$560.00	Entire building rental only
Entire building	\$1,680.00 weekday	\$1,680 Friday and Sunday \$2,000 Prime Saturday
Bluebonnet Courtyard	\$300.00 Available as add-on when renting North & South Hall Combined	Included in rental fee
Garden plaza (including chairs)	\$300.00	\$300.00

* Includes tables, chairs, and all add-ons listed in the video, audio, and room set sections of the administrative fee schedule.

Colleyville Based Non-Profit and Civic Organizations

Room	* Weekday rate	Prime weekend Fri/Sat/Sun
	Four-hour block of time, except for entire building rental which is eight hours	Eight-hour rental
Small conference room	\$90.00	Entire building rental only
North hall	\$120.00	Entire building rental only
South hall	\$120.00	Entire building rental only
North & South Hall Combined	\$210.00	Entire building rental only
Entire building	\$450.00 weekday	50% discount Friday and Sunday \$1, 050 <u>500</u> .00 2050 % discount prime Saturday \$2,000.00
Bluebonnet Courtyard	Included in full building or North & South Hall Combined rental fee	
Garden plaza (including chairs)	\$450.00	\$450.00

Administrative Fees		
	Non-profit	Standard
Video		
LCD Projector per hour (portable and ceiling mount)	\$65.00 with weekday max \$150.00	\$65.00

LCD 220" rear screen HD projector per hour	\$75.00 with weekday max \$200.00	\$75.00
Rolling video cart with electrical and extension	\$2.00	\$10.00
Stage front drop screen	\$10.00	\$40.00
White board/flip chart with easel	\$20.00	\$20.00
Easel	\$15.00	\$15.00
Audio		
Baby grand piano	\$100.00	\$100.00
Stage lighting and sound board	\$200.00 + AV tech	\$200.00 + AV tech
Podium with microphone	\$20.00	\$35.00
Corded microphone on stand—One free with N/S hall	\$15.00	\$15.00
Wireless microphone (hand held or lapel)	\$25.00	\$50.00
Colored up lights	\$200.00	\$200.00
Room set		
Linens (per linen) weekdays only	\$10.00	\$10.00
Draped and skirted registration table	\$15.00	\$15.00
Room change after final set (per table and chair set)	\$20.00	\$20.00
Catering		
Kitchen Use/Food Service (when food is brought in) - flat fee based upon set up or attendance whichever is greater	\$1.00 per person weekday or weekend (\$300.00 max)	\$1.00 per person weekday \$2.00 per person weekends (\$300.00 minimum)

Deluxe coffee service with condiments	15 cup carafe—\$15.00	15 cup carafe—\$15.00
Water/soda service	\$1.00 per bottle	\$1.00 per bottle
Miscellaneous		
Copies 1—50—\$0.25 first copy, \$0.10 thereafter	\$0.25/\$0.10	\$0.25/\$0.10
Deposits		
Entire building	\$500.00	\$1,000.00
Grand hall	\$300.00	\$300.00
Half hall (North or South)	\$200.00	\$200.00
Conference room	\$50.00	\$50.00

Miscellaneous Fees/Policies

Cancellation Policy—Any cancellation of a Friday, Saturday, or Sunday entire building rental or combined north/south hall booking shall result in lessee forfeiting one-half of the deposit. If the cancellation is received 180 to 120 calendar days prior to the event, the lessee will forfeit all of the deposit. If the cancellation is received less than 120 calendar days prior to the event, the lessee will forfeit all monies paid to the Colleyville Center.

Colleyville Center deposit forfeiture—Up to \$1,000.00 will be retained from lessee deposit for failure to leave the premises (building and grounds) in as good or better condition than it was prior to being leased or for failure to pay outstanding balance of other fees.

AV surcharge—All rented audio visual equipment brought into the building by another vendor incurs a 15 percent charge of the Colleyville Center fee for same equipment.

Non-profit donations—Any not for profit organization that donates over \$50,000.00 to the Colleyville Center does not incur equipment fees. Supply and service fees are not included in this waiver. If a not for profit organization donates a single piece of equipment, it becomes Colleyville Center property and use of that equipment by that organization does not incur equipment fees.

Discount for using local businesses—If a client uses three or more Colleyville businesses during their event, the center will provide complimentary colored up-lighting (\$200.00 value).

Additional rental hours—If a client requests to extend a rental of the entire building beyond their eight hour rental, additional hours will be available for an additional \$250.00 per hour, within the business hours of the center. The additional hours must be requested in advance. Fees will not be pro-rated for increments of time less than one hour.

Late fees—The Colleyville Center closes at 12:00 a.m. (midnight) on Friday and Saturday and 11:00 p.m. Sunday through Thursday. Should a client remain on the premises after the building is closed, a fee

will be assessed at the rate of \$1,000.00 per hour until such time the building is vacated. Fees will not be pro-rated for increments of time less than one hour.

Colleyville Center rental hours—The Colleyville Center is available for rental from 8:00 a.m. to 11:00 p.m. Monday through Thursday, 8:00 a.m. to midnight on Friday, 11:00 a.m. to midnight on Saturday, and 11:00 a.m. to 11:00 p.m. on Sunday. Weekday rental rates apply Monday through 4:00 p.m. on Friday. Prime weekend rates apply 4:00 p.m. Friday through 11:00 p.m. Sunday. For holiday closures, the Colleyville Center may follow the schedule for City offices.

(p) Library:

**Colleyville Public Library
Circulating Materials Restrictions**

Materials	Loan period	Limits *	Fees/fines **	Renewal limits ***
Fiction books	21 days	No limit	\$0.25 per day <u>0.00</u>	5
Non-fiction books	21 days	No limit	\$0.25 per day <u>0.00</u>	5
Best sellers	7 or 14 days	No limit	\$0.25 per day <u>0.00</u>	5
Magazines	7 days	No limit	\$0.25 per day <u>0.00</u>	5
Feature-length DVDs (60 min.+)	7 days	10	\$1.00 per day <u>0.00</u>	5
Educational/DVDs	7 days	10	\$0.25 per day <u>0.00</u>	5
Children's DVDs (under 60 min.)	7 days	10	\$0.25 per day <u>0.00</u>	5
Compact discs	7 days	10	\$0.25 per day <u>0.00</u>	5
J Kits	21 days	No limit	\$0.25 per day <u>0.00</u>	5
Books on compact disc	21 days	No limit	\$0.25 per	5

			day 0.00	
J Holiday books	7 days	Varies by holiday	\$0.25 per day 0.00	0 during holiday
STEAM kit	1 week [7 days]	1 per household, adult cardholder only	\$1.00/day day 0.00	0

* No limit until a maximum of 40 items is reached. A total of 40 items per card.

** Overdue fines threshold is \$5.00.

*** Renewals are allowed when materials are not on reserve for another patron.

**Colleyville Public Library
Materials Replacement and Processing Fees**

Item	Cost	Processing fee
Library card	\$2.00	\$0.00
Book	Cost of item	5.00
Paperback book	Cost of item	5.00
Board book	Cost of item	2.00
Magazine	Cost of item	2.00
Compact disc	Cost of item	5.00
Lost compact disc outer insert	0.00	5.00
Book on CD	Cost of item	5.00
Lost/damaged single book on CD disc	Cost of single CD	1.00
DVD	Cost of item	5.00
Lost DVD outer insert	0.00	5.00

Audio-visual material containers	Cost of item	5.00
Kit bags	Cost of item	2.00
Bar codes/RFID tags	\$1.00	0.00
STEAM Kit, STEAM Kit Case, STEAM Kit Piece(s)	Cost of item(s)	

Print card 0.50

Color copies (per page) \$0.50

Black and white copies (per page) 0.10

Fax—Incoming (per page) 1.00

Fax—Outgoing (per page)

Local 1.00

Long distance 2.00

Non-resident fees:

Non-resident card (non-TexShare, non-reciprocal borrowing participating home library)
25.00

Non-resident card (without home library) 25.00

Interlibrary loan materials not picked up 2.00

(q) Utilities (other than base/CIP/T.R.A. rates)

Meter damage fee – cost of the meter or meter repairs

Fire hydrant meter deposit - \$2,500

Damaged double-check assembly - \$300

Lost/missing hydra-storz cap - \$200

Damaged register - \$100

Damaged ball valve - \$75

Damaged chain or lock - \$50

Backflow test - \$50/test

Fire hydrant meter reading - \$25

Colleyville Business Center

Item	Cost	Notes
Work Stations	\$225 / month	20% discount for meeting room; 24-hour access with month
Day Pass	\$25 / day	
Office	\$700 / month	20% discount meeting room; 24- hour access with month
Vault Meeting Room	\$20 / hour (2 hour minimum)	2 – 4 people
Board Room	\$50 / hour (2 hour minimum)	12 people; flat screen TV with hookups
Virtual Office	\$99 / month	Business address / mail; 20% discount meeting room; 2 days per month; work station
Facility	\$750 / evening, 6 – 9 p.m. (Mon. – Thurs.)	Set up and tear down
Mailbox	\$50 / month	Business address / mail

(O-14-1945, § 2(Exh. A), 12-16-2014; Ord. No. O-15-1969, § 3, 9-15-2015; Ord. No. O-16-1991, § 2, 9-20-2016; Ord. No. O-17-2022, § 1, 8-15-17; Ord. No. O-17-2030, § 2 (exh. A), 9-19-17; Ord. No. O-18-2072, § 1, 1-15-19)

Editor's note— Ord. No. O-17-2030, § 2(Exh. A), adopted September 19, 2017, repealed the former § 2-26, and enacted a new § 2-26 as set out herein. The former § 2-26 pertained to similar subject matter. See Code Comparative Table for complete derivation.

Discussion of Recommended Changes to Fees & Charges

City Council Work Session
July 6, 2022

Library

Library

- Removal of Library late fees



Police Department

Removal of alarm fees



Colleyville Center

Colleyville Center

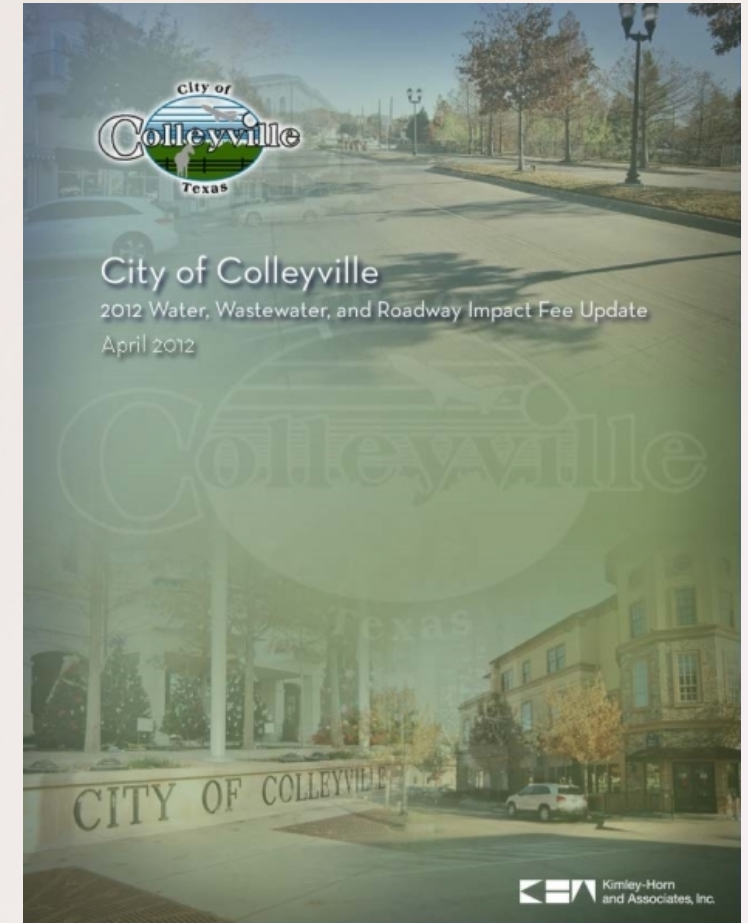


Rental Rates

- Saturday weekend rate from \$3,000 to \$4,000
- Friday/Sunday rate from \$2,500 to \$3,000

Non-Profit Discount

- Saturday discount increased from 20% to 50%
- Friday/Sunday discount remains at 50%



Questions and Discussion



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number WS-3

Agenda Date 7/6/2022

Type Worksession

Department City Secretary

Title

Discussion and review of the City Council Rules of Procedure

Explanation

Section 3.09B of the Charter of the City of Colleyville provides that "the Council shall determine its own rules and order of business..." Further, Section 2.01 of the Charter provides that the City Council shall have the powers, functions, rights, privileges and immunities of every name and nature, that are now or hereafter, may be granted to a Home Rule City by the Constitution and State law, together with all implied powers necessary to carry into execution all such powers granted." In order to provide the framework for the execution of these powers and authority, the following set of rules shall be in effect upon their adoption by the City Council, and until such times as they are amended or new rules adopted in the manner provided for by these rules.

The attached redline copy of the City Council Rules of Procedure provides items for City Council's consideration and discussion.

Section 2.1 – adding "and Councilmember Orientation/Training/Goals and Objectives Visioning"

Section 3.1 and 5.1D – consider changing the regular City Council Meeting start time to 7:00 p.m.

Section 4.1 – adding "by last name alphabetical order"

Section VII. – change to "Applications for Boards, Commissions, and Committees are accepted two months prior to the appointment term. Ex: March appointments will be advertised and applications for appointment accepted January through February.

Section VIII. – add **APPOINTMENT OF CITY COUNCIL LIAISONS**

At the discretion of the Mayor or by call of three (3) Councilmembers, a Councilmember or Councilmembers may be appointed as a liaison, representing the City, to a City Board, Commission, or Committee, the Chamber of Commerce, Independent School District, or other organizations.

Correct previous section VIII to be Section IX and correct appropriately.

Staff proposes two additions:

1. **Consideration of moving to a consent agenda** (not just a consent resolution).
2. **Consideration of Summer Attire:** wearing certain shirts during the summer months. Such as "Stars & Guitars" in June and "patriotic" shirts in July. The idea would be short sleeve polo shirts in the summer with a theme and more traditional shirts in the fall/winter.

If the consideration of summer attire and a consent agenda are added and approved, there will be additional corrections to make to the structure of the Rules of Procedure.

Attachments

1. Proposed updates to the City Council Rules of Procedure - July 2022



CITY COUNCIL

RULES OF PROCEDURE

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SECTION I. AUTHORITY

- 1.1 Charter. Section 3.09B of the Charter of the City of Colleyville provides that "the Council shall determine its own rules and order of business..." Further, Section 2.01 of the Charter provides that the City Council shall have the powers, functions, rights, privileges and immunities of every name and nature, that are now or hereafter, may be granted to a Home Rule City by the Constitution and State law, together with all implied powers necessary to carry into execution all such powers granted." In order to provide the framework for the execution of these powers and authority, the following set of rules shall be in effect upon their adoption by the City Council, and until such times as they are amended or new rules adopted in the manner provided for by these rules.
- 1.2 Councilmember Orientation/Training/Goals and Objectives Visioning: Within 60 days of the General Election, the Mayor will call a worksession for Councilmember Orientation/Training/Goals and Objectives/Visioning, for which all Councilmembers will be required to attend. The worksession will be posted in compliance with the Texas Open Meetings Act, however minutes or recording will not be required.
- 1.3 Annual Review. Following the municipal elections each year, City Council may review these rules in accordance with the Charter. In the event no annual review occurs, the standing rules will continue in effect. This does not limit the City Council's right and ability to amend these rules at any other time during the year, in accordance with the Charter.
- 1.4 Amendments. These rules may be amended or new rules adopted by a majority vote of the members of the City Council present.

SECTION II. GENERAL RULES

- 2.1 Meetings to be Public. All meetings of the City Council shall be open to the public, with the exception of Executive Session and Councilmember Orientation/Training/Goals and Objectives Visioning.
- 2.2 City Council. For purposes of these rules, the collective membership of the Mayor and City Councilmembers shall be known as the City Council. Individually, each shall be referred to as Mayor, Mayor Pro Tem, or Councilmember.

- 2.3 Quorum. Four (4) voting members of the City Council shall constitute a quorum.
- 2.4 Minutes of Meetings. An account of all proceedings of the City Council shall be kept by the City Secretary and shall be entered in a book constituting the official record of the City Council. The Official City Council Minutes are action minutes and provide the action taken by the City Council and a summary of subjects discussed.
- 2.5 Questions to Contain One Subject. All questions submitted for a vote shall contain only one subject. If two or more points are involved, any Councilmember may require a division, if the question reasonably admits of a division. Division shall be required only on the affirmative vote of three (3) Councilmembers. If no division is so requested and approved, or the questions do not reasonably admit of a division, the question shall be submitted as originally framed.
- 2.6 City Manager. The City Manager shall attend all City Council meetings unless expressly excused. The City Manager may make recommendations to the City Council and take part in all discussions of the City Council, but shall have no vote.
- 2.7 City Attorney. The City Attorney shall attend all regular meetings of the City Council unless expressly excused and, shall upon request give an opinion, either written or oral, on questions of law during the meeting. The City Attorney shall act as the City Council's Parliamentarian. The City Attorney shall give an opinion, either written or oral, on questions of law to the City Manager or designated representative, during the course of daily affairs of the City. The City Attorney may make recommendations to the City Council and take part in all discussions of the City Council, but shall have no vote. The City Attorney shall confer and discuss with a Councilmember or the Mayor regarding a question of law pertaining to the affairs of the City. In such event, the City Attorney shall advise the City Manager of the question posed and information provided. The City Manager shall forward the information to the full City Council as soon as reasonably practical.
- 2.8 City Secretary. The City Secretary shall attend all meetings of the City Council unless expressly excused, and shall keep the official minutes and perform such other duties as may be requested by the City Council.
- 2.9 Employees. Any employee of the City, when requested by the City Manager, shall attend any meeting of the City Council and, if requested to do so by the

City Manager, such employee may present information relating to matters before the City Council. The City Manager will determine the staff spokesperson for providing information, for a particular agenda item, at the City Council meeting.

- 2.10 Suspension of Rules. Any provisions of these rules not governed by State law, the City Charter, or City Code may be temporarily suspended by a majority vote of all Councilmembers present and eligible to vote.
- 2.11 Executive Session. All matters discussed in Executive Session, as authorized by the Texas Open Meetings Act, may be deemed confidential and by law, participants authorized to attend Executive Sessions are not required to make public disclosure concerning the matters discussed in Executive Session. It shall be the policy of the City Council, that the Mayor, individual Councilmembers, the City Manager, City Attorney, City Secretary, and others who are authorized to attend Executive Sessions shall not make selective disclosure of confidential matters, where the disclosure of the information has not been released to the general public and/or where such disclosure provides an unfair advantage to the recipient or would be detrimental to the City and its citizens. For the opening and closing of an Executive Session, the Mayor shall do such at the location as noted on the official agenda notice posted in compliance with the Texas Open Meetings Act, and all of this information must be included in the certified agenda. (Tex. Gov't Code §551.103) For purposes of regular agenda meeting postings, the opening and closing of an Executive Session shall be done in the Executive Conference Room of City Hall.

SECTION III. TYPES OF MEETINGS

- 3.1 Regular Meetings. The City Council shall meet in the City Hall on the first and third Tuesday of each month at 7:~~30~~00 p.m. unless otherwise officially established by the City Council. The City Council shall take a vote at 12:00 a.m. on whether or not to continue a meeting for additional time if further items are on the agenda and have not been considered. The call for and conduct of all meetings of the City Council, both regular and special as provided in Section 3.2 hereof, shall be in accordance with State law.
- 3.2 Special Meetings. Special meetings may be held on the call of the Mayor or four (4) members of the City Council at the place within the City of Colleyville designated in the public notice. In accordance with State law, the notice to the public of an emergency meeting must be posted at least two hours before the meeting is scheduled to begin. An emergency meeting exists only if immediate action is required of a governmental body because of an "imminent threat to public health and safety" or a "reasonably unforeseeable situation".

- 3.3 Recessed Meetings. Any meeting of the City Council may be recessed to a later time provided that no recess shall be for a longer period than until the next regularly scheduled City Council meeting.
- 3.4 Worksession Meetings. Worksession meetings may be called by the Mayor, any three (3) Councilmembers, or the City Manager for the purpose of discussing in depth, investigating, or exploring matters of interest to the City, without formal action being taken thereon by the City Council. The time, place, and purpose of such worksession meeting shall be stated in a notice complying with the Texas Open Meetings Act. Such worksession meetings may be held in any appropriate location outside the City Hall upon concurrence by any three (3) Councilmembers or as determined by the City Manager. Such worksession meetings may include, but shall not be limited to, meetings with neighboring governmental bodies or agencies, meetings with one of the City's appointed boards, commissions, or committees, civic organizations, or a meeting for Councilmembers to research, evaluate, explore, investigate or discuss any matter of interest or possible action affecting the City, subject to compliance with the provisions of the Texas Open Meetings Act.

No official action shall be taken at any worksession meeting, unless a regular or special meeting is called as provided for in these Rules.

SECTION IV. CONDUCT OF MEETINGS

- 4.1 Presiding Officer. The Mayor, if present, shall preside at all meetings of the City Council. In the absence of the Mayor, the Mayor Pro Tem shall preside. In the absence of both Mayor and Mayor Pro Tem, the most senior tenured Councilmember, by last name alphabetical order, shall preside.
- 4.2 Call to Order. The meetings of the City Council shall be called to order by the Mayor, or in the Mayor's absence, by the Mayor Pro Tem. In the absence of both the Mayor and Mayor Pro Tem, the meeting shall be called to order by the City Secretary.
- 4.3 Preservation of Order. The Mayor shall preserve order and decorum, prevent clash of personalities or the impugning of Councilmembers' motives to occur and confine Councilmembers in debate to the question under discussion.
- 4.4 Points of Order. The Mayor shall determine all points of order, subject to the right of any Councilmember to appeal to the City Council. If any appeal is taken, the question shall be "Shall the decision of the Mayor be sustained?"

- 4.5 Questions to be stated. The Mayor shall state all questions submitted for a vote and announce the result.
- 4.6 Substitution for Mayor. The Mayor may call the Mayor Pro Tem, or in the Mayor Pro Tem's absence, any other Councilmember to take the Mayor's place in the chair, such substitutions not to continue beyond adjournment.
- 4.7 Amendment to the Minutes. Amendments to the Minutes are made by a motion during the item to consider approval of the minutes. The Minutes are action minutes and provide the action taken by City Council and a summary of subjects discussed. If a Councilmember desires that certain information be included in the minutes, the Councilmember shall state prior to the information, "For the record". If it is a lengthy statement, a written copy shall be provided to the City Secretary.
- 4.8 Written Correspondence. A citizen's request in the reading of a statement into the public record as part of a City Council agenda item is at the sole discretion of any member or all of the governing body. The City Council is not obligated to provide for a reading of correspondence into the public record on behalf of an absent individual as part of a City Council public hearing. The City Council, any or all Councilmembers, may elect to provide for a reading of the correspondence, make reference indicating the general position of the correspondence, or pass over the correspondence. The correspondence is provided to City Council and is included in the City Council agenda packet.

SECTION V. AGENDA

5.1 Preparation of Agenda.

- A. The order of business of each meeting shall be as contained in the City Council agenda compiled and prepared by the City Secretary and approved by the City Manager. The agenda shall be a listing by topic of subjects to be considered by the City Council, and, in the case of regular meetings, shall be delivered to the City Council not less than 72 hours proceeding the Tuesday evening meeting to which it pertains. An item shall be placed on the agenda when requested by the Mayor or any two members of the City Council at the next regularly scheduled meeting of the City Council.
- B. Any member of the City Council desiring to present a subject for City Council consideration shall advise in writing to the City Manager of the fact not later than 4:30 p.m. on Wednesday preceding regular City

Council meetings. Subject matter will be accompanied by a summary regarding the purpose for the inclusion of this subject on the agenda.

- C. Items Omitted from Agenda. Any item not appearing on the agenda shall not be taken up for discussion as a matter of City Council business during a regular meeting unless it is of an emergency nature and comes to the City's attention too late to appear on the agenda. Such special, urgent, or emergency issues shall be posted in compliance with the Texas Open Meetings Act and the City Charter and may be added as a supplemental item to the regular agenda.
- D. The regular agenda items shall be generally considered in the following order:
 - a. Worksession Items
 - b. Executive Session – Executive Conference Room
 - c. Call to Order - 7:~~30~~00 p.m. - Council Chambers
 - d. Invocation
 - e. Pledge of Allegiance
 - f. Resolution action on Executive Session item(s)
 - g. Announcements, Proclamations and Presentations
 - h. Consent Items
 - i. Items not for City Council action
 - j. Public Hearings
 - Ordinance(s), Tabled Ordinance(s), Resolution(s), Tabled Resolution(s)
 - k. Citizen Comments
 - l. Reports of Boards, Commissions, and Committees
 - m. Resolution approving City Council action not otherwise approved
 - n. Adjournment
- E. The general order of a Public Hearing shall be:
 - a. Staff presentation
 - b. Applicant introductory presentation – five minutes
 - c. City Council discussion
 - d. Open Public Hearing
 - e. Citizen comments - five minutes each (Large groups supporting the same position may be asked to select a representative to speak for the group)
 - f. Close public hearing
 - g. City Council discussion and vote

h. In the alternative, the item may be tabled or continued to a future meeting of the City Council.

1. If the City Council wishes to consider additional public testimony, the public hearing shall be reopened and the public hearing and item shall be continued to a date certain.
2. If the Public Hearing is not reopened and continued to a date certain, the City Council may only conduct an additional public hearing upon publication of notice in accordance with Chapter 211 of the Local Government Code.

F. The City Manager, through the City Secretary, shall provide the City Council with a written analysis of and recommendation of items to be acted on by the City Council at its meetings. These communications shall be generally referred to as agenda packets. The agenda packets for all regular meetings shall be delivered to the City Council by the Friday preceding the Tuesday regular meeting to which it pertains, unless an emergency condition makes it necessary to deliver the communication on a subsequent day.

G. The City Secretary shall post notices of all City Council meetings in order to afford compliance with the Texas Open Meetings Act.

5.2 Consent Agenda. In preparing the consent agenda, the City Manager shall give consideration to the number and degree of complexity of items to be considered by the City Council for the purpose of conserving the City Council's time in meetings. Items, which are anticipated to be routine and require little or no discussion by the City Council shall be listed under the agenda category, styled "Consent Items". Prior to taking up the Consent Agenda, the Mayor shall determine if there are any items thereon which should be removed from the Consent Agenda for discussion. Any Councilmember may, upon request, remove any item from the Consent Agenda for discussion and separate action. Thereafter, all remaining Consent Agenda items may be acted upon by a single motion approving the Consent Agenda. Items removed from the Consent Agenda shall be considered on the ending Resolution, which is for action not otherwise approved.

5.3 Citizen Participation at Meetings.

- a. Presentations by citizens must be confined to the agenda item being considered and any questions will be directed to the Mayor. Citizens wishing to speak shall be allowed to speak, provided prior to the

- consideration of the item; said person completes and delivers to the City Secretary a Speaker's Card providing name, address, and topic. Presentation(s) by citizens shall be limited to a period of not more than five (5) minutes with two (2) additional minutes to conclude, at the option of the Mayor or the consent of the City Council, for each speaker. Any time spent by the City Council will not be counted against the citizen's time allotment. No person shall speak more than the time limits provided herein on any subject. That privilege shall not be accorded unless there is an exception supported by a majority of those eligible to vote. The Mayor shall not be obligated to recognize a speaker for a second comment on a subject until all others have spoken and there is unused time available.
- b. Following a request by a Councilmember, the Mayor may request the City Council suspend the rules to allow citizens to speak after the public hearing has been closed.
 - c. To maintain decorum, the Mayor shall recognize persons who have completed a Speaker Card indicating a desire to address the City Council.
 - d. As a rule, citizens may not participate in discussions of the City Council except when recognized by the Mayor and during citizen presentations, public hearings, and as otherwise provided for in these Rules.
 - e. Citizens may speak on items under the item "Citizen Comments". The presentation time period is as listed herein Section 5.3 a.

SECTION VI. DECORUM AND DEBATE

6.1 Decorum and Debate

- a. These rules are intended to serve as a statement of intent as to how this City Council endeavors to conduct itself during City Council meetings. It is the intent of the City Council that all members shall act based on a consistent level of information, with the goal being to act fully informed on all matters. Accordingly, when a Councilmember obtains material relevant to a matter before the City Council, which has not otherwise been disclosed to the City Council, such Councilmember shall promptly provide such material to the City Manager and City Secretary for dissemination to the City Council. All such information will

be disseminated and disclosed to the full City Council, prior to the case being presented.

- b. When a measure is presented for consideration to the City Council, the Mayor shall recognize the Councilmember(s) to present the case, as needed. When two or more Councilmembers wish to speak, the presiding officer shall name the Councilmember who is to speak first. No member of the City Council shall interrupt another while speaking except to make a point of order or to make a point of personal privilege.
- c. The Mayor shall not be obligated to recognize any Councilmember for a second comment on the subject or amendment until every Councilmember wishing to speak has been allowed a first comment.
- d. Questions from speakers to the City Council with request for an immediate answer, except the applicants and persons representing applicants on platting or zoning cases, shall be prohibited. A Councilmember's questions to speakers should be to specific individuals and the Mayor should explain to those individuals beforehand that they may come to the podium and answer if they choose to.
- e. Any Councilmember desiring to speak shall be recognized by the Mayor, and shall confine remarks to the subject under discussion or to be discussed. No Councilmember shall be allowed to speak more than once on any one subject until every Councilmember wishing to speak shall have spoken.
- f. No Councilmember shall be permitted to indulge in personalities, use language personally offensive, impugn motives of Councilmembers, charge deliberate misrepresentation, or use language tending to hold a member of the City Council, the public, or City staff up to contempt.
- g. The Mayor shall not permit unrecognized speaker's comments or allow a member of the audience to indulge in personalities, use language tending to hold the City Council, the public, or City staff up to contempt.
- h. If a Councilmember is transgressing the rules of the City Council, through speech or otherwise, the Mayor shall, or any Councilmember may, call him/her to order in which case he/she shall immediately be quiet unless permitted to explain. The City Council shall, if appealed to, decide the case without debate. If the decision is in favor of the Councilmember called to order, he/she shall be at liberty to proceed,

but not otherwise, and if the case occurs, he/she shall be liable to censure or such punishment as the City Council deems proper, consistent with City Ordinances, Resolutions, and Charter.

- i. Any individual of the public who shall disrupt the City Council proceedings or disregard the Mayor shall first be warned of such offense and be requested that they refrain from disrupting the proceedings and/or disregarding the instructions of the Mayor. Any individual of the public failing to honor the first warning of the Mayor for order shall receive a second and final warning prior to expulsion and/or citation for disturbing a public meeting pursuant to State law. When the Mayor fails to maintain order and decorum, the Councilmembers may compel the Mayor to enforce this provision following due parliamentary procedure, which affirms such compulsion by a majority vote of the City Council.

SECTION VII. PROCEDURES FOR CITY COUNCIL APPOINTMENTS

Applications for Boards, Commissions, and Committees are accepted ~~all year long~~ and are valid for one year two months prior to the appointment term. Ex: March Appointments will be advertised and applications for appointment accepted January through February. The appointment periods are:

March appointments:

Colleyville Center Advisory Committee
Parks and Recreation Advisory Board

June appointments:

Colleyville Economic Development Corporation
Tax Increment Finance District
Audit Committee
Municipal Judge Review and Selection Committee

November Appointments:

Colleyville Library Board
Metroport Teen Court Advisory Board
Planning and Zoning Commission
Zoning Board of Adjustment/ Sign Board of Appeals.

The applications for appointment, listing of Boards, Commissions, and Committees, the charge, and a roster of members are maintained on the City's website on the City Secretary page. The City Secretary contacts members whose terms will expire to advise they may reapply. Two months prior to the expiring terms, the City

Secretary requests an announcement to be made in the *City E-News*, seeking applicants for those Boards, Commissions, and Committees with expiring terms.

Upon receipt of a spreadsheet and the applications for appointment distributed by the City Secretary to the Mayor and City Council prior to the Council meeting where the Mayor and Council will appoint members by resolution, the appointments can be discussed during the Worksession item – Discussion of the regular agenda items.

If during discussion of the appointments, the Mayor and City Council wish to appoint by slate, per resolution, the Mayor will read the resolution, inserting the names of those to be appointed. There will be discussion as needed however, if the Council agrees with the resolution as read, the motion, second, and vote, will consider the appointments made, without seeking individual nominations from the City Council.

If City Council has not determined a slate of appointees to be read into the resolution, the Mayor shall open the floor for nominations and if there are no nominations, the Mayor will call on each Councilmember for a nomination. After each Councilmember has had an opportunity to make a nomination or defer to make a nomination, the Mayor will take a vote on the slate of nominees by asking each Councilmember to state the name of the nominee the Councilmember votes to appoint to the position under consideration. This process will repeat for the next position to be filled until all positions are filled.

If no applications are received or fewer applications than open positions are received, the City Council may fill positions from the floor or request the City Secretary to advertise the open position(s). In the event of a vacancy other than an expiring term, the City Council may fill the position by a majority vote of the City Council. The appointee shall serve the unexpired term.

SECTION VIII. APPOINTMENT OF CITY COUNCIL LIAISONS

At the discretion of the Mayor or by call of three (3) Councilmembers, a Councilmember or Councilmembers may be appointed as a liaison or liaisons, representing the City, to a City Board, Commission or Committee, the Chamber of Commerce, Independent School District or other organizations.

IX. - MEMORIALS

89.1 Memorials. The following procedures are for honoring deceased current or former City elected officials, sitting board, commission or committee members and community volunteers.

- A. Recognition of the death of a current or former City elected official. When the City is notified of the death of a current or former elected

official, flowers or a plant will be sent to the memorial service, or a donation to an organization specified by the family (in an amount not to exceed \$150.00), and a sympathy card will be sent to the family.

- B. At the family's request and with City Manager approval, members of the Colleyville Police and Fire Department Honor Guard may attend the funeral of a current or former City elected official as representatives of the City.
- C. Recognition of the death of a sitting board, commission, or committee member. When the City is notified of the death of a sitting board, commission, or committee member, the City Manager's Office will forward a sympathy card to the family.
- D. Recognition of the death of community volunteers. Due to the significant number of community volunteers assisting a multitude of organizations across the City of Colleyville, it will not be the practice of the City to recognize these individuals in a formal capacity. During a City Council meeting, elected officials may at their discretion, verbally recognize the efforts of these individuals and their service to Colleyville during the agenda item for Announcements, Proclamations, and Presentations.

| 89.2 Recognition by lowering of the United States Flag. The City is not at liberty to proclaim the Flag of the United States be flown at half-staff in recognition of a City official. Per the United States Code, only the President of the United States or the State Governor can order the flag lowered to half-staff.

| 89.3 Use of City equipment and personnel. At no time will City equipment be used to carry the casket in a funeral procession of a deceased, current, or former City elected official, board, commission, or committee member, or community volunteer. City equipment and vehicles may be used in a funeral procession, as authorized by the Department Director, for City employees who have died in the line of duty.

History of Adoption and Amendments

Resolution Number	Adoption/Amendment Date	Subject
R-88-387	8/18/88	Adopted Rules of Procedure
R-90-610	7/3/90	Amended to adopt the procedure for appointing committees as established by ordinance
R-90-612	7/17/90	None noted
R-91-654	1/22/91	Amended regular meeting language; subjects for City Council consideration; preparation of agenda
R-94-999	4/19/94	Provided suspension of rules by $\frac{3}{4}$ majority
R-95-1122	6/6/95	Amended Councilmembers presenting subjects for City Council consideration
R-03-2268	6/5/03	Members presenting subjects for City Council consideration
R-05-2599	9/20/05	Citizen comments
R-06-2721	7/5/06	Regular agenda items; Pre Council and Executive Session posted meeting times; public hearing order; process for continuing public hearings; memorials
R-07-2859	7/17/07	Robert's Rules of Order removed
R-08-2980	6/17/08	Resolutions
R-09-3183	12/15/09	Types of meetings; agenda sections; preparation of agendas; memorials
R-11-3308	1/4/11	Memorials
R-12-3520	8/7/12	Types of meetings & special meetings
R-13-3645	6/18/13	Grammatical updates
R-16-4023	8/16/16	Executive session (certified agendas) and start time; removal of paragraphs relative to the establishment of worksessions; order of the regular agenda items; general order of public hearings; removal of oral presentations by city manager; addition of speaker card submittal prior to the close of the public hearing; removal of the offering of unsolicited input; addition of language to City Councilmembers transgressing the rules of procedure; & addition of \$100 for memorial donations
R-17-4162	8/1/17	Updated Section 7.1(B) lettering, and included an application and financial disclosure forms be provided by applicants filling a vacancy.
R-17-4210	12/5/2017	Updated Section 1.2, 1.3, and 1.4 to call for Councilmember orientation/training/goal setting and visioning.
R-21-4658		Grammatical, policy, and legislative updates. Minor updates to Sections 1.2, 4.1, Section V. Preparation of Agenda clarified City Secretary role and added power of the Mayor or two City Councilmembers may request an item be placed on the agenda; 5.1 D. and F. updated to include general order of business and process; 5.3 a. and d. policy update; Section VII. New Procedures of City Council Appointments; Section VIII. Memorials A. removal of proclamation and book; 8.3 updated policy.



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number WS-4

Agenda Date 7/6/2022

Type Worksession

Department City Secretary

Title

Discussion of the July 6, 2022, City Council regular agenda items



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 1

Agenda Date 7/6/2022

Type Executive Session

Department City Secretary

Title

Section 551.071 - Legal - Consultation with attorney on legal issues raised by items on the agenda

Section 551.071 - Legal - Consultation with attorney regarding legal issues related to the CWD Solid Waste Contract

Section 551.071 - Legal - Consultation with attorney regarding legal issues related to the potential future development of the Northern Gateway Property located at the southwest corner of the SH26 and John McCain Road

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities, including: Acquisition of real property along SH26

Section 551.074 - Personnel - Discuss or deliberate the compensation study; deliberate the appointment, employment, evaluation, and duties of the Public Works Director

Section 551.087 - Economic Development - Discuss or deliberate regarding commercial or financial information the City has received from business prospects the City seeks to have locate, stay, or expand in the City and with which the City is conducting economic development negotiations; deliberate the offer of a financial or other incentive to a business prospect

Attachments

RESOLUTION R-22-4743

**A RESOLUTION APPROVING COUNCIL ACTION
REGARDING EXECUTIVE SESSION ITEMS AT THE REGULAR
CITY COUNCIL MEETING OF JULY 6, 2022**

WHEREAS, following discussion in Executive Session, and in full accordance with the requirements of the Open Meetings Act, the City Council determines that the following action is in the best interests of the health, safety and welfare of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE 6TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

____ Mayor Pro Tem Kathy Wheat
____ George Bond, Place 2
____ Chuck Kelley, Place 5

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 3

Agenda Date 7/6/2022

Type Announcements, Proclamations, and Presentations

Department City Secretary

Title

Presentation of the Texas Municipal Clerks Award of Excellence to the Colleyville City Secretary's Office - Mayor Lindamood and City Secretary Christine Loven and Assistant City Secretary Angela Larson

Attachments

RESOLUTION R-22-4744

APPROVING CITY COUNCIL ACTION UNDER CONSENT ITEMS AT THE REGULAR CITY COUNCIL MEETING OF JULY 6, 2022

WHEREAS, City Council has taken action on certain items on the agenda under Consent Items.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

- Sec. 1. THAT the agenda decisions approved by City Council action under Consent Items as follows are hereby adopted:
- a. Approval of the minutes of the regular City Council meeting of June 21, 2022
 - b. Approval to amend the Interlocal Agreement with the City of Grapevine for the installation of an additional pipe between the Grapevine Public Safety Building and the Colleyville Public Safety Building, and authorizing the Mayor to execute the agreement
 - c. Approval of a Colleyville Police Department weapon transition program from .40 caliber to 9mm, in an amount not to exceed \$77,913
 - d. Approval of Professional Services Agreement with Dunaway Associates, LLC, in an amount not to exceed \$95,500 for the design of the culvert widening and road straightening along John McCain Road near Monticello Parkway, and authorizing the City Manager to execute the agreement
 - e. Approval of Professional Services Agreement with J. S. Ground Engineering, LLC, in an amount not to exceed \$28,240 for preparation of revised construction documents and construction support services for the Bransford Road Shared and Use Path Project, and authorizing the City Manager to execute the agreement

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS, ON THIS THE 6TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor



City of Colleyville City Council Minutes - Draft

City Hall
100 Main Street
Colleyville, Texas 76034
817. 503.1000
www.colleyville.com

Tuesday, June 21, 2022

Mayor Bobby Lindamood called the Colleyville City Council Worksession to order on Tuesday, June 21, 2022, at 5:42 p.m.

ROLL CALL: Mayor Bobby Lindamood, Mayor Pro Tem Kathy Wheat, and Councilmembers Brandi Elder, George Bond, George Dodson, Chuck Kelley, and Callie Rigney.

ALSO PRESENT: City Manager Jerry Ducay, Assistant City Manager Mark Wood, Assistant City Manager Adrienne Lothery, Police Chief Michael Miller, Assistant Police Chief Hillary Wreay, Fire Chief Mark Cantrell, Community Development Director Ben Bryner, City Engineer/Interim Public Works Director Larry Wright, Finance Director Kyle Lester, City Attorney Whitt Wyatt, and City Secretary Christine Loven.

WS-1 Discussion of request to appeal staff decision to deny tree removal on Hall-Johnson Road

Assistant City Manager Adrienne Lothery briefed the City Council regarding the City's analysis and discussions with the Highland Meadows HOA regarding beautification along Hall-Johnson Road. Manager Lothery outlined the proposed plans, the number of trees requested for removal, and the City's denial of tree removal.

Following general discussion, City Council agreed with staff's assessment and denial of tree removal.

WS-2 Discussion of Preliminary Budget Numbers

Finance Director Kyle Lester presented this initial review of the budget, beginning with a history of the last five years of significant budgeting efforts from FY2018 to present. The May value estimates indicated residential reappraisals up an average of 20% county-wide, residential reappraisals up 12%, average residential property value of \$656,000, a total value increase of 6% as of May, \$68 million in new construction equaling approximately \$150,000 in additional revenue, and exempt properties up 16%, from \$1.46 billion to \$1.7 billion.

Director Lester explained property tax rates have two components, Maintenance & Operations (M&O) tax rate – General Fund, and Interest & Sinking (I&S)/debt service tax rate – Debt Service Fund.

In reviewing the preliminary general fund projections, Director Lester stated the projection provides for the no new revenue rate in FY23, with a 3.5% increase taken in FY24-FY27, funding the compensation program and removal of the \$1.5 million transfer to capital fund.

Director Lester reviewed all funds, as they are currently and projected, noting all projections are very conservative and there will be some adjustments as City Council and staff finalizes the budget, which will be adopted in September.

In reviewing the debt service fund, Director Lester noted the general obligation debt will be paid off in FY2028 and staff will continue to evaluate the debt strategy to ensure alignment with identified needs.

There was discussion regarding the number of days of fund balance, the CIP, the concern for future revenue, and the tax rate.

WS-3 Discussion of moving the July 5, 2022 City Council Meeting to July 6, 2022

The City Council stated they would like to change the July 5, 2022 meeting date to July 6, 2022 due to many traveling during the holiday.

WS-4 Discussion of the June 21, 2022, City Council regular agenda items

Mayor Lindamood stated an optional ordinance, containing conditions and a fine was included for item 6a. on the evening's agenda.

Mayor Lindamood adjourned the Worksession at 6:26 p.m. and called the Executive Session to order.

1. EXECUTIVE SESSION - In accordance with Texas Government Code, Chapter 551, Subchapter D

Section 551.071 - Legal - Consultation with attorney on legal issues raised by items on the agenda

Section 551.071 - Legal - Consultation with attorney regarding legal issues related to the CWD Solid Waste Contract

Section 551.071 - Legal - Consultation with attorney regarding legal issues related to the potential future development of the Northern Gateway Property located at the southwest corner of the SH26 and John McCain Road

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities, including: Acquisition of real property along SH26

Section 551.087 – Economic Development - Discuss or deliberate regarding commercial or financial information the City has received from business prospects the City seeks to have locate, stay, or expand in the City and with which the City is conducting economic development negotiations; deliberate the offer of a financial or other incentive to a business prospect

There was no action taken and Mayor Lindamood adjourned Executive Session at 7:18 p.m.

Mayor Lindamood called the regular meeting of the City Council to order at 7:31 p.m. and called the roll.

ROLL CALL: Mayor Bobby Lindamood, Mayor Pro Tem Kathy Wheat, and Councilmembers Brandi Elder, George Bond, George Dodson, Callie Rigney, and Chuck Kelley.

INVOCATION: Deacon Rick Griego, Good Shepherd Catholic Church

PLEDGE OF ALLEGIANCE: City Attorney Whitt Wyatt

2. EXECUTIVE SESSION READING AND PUBLIC HEARING: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - RESOLUTION R-22-4739

This resolution was not needed

3. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS
Announcements of civic and charitable events
Presentation of calendar events and updates
Announcements of awards and recognition

Mayor Lindamood and the City Council provided the following announcements:

Sales Tax Continues Strong Growth – This month’s sales tax collections return to double-digit growth over the same month last year. The Texas Comptroller’s Office has posted the latest sales tax receipts for June, representing all receipts from purchases made in April of this year. This collection came in at 10.5% over April of FY21. This puts our total fiscal year-to-date increase at 9.2%, making for a total dollar gain of \$492,000 through the seventh month of this year. Audit collections were minimal this month, meaning all of our gain is reflective of actual transactions made in April as opposed to administrative adjustments made by the State Comptroller. Sales tax revenue has seen healthy growth and continues to be a financial boon for the City.

Gift Cards in the Mail – Last week our summer gift card program was launched with the first of two gift cards mailed to every household in Colleyville. The \$35 cards are provided to residents for use at local participating businesses (a list of which is available on the City's website). This economic development program allows residents to show support for their favorite local businesses while allowing our business community the chance to expand business relationships with our residents. When presented at time of purchase, the \$35 card value will be credited to the transaction. Business owners will present the card to the City for reimbursement at the conclusion of the program. It is a true win-win for our residents and our businesses. The City also provides \$50 "Colleyville Cares Cards" to each house of worship in Colleyville to distribute to congregation members who are in need of assistance. Visit [Colleyville.com/Support Business](http://Colleyville.com/SupportBusiness) for more information and a list of participating businesses.

Sparger Park Bridge Enhancements Example of Public Works Ability – Once again, our Public Works team have shown themselves to be talented beyond expectation. The most recent example included the reconstruction and armoring of a pedestrian bridge abutment in Sparger Park. The team did an exceptional job with the construction repairs. The newly replaced deck boards will need to set a few months before they can be stained, but otherwise the work is complete.

Stars & Guitars This Friday – June 24 – Join us this Friday for the annual Stars & Guitars celebration on the baseball fields behind City Hall, 5:00 p.m. - 10 p.m. (concert starts at 7:45 pm). After the concert, we will light up the sky with an amazing firework show. Stars & Guitars is a free, family-friendly event with music, food, and fun for everyone.

Junior Police Academy To Return in July – A second Colleyville Police Junior Police Academy class is scheduled for July 25-29. During this one-week mini academy, students will gain knowledge of some of the functions their local law enforcement professionals perform on a daily basis including traffic stops, handling crime scenes, SWAT operations, and conducting building searches. The academy will be offered July 25-29, 9:00 a.m. - 1:00 p.m. at the Colleyville Justice Center. Ages are limited to those between 11-14 years of age. A written recommendation from a school official (teacher, principal, etc.) or a community leader (coach, pastor, etc.) and parental permission slip must be turned in by Friday, July 15. For more information, please contact Officer Amy Beregszaszy at aberegszaszy@colleyville.com or 817-503-1200.

Pool Safety Reminder PSA – The City of Colleyville reminds residents of the importance of pool safety this summer season and has created a music video starring our very own Finance Director Kyle Lester, and members of the Colleyville Fire Department. The video is a fun tool to share a serious message. The video will run on the City's social media and webpage.

Mosquito Awareness Week, June 19-25 – This week the City recognizes mosquito awareness week by educating residents on techniques to prevent breeding and the spread of West Nile from mosquitoes. Those techniques are built upon the following three simple rules:

- a) DRAIN – Most of a mosquito's life cycle takes place near or in water, so check around your home for sources of standing water and eliminate them.
- b) DRESS – Loose fitting, long-sleeved shirts and pants make it more difficult for a mosquito to bite you. Socks and shoes are helpful since some mosquitoes like to bite around the ankles. Light colored clothing also tends to be less attractive to mosquitoes.
- c) DEFEND – Use an insect repellent containing an EPA-approved ingredient such as DEET. Organic alternatives include citrus oil, eucalyptus, and citronella. Always follow label directions!

Remember, some of the most common sources of mosquito breeding grounds are birdbaths, tree holes, clogged gutters, toys/playsets, and potted plant trays/saucers.

For more information on mosquito prevention, contact the City of Colleyville's Stormwater Division at 817.503.1090.

Presentation of the Life Saving Award - Mayor Bobby Lindamood and Police Chief Michael Miller

Mayor Lindamood asked Chief Miller to join him in recognizing Detective J. Newman. Chief Miller asked Detective Newman to join them. Chief Miller stated gave the following information. You may be wondering why Detective Newman (formerly a Corporal) is just now being awarded, even though this occurred in February, it is because originally we were told the person passed away, but sometime later we found out they lived! Once the fire department confirmed the save, it was recommended Detective Newman receive a lifesaving award for his following actions.

On February 1, 2022, at approximately 1024 hours Cpl. J. Newman responded to a residence where it was reported CPR was in progress. Upon Cpl. Newman's arrival, he began assisting the on-scene fire department personnel with CPR on a victim who was not breathing and did not have a pulse. Cpl. Newman conducted CPR compressions for almost two minutes during the time the fire department was conducting other life-saving measures. The victim regained a pulse and began to breathe on their own during the time Cpl. Newman was administering CPR.

Cpl. Newman administered life-saving CPR, which directly contributed to saving a human life. Cpl. Newman's actions on that day were in keeping with the highest

traditions of public service, therefore we are proud to award him with the department Life-Saving Award.

4. CONSENT: READING AND PUBLIC HEARING - RESOLUTION R-22-4740

- 4a** Approval of the minutes of the regular City Council meeting of June 7, 2022
- 4b** Approval to move the July 5, 2022 City Council Meeting date to Wednesday, July 6, 2022
- 4c** Approval of the renewal for medical insurance and award of dental insurance to BlueCross BlueShield of Texas, and authorize the City Manager to execute the agreements
- 4d** Approval of a construction contract with 308 Construction, LLC for the City Hall/Justice Center Exterior Improvements Project, in an amount not to exceed \$649,389.25 and a contingency amount not to exceed \$30,000, and authorizing the City Manager to execute the contract
- 4e** Approval to purchase three road and ice sanders, in the amount of \$89,732.40, plus freight, from Texas Municipal Equipment, an approved vendor through the Texas Local Government Purchasing Cooperative (BuyBoard), and authorizing the City Manager to execute the purchase agreement
- 4f** Appointing Councilmember Brandi Elder to the Audit Committee, Mayor Bobby Lindamood to the Tax Increment Finance District, and Councilmember George Bond as Council liaison to the Metroport Teen Court and the Sign Board of Appeals
- 4g** Approval of naming the Central Fire Station the Richard Newton Central Fire Station and adding language to the Central Fire Station signage reflecting same

Mayor Lindamood read Resolution R-22-4740 in its entirety.

There was no presentation on items 4a or 4b.

Human Resources Director Jesse Perez presented item 4c., explaining the bidding and renewal process. Director Perez stated as a summary, following negotiations, staff recommends renewal with BCBSTX with the same plan designs, a 3% decrease in cost for a saving of \$75,369 over last year and includes a 1% discount to package medical and dental plans. Additionally, the recommendation to renew dental with BCBSTX maintains the previous plan design with a 7.4% increase,

which is offset by a one-time bill credit; which provides a total cost savings for medical, and dental over last year of \$76,898.

Mayor Lindamood and the City Council thanked Director Perez for his detailed work and expressed their appreciation for the result.

City Engineer/Interim Public Works Director Larry Wright presented items 4d. and 4e.

Director Wright explained 308 Construction, LLC, was not the lowest bidder, but is being recommended based on pricing, references, and qualifications. The lowest bidder was disqualified as they did not bid the specified products and materials, and did not review the specifications prior to submitting the bid. The second low bidder performed work for the City for the Public Works Service Center Renovation Project. Due to issues encountered with the accuracy of their work and intentional deviation from the contract documents, staff cannot recommend the second contractor.

In answer to a question, Director Wright explained EIFS is a stucco product.

There were no questions regarding 4e.

There was no discussion of 4f.

Mayor Lindamood stated at the May 17, 2022 meeting, his first proclamation was to recognize Mayor Richard Newton for his tireless dedication to the City. He and the City Council wanted to thank him in a significant way and chose to name the Central Fire Station the Richard Newton Central Fire Station. Item 4g provides for the formal action.

Mayor Lindamood opened and closed the public hearing, as there were no speakers.

Councilmember Rigney made a motion to approve Resolution R-22-4740, seconded by Councilmember Dodson.

The motion to approve passed by the following vote:

Ayes: 7 – Mayor Lindamood, Mayor Pro Tem Wheat, and Councilmembers Elder, Bond, Dodson, Kelley, and Rigney.

5. ITEMS NOT FOR CITY COUNCIL ACTION

5a Monthly Financial Report - May 2022

Finance Director Kyle Lester presented the financial report, provided a review of all funds, and noted the sales tax collection continue to see high gains.

Mayor Lindamood stated he and the City Council received an initial high-level overview of the FY23 budget during the Worksession. He stated the City is highly committed to providing School Resource Officers (SRO's) and asked Director Kyle where the funding would be budgeted. Director Lester stated most of the funding would be from the Colleyville Crime Control and Prevention District; however, there would be a minimal impact to the General Fund.

Mayor Lindamood stated the no new revenue is being sought for FY23 and all funds and budgets are being evaluated in great detail.

6. ORDINANCE(S): SECOND READING AND PUBLIC HEARING

6a Ordinance O-22-2204

Consideration of a Special Use Permit for an accessory building to exceed the permitted lot coverage and height for accessory buildings on Lot 3, Block 5, Woodbriar Estates Addition, located at 3708 Briarhaven Lane, Case ZC22-013

Mayor Lindamood read the caption of Ordinance O-22-2204.

Community Development Director Ben Bryner presented this request for a Special Use Permit for an accessory building to exceed the maximum lot coverage for accessory buildings and maximum height, to allow for an existing accessory building which exceeds the 4% maximum lot coverage and maximum height allowed for accessory buildings. Director Bryner stated the applicant is requesting to allow an existing 1,545 s.f. detached garage to remain. It was permitted and built in 1992 for 1,188 s.f. A portion of the structure was open and functioned as a carport. Over the years the structure has been enclosed which increased its size.

City Manager Ducay stated an optional ordinance, which provides for bricking in a portion of the garage and providing a fine was included in the packet for City Council discussion.

Applicant Will Priest came forward to answer questions of the City Council. There were many questions regarding the contractor, the time-line from when he was notified a permit was required, to the time the garage was finished. Mr. Priest also answered questions regarding the cost of the building, the cost to add brick, and the cost to lower the roof.

Mayor Lindamood and Councilmembers discussed the registration status of the contractor with the City and imposing a fine on the contractor.

Councilmembers Dodson and Kelley expressed their concern with allowing this building to remain setting a precedence, which could cause future problems with neighbors, and others wishing to break the rule.

Mayor Lindamood opened the public hearing.

Lenonna Nichols, 1017 W. Murphy Road, suggested the City begin a communication campaign informing the public of when a permit is required and ensure the information is easily accessible.

Kathy Hadley, 204 Timberline Drive North, encouraged the Council to be tough on the builders and not allow them to break the rules.

There were no others wishing to speak and Mayor Lindamood closed the public hearing.

Councilmember Dodson made a motion to deny without prejudice Ordinance 22-2204, seconded by Councilmember Kelley.

The motion to deny failed by the following vote:

Ayes: 2 – Councilmembers Dodson and Kelley.

Nays: 5 - Mayor Lindamood, Mayor Pro Tem Wheat, and Councilmembers Elder, Bond, and Rigney.

Following further discussion Mayor Lindamood asked the applicant if he would agree to table this item to allow everyone time to evaluate solutions. Mr. Priest expressed his appreciation.

Mayor Lindamood made a motion to table Ordinance O-22-2204, seconded by Councilmember Rigney.

The motion to table passed by the following vote:

Ayes: 7 – Mayor Lindamood, Mayor Pro Tem Wheat, and Councilmembers Elder, Bond, Dodson, Kelley, and Rigney.

6b Ordinance O-22-2205

Consideration of a Special Use Permit for alcoholic beverage sales for on-premise consumption on Lot 3, Block 1, Tara Village, located at 1101 Cheek-Sparger Road, Suite 110, Case ZC22-015

Mayor Lindamood read the caption of Ordinance O-22-2205.

Community Development Director Ben Bryner presented this item, a request for a Special Use Permit to allow alcoholic beverage sales for on-premise consumption at Across the Pond, 1101 Cheek-Sparger Road, Suite 110, as the ownership of the business is changing. Alcoholic beverage sales for on-premise consumption are allowed in the CC-1 Village Retail district with the approval of an SUP. The ownership of the business is changing.

Applicant John Humphreys was available for questions.

As there were no speakers, Mayor Lindamood opened and closed the public hearing.

Councilmember Dodson made a motion to approve Ordinance O-22-2205, seconded by Mayor Pro Tem Wheat.

The motion to approve passed by the following vote:

Ayes: 7 – Mayor Lindamood, Mayor Pro Tem Wheat, and Councilmembers Elder, Bond, Dodson, Kelley, and Rigney.

7. RESOLUTION(S): READING AND PUBLIC HEARING

7a Resolution R-22-4741

Appointment of members to the Colleyville Economic Development Corporation

Mayor Lindamood read Resolution R-22-4741 in its entirety.

There was no discussion.

As there were no speakers, Mayor Lindamood opened and closed the public hearing.

Mayor Pro Tem Wheat made a motion to approve Resolution R-22-4741, seconded by Councilmember Kelley.

The motion to approve passed by the following vote:

Ayes: 7 – Mayor Lindamood, Mayor Pro Tem Wheat, and Councilmembers Elder, Bond, Dodson, Kelley, and Rigney.

8. CITIZEN COMMENTS

Kathy Hadley, 204 Timberline Drive North, spoke on her love for the Colleyville Police Officers, but did not want the City spending \$540,000 for school security. She suggested fathers should take up the security.

She asked Council to leave the Jackson Road Bridge alone, and stated the SH26 medians are beautiful and now is the time to prepare to add Christmas lights to all the trees.

Mrs. Hadley concluded by thanking the Mayor and Council for all their work.

9. REPORTS

Colleyville Library Board Minutes - February 14, 2022

Planning and Zoning Commission Minutes - May 9, 2022

Planning and Zoning Commission Worksession Minutes - May 23, 2022

Planning and Zoning Commission Special Meeting Minutes - May 23, 2022

This item was not discussed.

10. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR TUESDAY, JUNE 21, 2022 - READING AND PUBLIC HEARING - RESOLUTION R-22-4742

This resolution was not needed.

11. ADJOURNMENT

There being no further business before the City Council, Mayor Lindamood adjourned the meeting without objection by the City Council at 9:36 p.m.

APPROVED BY A VOTE OF _ AYES, _ NAYS, ON THIS THE 6TH DAY OF JULY 2022.

Minutes taken and prepared by:

*Christine Loven, TRMC
City Secretary*



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 4b

Agenda Date 7/6/2022

Number Resolution R-22-4744

Type Resolution

Department Information Services

Title

Approval to amend the Interlocal Agreement with the City of Grapevine for the installation of an additional pipe between the Grapevine Public Safety Building and the Colleyville Public Safety Building, and authorizing the Mayor to execute the agreement

Strategic Plan

2.3 Effectively leverage information technology

Explanation

Reading and Public Hearing

This item seeks City Council approval to amend the Interlocal Agreement between the City of Colleyville and the City of Grapevine for Fiber Optic Cable Installation by the City of Grapevine in the City of Colleyville. The City of Grapevine is requesting to amend Section 4.2 Installation, to allow Grapevine to add a third conduit between the Grapevine and Colleyville Public Safety buildings. There is no cost to Colleyville for this addition per 1. of the Amendment, "...Colleyville and Grapevine hereby agree that Grapevine shall have sole ownership of the third conduit contemplated by this First Amendment and shall assume the corresponding ownership and maintenance obligation set for in the Agreement, as amended." Approval on the First Amendment to the original ILA, provides documentation of the change and agreement by all parties.

A synopsis of this project's history is as follows. By Resolution R-17-4102 on March 7, 2017, City Council approved an Interlocal Agreement between the City of Colleyville and Grapevine-Colleyville Independent School District to facilitate the installation of a joint conduit and fiber system. The ILA provided for using the same contractor within the City of Colleyville jurisdiction, outlined each entity's financial obligation to the project, and described maintenance of the system during the installation of the project.

The City and GCISD exclusively own and use the conduit system and may not lease or sell to any third party without the written consent of both parties. The mapped pathway designed throughout the City takes advantage of both parties' needs related to redundancy and a maximized linear footage for shared route costs.

Additionally, the ILA called for the City of Grapevine to be named as a contractor. By a separate ILA between the City of Colleyville and the City of Grapevine for fiber optic

cable installation by the City of Grapevine, approved by Resolution R-18-4252, on April 17, 2018, Grapevine would perform the installation of the conduit system and pull fiber Citywide, for the entirety of the project, which would contain a conduit with two separate conduit trunk lines, one of which would contain fiber for the City of Colleyville, and the second would contain fiber for GCISD.

The total cost of the project is \$5.7 million. Costs are divided between the three entities as outlined in 5.3 "Parties will pay proportionately based upon the fiber strands each Party has in that portion of the system...." The City of Grapevine and GCISD are each paying over \$2.6 million, while Colleyville's portion is \$528,930; each entity is paying in three installments, with Colleyville's final installment due in July 2022.

Since the project inception and per the ILA, a committee was formed comprised of representatives of all three entities, and the committee continues to meet monthly. This amendment was put forth through the committee, reviewed by the city attorneys for Grapevine and Colleyville, and approved by Grapevine in mid-June.

The project has had several delays due to Covid and supply shortages. It is anticipated the project will not be complete until March 2024.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. ILA First Amendment Grapevine-Colleyville

STATE OF TEXAS

FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF COLLEYVILLE AND THE CITY OF GRAPEVINE FOR FIBER OPTIC CABLE INSTALLATION BY THE CITY OF GRAPEVINE IN THE CITY OF COLLEYVILLE

This **FIRST AMENDMENT** (the "First Amendment") to the **INTERLOCAL AGREEMENT FOR FIBER OPTIC CABLE INSTALLATION** dated May 15th, 2018 (the "Agreement") is made and entered into as of the 6th day of July, 2022, by and between the **CITY OF COLLEYVILLE** (Colleyville) and the **CITY OF GRAPEVINE** ("Grapevine"), both home rule municipal corporations and political subdivisions of the State of Texas.

WITNESSETH:

WHEREAS, Colleyville and Grapevine previously entered into the Agreement to allow for the installation and maintenance of a fiber optic conduit system consisting of two (2) conduits; and

WHEREAS, Colleyville and Grapevine have determined that there is a need for a third conduit to be installed by Grapevine and maintained by Colleyville in conformance with the Agreement.

WHEREAS, Colleyville and Grapevine have prepared plans and specifications for the Project, which have been previously approved by both parties and are attached as Exhibit B to the Agreement; and

WHEREAS, Colleyville and Grapevine desire to amend the Agreement to allow for the installation of a third conduit between the Grapevine and Colleyville Public Safety Buildings, for a total of three (3) conduits;

WHEREAS, Colleyville and Grapevine are authorized to enter into this Amendment pursuant to Texas Government Code, Chapter 791 (the "Interlocal Cooperation Act"), and other applicable laws.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, Colleyville and Grapevine agree to the following additional or amended provisions to the terms and conditions set forth in the Agreement, to wit:

1. In conformance with Section 3.1 of the Agreement, the Colleyville and Grapevine hereby agree that Grapevine shall have sole ownership of the third conduit contemplated by this First Amendment and shall assume the corresponding ownership and maintenance obligations set forth in the Agreement, as amended.
2. Section I (Definitions) of the Agreement is hereby amended and restated, in part, to read as follows:

"...Conduit System" shall mean the entire conduit system, including the Facilities as defined herein, to be installed and maintained for the benefit of Colleyville, Grapevine, and GCISD as depicted on the map attached hereto, and incorporated herein, as Exhibit A. The portion of the Conduit System located on Colleyville's real property shall be owned and maintained by Colleyville and GCISD and GCISD subject to the GCISD Agreement and subject to the right of Grapevine to pull sufficient fiber optic cable through the Conduit System to connect the public safety radio sites and the public safety buildings located in Grapevine and Colleyville.

..."

3. Section 4.2 (Installation) of the Agreement is hereby amended and restated in its entirety to read as follows:

"4.2 Installation.

(a) Grapevine shall perform the installation for the Project (including a third conduit between the Grapevine and Colleyville Public Safety Buildings) in conformance with the specifications provided in Exhibit "A". Grapevine will use the vaults on the main conduit trunk line to provide access to the conduits and shall pull the fiber through the conduit(s) assigned to Colleyville and to GCISD.

(b) Grapevine will pull fiber optic cable through the conduits to the pull boxes and access points for up to six (6) months after completion of the installation of the conduits in Colleyville.

(c) Colleyville shall, upon request and seven (7) days prior written notice by Grapevine:

(i) provide bedding gravel from a location in Colleyville and an operator with equipment to load the bedding gravel into a dump truck operated by Grapevine; provided, that Grapevine shall unload the bedding gravel from the dump truck as needed at Project sites. Colleyville will provide one or more locations in Colleyville where excavation spoils from Project sites can be dumped and Grapevine will transport and dump the excavation spoils from Project sites to said location; and

(ii) provide up to five (5) Colleyville personnel, subject to availability, to assist Grapevine personnel in pulling fiber optic cable through the conduit systems installed in Colleyville or Colleyville may pay for temporary labor reasonably required pull fiber optic cable through the conduit systems and such payment shall be separate and apart from the Dedicated Fund and funds specified in Exhibit "C". The Parties that such assistance will continue for up to five (5) days at a time. Such personnel shall at all times remain the responsibility of Colleyville."

4. Section V (Maintenance & Repair Service; Cost Apportionment) of the Agreement is hereby amended and restated, in part, to read as follows:

"...

5.2 Maintenance, Damage and Repair During Construction of the Project. Colleyville shall be responsible for the general maintenance and repair cost for all Conduit System Facilities located on Colleyville property during construction of the Project, provided, that Grapevine shall be responsible for repairs associated with any damages arising from the acts or omissions of Grapevine to any portion of the Conduit System during installation of the Conduit System on Colleyville and/or GCISD property until any given portion of the Conduit System is completed. As defined portions of installation for the Project are completed, Grapevine's responsibility for repairs related to or arising out of the construction of the Project for those completed portions of the Conduit System will end. A portion of the Conduit System, as specified in writing by Grapevine, will be considered completed when the specifications in Exhibit B for said portion of the Conduit

System have been substantially met and the work has been accepted, in writing, by Colleyville; provided, that such acceptance shall not be unreasonably withheld.

5.3 Maintenance and Repair Upon Completion of Construction. During the term of this Agreement, the Colleyville shall be responsible for coordinating and administering the maintenance and repair of those portions of the Conduit System that have been completed in conformance with Section 5.2 above. Colleyville and Grapevine agree that each Party shall pay their own materials cost for all maintenance and repairs to completed portions of the Conduit System. For joint costs, including maintenance and repairs, the Parties will pay proportionately based upon the fiber strands each Party has in that portion of the system (for example, if there are a total of 100 fiber strands consisting of 25 fiber strands belonging to Colleyville and GCISD has 75 fiber strands belonging to Grapevine, Colleyville would pay 25% of the total cost and GCISD would pay 75% of the total cost).

5.4 Damages. During the term of this Agreement and notwithstanding any other provision in this Agreement to the contrary, if the Conduit System is damaged in whole or part by a third-party (excluding a third-party under the supervision or control of a Party), the Parties agree to cooperate with one another and seek compensation from the third-party(ies) responsible for the damage. If there is no responsible third party, or the responsible third party cannot be found or is unable to pay for the damages, the Colleyville and Grapevine agree that the cost to be apportioned in accordance with Section 5.3 above.

5.5 Maintenance Priorities; Scheduling. The Parties agree that maintenance and repairs will generally be scheduled and performed in conformance with priorities set forth in the GCISD Agreement.

5.6 Maintenance and Repair Upon Expiration or Termination of this Agreement. The Parties shall enter into a separate agreement to provide for the maintenance and repair of the Conduit System upon the expiration or termination of this Agreement.”

5. Except as provided in Paragraphs 1 through 4 above, the provisions of the Agreement shall remain in full force and effect.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK -
SIGNATURE PAGES FOLLOWS]

IN WITNESS WHEREOF, the parties hereto acting under authority of their respective governing bodies have caused this First Amendment to be duly executed in several counterparts, each of which shall constitute an original, all as of the day and year first above written (the "Effective Date").

City of Grapevine, Texas

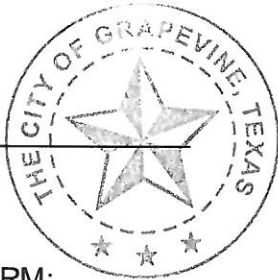
By: 

William D. Tate, Mayor

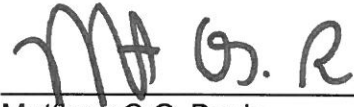
Attest:



Tara Brooks
City Secretary



APPROVED AS TO FORM:



Matthew C.G. Boyle
City Attorney

City of Colleyville, Texas

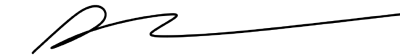
By: _____

Bobby Lindamood, Mayor

Attest:

Christine Loven
City Secretary

APPROVED AS TO FORM:



Whitt L. Wyatt
City Attorney



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 4c

Agenda Date 7/6/2022

Number Resolution R-22-4744

Type Resolution

Department Police

Title

Approval of a Colleyville Police Department weapon transition program from .40 caliber to 9mm, in an amount not to exceed \$77,913

Strategic Plan

2.2 Recruit and retain a highly-qualified workforce

Explanation

Reading and Public Hearing

This item seeks approval to allow the Colleyville Police Department to move forward with a weapons transition program. The department currently utilizes a .40 caliber duty weapon, and based on current studies, desires to transition to a 9mm duty weapon.

Since the 1990's, much of the country has utilized a 9mm platform. There was some conventional wisdom in the next few years which thought the most significant factor directly related to stopping a threat was caliber – bigger is better. During this time, law enforcement agencies moved to .40, .357, 10mm, and .45. In 2014, the FBI conducted a comprehensive study on caliber and stopping power and found the greatest factor in stopping a threat is actually shot placement. The study said, "In our profession, shot placement is paramount and law enforcement officers on average strike an adversary with only 20%-30% of shots fired during a shooting incident." In their study, they recommended moving to the 9mm platform for several reasons. One of which is the recoil (or kick) of a 9mm is less than a .40 caliber handgun. The recoil after each shot momentarily takes the muzzle off of the intended target. With less recoil, the FBI was able to prove officers are able to put more shots on targets and have fewer errant rounds. The 9mm's also have a higher magazine capacity than .40 calibers which provide the officer with a tactical advantage.

At this time, the department will also be equipping the weapons with miniature dot sites which will further improve accuracy during stressful shooting encounters. Finally, we will be equipping the 9mm with a weapon mounted flashlight to help illuminate threats in low light, high threat situations. A significant percentage of law enforcement shootings happen in low light situations. Providing a light on the weapon will allow the officer to keep both hands on the weapon while being able to illuminate the threat. The result of this is more accurate shots on target and improved officer safety. The

Glock model 17 (9mm) is exactly the same size and dimension as our current Glock 22 .40 weapons. Therefore, the change to the officer with the new weapon is minimized. If approved, the department will be following in the footsteps of many of our partners and neighbors who have already transitioned to 9mm. The estimated cost of the weapons and associated equipment is \$77,913. The price does not include any rebate amount for our current weapons. The cost of ammunition will remain similar to current cost.

Financial Impact

Funding is available in the Capital Projects Fund for this purchase.

Recommendation

Approve

Attachments



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 4d

Agenda Date 7/6/2022

Number Resolution R-22-4744

Type Resolution

Department Engineering

Title

Approval of Professional Services Agreement with Dunaway Associates, LLC, in an amount not to exceed \$95,500 for the design of the culvert widening and road straightening along John McCain Road near Monticello Parkway, and authorizing the City Manager to execute the agreement

Strategic Plan

3.4 Thoroughly plan for future capital investments and associated costs

Explanation

Reading and Public Hearing

In September of 2021, City Council approved the 2022-2026 Capital Improvement Program by Resolution R-21-4651, to include this project. The construction of the improvements are scheduled for Fiscal Year 2023.

In order to provide for improved safety along John McCain, west of the roundabout, at Westcoat Drive, the City has been awarded construction funding from TxDOT in the form of a Highway Safety Improvement Program grant. An Advanced Funding Agreement is currently being prepared.

The proposed engineering design would provide for improved safety from Monticello Parkway to Bandit Trail by widening the culvert, straightening the road, and easing the curve.

The City previously completed a Request for Qualifications process for professional engineering services. This process resulted in a total of 53 submittals from various Professional Engineering Firms. Based on a review of the 53 submitted Statements of Qualifications, as well as an interview with the firm, staff selected Dunaway Associates, LLC, for this project. Once approved, Dunaway Associates, LLC, will complete design of the Project and prepare the engineering drawings for construction of this project.

Financial Impact

Funding for the Professional Services Agreement is provided for in the Capital Projects Fund.

Recommendation

Approve

Attachments

1. Colleyville PSA with Dunaway

PROFESSIONAL SERVICES AGREEMENT
2020 HSIP DESIGN PROJECT SERVICES (JOHN MCCAIN)

This Professional Services Agreement ("Agreement") is made by and between the **Town of Addison, Texas** ("City"), and **Dunaway Associates, LLC** ("Professional") (each a "party" and collectively the "parties"), acting by and through their respective authorized representatives.

RECITALS

WHEREAS, City desires to engage Professional to perform certain work and services, hereinafter referred to only as "services", as further specified in the Scope of Services defined in Section 1 of this Agreement; and

WHEREAS, Professional has expressed a willingness to perform said services in conformance with this Agreement.

NOW, THEREFORE, for and in consideration of the covenants and promises made one to the other herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

Section 1. Scope of Services

Upon written notice to proceed by City, Professional agrees to provide to City professional design and project management services for the 2020 HSIP Design Project – John McCain ("Project"), as set forth in the Scope of Services attached hereto as **Exhibit "A"** and incorporated herein by reference (the "Scope of Services"). Professional shall not be entitled to any claim for extra services, additional services or changes in the services without a written agreement with City prior to the performance of such services.

Section 2. Term of Agreement

The term of this Agreement shall begin on the last date of execution hereof (the "Effective Date") and shall continue until Professional completes the services required herein and the City has accepted the same, unless sooner terminated as provided in this Agreement.

Section 3. Professional's Obligations

(a) Performance of Services. Professional shall furnish and pay for all labor, tools, software, materials, equipment, supplies, transportation and management necessary to perform the services. To the extent reasonably necessary, Professional may engage the services of any agents, assistants, or other persons that Professional may deem proper to assist in the performance of the services under this Agreement; provided, that Professional shall be responsible for all costs related thereto, except as expressly authorized in writing in advance by City.

(b) Site Access. City will endeavor to provide such rights of access on any project site as may be reasonably necessary for Professional to perform any necessary studies, surveys, tests or other required investigations in relation to the services; provided, that City shall have no obligation to (i) provide off-site access, (ii) provide access to private property for which City does not have an existing right to access, nor (ii) incur any costs associated with the access to be provided under this Agreement.

(c) Standard of Care. Professional shall perform the services with the skill and care ordinarily provided by competent professionals practicing in the same or similar locality and under the same or similar

circumstances and professional licenses. Professional shall be responsible for the professional quality, technical accuracy, and the coordination of all services, including all Project Documents, designs, drawings, specifications, plans, reports, presentations and all other services furnished by Professional under this Agreement. Professional shall, without additional compensation, correct or revise any errors or deficiencies in the services. Professional shall further make, without expense to City, such revisions to the Project Documents as may be required to meet the needs of City and which are within the Professional's Scope of Services.

(d) Additional Services. Should City require additional services not included under this Agreement, Professional shall make reasonable effort to provide such additional services in accordance with the fee schedule set forth in **Exhibit A**, and within the time schedule prescribed by City; and without decreasing the effectiveness of the performance of services required under this Agreement.

(e) No Waiver of City's Rights. Neither City's review, approval, acceptance of, nor payment for any of the services required under this Agreement, shall be construed to operate as a waiver of any rights under this Agreement or of any cause of action arising out of the performance of this Agreement, and Professional shall be and remain liable to City in accordance with applicable law for all damages to City caused by Professional's negligent performance of any of the services furnished under this Agreement.

(f) Independent Contractor. It is understood and agreed by and between the parties that Professional, while performing under this Agreement, is acting independently, and that City assumes no responsibility or liabilities to any third party in connection with Professional's actions. All services to be performed by Professional pursuant to this Agreement shall be in the capacity of an independent contractor, and not as an agent or employee of City. Professional shall supervise the performance of its services and shall be entitled to control the manner and means by which its services are to be performed, subject to the terms of this Agreement. There is no intended third-party beneficiary to this Agreement.

(g) Inspection of Records. Professional grants City and its designees the right to audit, examine or inspect, at City's election, all of Professional's Records (defined below) relating to the performance of services under this Agreement, during the term of the Agreement and any retention period herein. City's audit, examination, or inspection of Professional's Records may be performed by a City designee, which may include its internal auditors or an outside representative engaged by City. Professional agrees to retain Professional's Records for a minimum of four (4) years following termination of the Agreement, unless there is an ongoing dispute under the contract; then, such retention period shall extend until final resolution of the dispute. "Professional's Records" shall include any and all information, materials and data of every kind and character generated in connection with the services under this Agreement. City agrees that it will exercise its right to audit, examine or inspect Professional's Records during regular business hours unless City has provided advance written notice of an alternate time. Professional agrees to allow City and its designees access to all of Professional's Records, Professional's facilities, and the current or former employees of Professional, to the extent deemed reasonably necessary by City or its designee(s), to perform such audit, inspection or examination.

(h) Certification of No Conflicts. Professional hereby warrants to the City that Professional has made full disclosure in writing of any existing or potential conflicts of interest related to Professional's services under this Agreement. In the event that any conflicts of interest arise after the Effective Date of this Agreement, Professional hereby agrees immediately to make full disclosure to the City in writing.

(i) Hazardous Materials. Professional shall report the presence and location of any hazardous materials it notices or which an professional of similar skill and experience should have noticed to the City.

Section 4. Performance Schedule

(a) Time for Performance. Professional shall perform all services as provided for under this Agreement in a proper, efficient, timely, and professional manner in accordance with City's requirements. In the event Professional's performance of this Agreement is delayed or interfered with by acts of the City or others, Professional may request an extension of time in conformance with this Section 4 for the performance of same as hereinafter provided but shall not be entitled to any increase in fee or price, or to damages or additional compensation as a consequence of such delays.

(b) Extensions; Written Request Required. No allowance of any extension of time, for any cause whatever (including an event of Force Majeure as defined herein below), shall be claimed or made to Professional, unless Professional shall have made written request upon City for such extension within forty-eight (48) hours after the cause for such extension occurred, and unless City and Professional have agreed in writing upon the allowance of additional time to be made.

Section 5. Documents

(a) Project Documents. All proposals, reports, studies, surveys, applications, drawings, plans, specifications, data, and other documents, whether in draft form or final form (including any electronic format) prepared by Professional and its employees, consultants, subcontractors, agents, or representatives (collectively referred to in this section as "Professional") for the use and/or benefit of City in connection with this Agreement ("Project Documents"). Professional shall be deemed the authors of their respective component of the Project Documents. Notwithstanding, upon payment by City as required by this Agreement, City shall own, have, keep and retain all rights, title and interest in and to all Project Documents, including all ownership, common law, statutory, and other reserved rights, including copyrights (except copyrights held by the Professional) in and to all Project Documents, whether in draft form or final form, which are produced at City's request and in furtherance of this Agreement. City shall have full authority to authorize any contractor(s), subcontractors, consultants, and material or equipment suppliers to reproduce applicable portions of the Project Documents to and for use in their execution of the services or for any other purpose. Acceptance and approval of the Project Documents by City shall not constitute nor be deemed a release of the responsibility and liability of Professional for the accuracy or competency of its designs, working drawings, specifications, or other documents; nor shall such approval be deemed to be an assumption of such responsibility by City for any defect in the designs, working drawings and specifications, or any other documents prepared by Professional.

(b) Professional's Documents. All previously owned intellectual property of Professional, including but not limited to any computer software (object code and source code), tools, systems, equipment or other information used by Professional or its suppliers in the course of delivering the Services hereunder, and any know-how, methodologies or processes used by Professional to provide the services or protect deliverables to City, including without limitation, all copyrights, trademarks, patents, trade secrets and any other proprietary rights inherent therein and appurtenant thereto ("Professional's Documents"), shall remain the sole and exclusive property of Professional. Notwithstanding, Professional agrees that City shall have the right to access to all such information and City is granted the right to make and retain copies of Professional's Documents. City acknowledges that any reuse of Professional's Documents without specific written verification or adaptation by Professional will be at City's sole risk and without liability or legal exposure to Professional.

(c) Confidential Information. Professional agrees it will notify City in writing if it considers specific information to be confidential or proprietary trade secrets and will use its best efforts to clearly mark all such information as "Confidential" and/or "Proprietary – Trade Secret" at the time it is delivered or made accessible to City. City acknowledges that all such designated information is considered by Professional to be confidential and the exclusive property of Professional. Notwithstanding the foregoing,

Professional acknowledges that this Agreement, and all services performed hereunder, are subject to the legal requirements of the Texas Public Information Act and that City will have no obligation to protect or otherwise limit disclosure of any confidential or proprietary information if Professional has not notified City of such designation in conformance with this section. Professional agrees and covenants to protect any and all proprietary rights of City (or other persons) in any materials provided to Professional by City. Additionally, any materials provided to Professional by City shall not be released to any third party without the consent of City and shall be returned intact to City upon termination or completion of this Agreement if instructed to do so by City. In the event City delivers to Professional any information that has been expressly marked "Confidential" or has notified Professional is confidential or is the proprietary information of a third-party, Professional agrees it shall not disclose to anyone directly or indirectly during the term of this Agreement or at any time thereafter, any such information, nor shall it use any such information for any purpose other than as reasonably necessary in connection with Professional's performance of the services under this Agreement. Professional shall further, at its own expense, defend all suits or proceedings instituted against City and pay any award of damages or loss resulting from an injunction, against City, insofar as the same are based on any claim that materials or services provided under this Agreement constitute an infringement of any patent, trade secret, trademark, copyright or other intellectual property rights. Notwithstanding, the foregoing confidentiality obligations shall not extend to and nothing herein shall limit either party's right to disclose any information provided hereunder which: (i) was or becomes generally available to the public, other than as a result of a disclosure by the receiving party or its personnel; (ii) was or becomes available to the receiving party or its representatives on a non-confidential basis, provided that the source of the information is not bound by a confidentiality agreement or otherwise prohibited from transmitting such information by a contractual, legal, or fiduciary duty; (iii) was independently developed by the receiving party without the use of any confidential information of the disclosing party; or (iv) is required to be disclosed by applicable law or a court order.

Section 6. Payment

(a) Compensation. Professional's compensation shall be as specified in the payment schedule set forth in **Exhibit A**; provided, that the total compensation under this Agreement shall not exceed NINETY-FIVE THOUSAND, FIVE HUNDRED DOLLARS (\$95,500.00).

(b) Payment Terms. City agrees to pay Professional for all services authorized in writing and properly performed by Professional in general conformance with the fee schedule set forth in **Exhibit A**, subject to changes in the Scope of Services or additional services agreed upon in writing. Unless otherwise agreed in writing, all payments to Professional by City shall be based on detailed monthly invoices submitted by Professional for work performed and accepted by City, less any previous payments. Payment will be due within thirty (30) days of the City's receipt and acceptance of an approved invoice. Notwithstanding the foregoing, City reserves the right to delay, without penalty, any payment to Professional when, in the opinion of City, Professional has not made satisfactory progress on the Project as described in the Scope of Services.

(c) Deductions. City may deduct from any amounts due or to become due to Professional any sum or sums owing by Professional to City. In the event of any breach by Professional of any provision or obligation of this Agreement, or in the event of the assertion by other parties of any claim or lien against City, or City's premises, arising out of Professional's performance of this Agreement, City shall have the right to retain out of any payments due or to become due to Professional an amount sufficient to completely protect City from any and all reasonably anticipated loss, damage or expense therefrom, until the breach, claim or lien has been satisfactorily remedied or adjusted by Professional.

Section 7. Default; Force Majeure

(a) Default; Notice to Cure. A party shall be deemed in default under this Agreement if the party is in breach of a material provision of this Agreement and said breach is not cured within fifteen (15) days written notice of default by the other party. In the event the breaching party has notified the other party in writing that it is diligently working to cure the breach and has provided reasonable written evidence in support of the same, the breaching party shall not be deemed in default until the thirtieth (30th) day following the non-breaching party's notice of default.

(b) Default by Professional. In addition to default under Section 7(a) above, Professional shall be in default under this Agreement if Professional fails to comply or becomes disabled and unable to comply with the provisions of this Agreement related to Professional's performance of the services, including the quality or character of the services or time of performance for any material component of the services. If such default is not corrected within ten (10) days from the date of City's written notice to Professional regarding the same, City may, at its sole discretion without prejudice to any other right or remedy:

- (i) Terminate this Agreement and be relieved of the payment of any further consideration to Professional except for all services determined by City to be satisfactorily completed prior to termination. Payment for work satisfactorily completed shall be for actual costs, including reasonable salaries and travel expenses of Professional to and from meetings called by City at which Professional is required to attend, but shall not include any loss of profit of Professional. In the event of such termination, City may proceed to complete the services in any manner deemed proper by City, either by the use of its own forces or by re-subletting to others; or
- (ii) City may, without terminating this Agreement or taking over the services, furnish the necessary labor, materials, equipment, supplies and/or assistance necessary to remedy the situation, at the expense of Professional.

(c) Force Majeure. To the extent either party of this Agreement shall be wholly or partially prevented from the performance of any obligation or duty placed on such party by reason of or through stoppage of labor, riot, fire, flood, acts of war, insurrection, court judgment, or a government restriction, quarantine or mandatory closure order enacted in response to a pandemic or other public health crises, or other specific cause reasonably beyond the party's control and not attributable to its malfeasance, neglect or nonfeasance (each an event of "Force Majeure"), the time for performance of such obligation (other than a payment obligation) may be extended for a period equal to the time lost by reason such event, provided, that the party complies with the provisions of this section. Specifically, the party asserting Force Majeure (i) shall give prompt notice to the other party of the prevention of performance as soon as the asserting party is reasonably aware of such prevention, and (ii) has the burden of demonstrating: (1) how and why their performance was so prevented, (2) the period of time during which they were so prevented from performing (which under the facts may be equal to, or shorter or longer than, the duration of the Force Majeure event itself), and (3) that the party used commercially reasonable efforts to mitigate and/or eliminate such prevention and resumed performance under this Agreement as soon as reasonably practicable.

Section 8. Termination; Suspension

(a) Termination Upon Default. Either party may terminate this Agreement upon written notice if the other party is in default of this Agreement, subject to the defaulting party's right to cure in conformance with the terms of this Agreement.

(b) Termination by City. City shall be entitled to terminate this Agreement, with or without cause, by providing thirty (30) days prior written notice to Professional.

(c) Termination Following Request for Modification. Should City require a modification of this Agreement with Professional, and in the event City and Professional fail to agree upon a modification to this Agreement, City shall have the option of terminating this Agreement and Professional's services hereunder at no additional cost other than the payment to Professional, in accordance with the terms of this Agreement, for the services reasonably determined by City to be properly performed by Professional prior to such termination date.

(d) Suspension. City reserves the right to suspend this Agreement for the convenience of City by issuing a written notice of suspension which shall describe City's reason(s) for the suspension and the expected duration of the suspension. Such expected duration shall, in no way, guarantee what the total number of days of suspension shall occur. Such suspension shall take effect immediately upon Professional's receipt of said notice. Should such suspension extend past the expected duration identified by City in its latest notice of suspension, Professional shall have the right to terminate this Agreement if (i) Professional provides not less than thirty (30) days prior written notice to City requesting to recommence the services, and (ii) City does not recommence the services within the time requested.

Section 9. Insurance

Professional shall during the term hereof maintain in full force and effect all policies of insurance reasonably required by City. Professional's obligation to provide acceptable certificates of insurance is a material condition precedent to this Agreement, and services under this Agreement shall not commence until certificates of insurance have been received, reviewed, and accepted by City. The minimum coverages and limits of liability for the policies of insurance required for the specific services under this Agreement are maintained by and accessible through the City's purchasing department.

Section 10. Indemnification; Notice.

CITY SHALL NOT BE LIABLE FOR ANY LOSS, DAMAGE, OR INJURY OF ANY KIND OR CHARACTER TO ANY PERSON OR PROPERTY ARISING FROM THE SERVICES OF PROFESSIONAL PURSUANT TO THIS AGREEMENT. PROFESSIONAL HEREBY WAIVES ALL CLAIMS AGAINST CITY, ITS OFFICERS, AGENTS AND EMPLOYEES (COLLECTIVELY REFERRED TO IN THIS SECTION AS "CITY INDEMNITEES") FOR DAMAGE TO ANY PROPERTY OR INJURY TO, OR DEATH OF, ANY PERSON ARISING AT ANY TIME AND FROM ANY CAUSE OTHER THAN THE GROSS NEGLIGENCE OR WILLFUL MISCONDUCT OF THE CITY INDEMNITEES. PROFESSIONAL AGREES TO INDEMNIFY, DEFEND, AND SAVE HARMLESS THE CITY INDEMNITEES FROM AND AGAINST ANY AND ALL LIABILITIES, DAMAGES, CLAIMS, SUITS, COSTS (INCLUDING COURT COSTS, REASONABLE ATTORNEYS' FEES AND COSTS OF INVESTIGATION) AND ACTIONS OF ANY KIND BY REASON OF INJURY TO OR DEATH OF ANY PERSON OR DAMAGE TO OR LOSS OF PROPERTY TO THE EXTENT CAUSED BY THE NEGLIGENT PERFORMANCE OF SERVICES UNDER THIS AGREEMENT OR BY REASON OF ANY NEGLIGENT ACT OR OMISSION ON THE PART OF PROFESSIONAL, ITS OFFICERS, DIRECTORS, MANAGERS, EMPLOYEES, CONTRACTORS, SERVANTS, REPRESENTATIVES, CONSULTANTS, LICENSEES, SUCCESSORS OR PERMITTED ASSIGNS (EXCEPT WHEN SUCH LIABILITY, CLAIMS, SUITS, COSTS, INJURIES, DEATHS OR DAMAGES ARISE FROM OR ARE ATTRIBUTED TO THE GROSS NEGLIGENCE OR WILFUL MISCONDUCT OF A CITY INDEMNITEE, IN WHOLE OR IN PART, IN WHICH CASE PROFESSIONAL SHALL INDEMNIFY THE CITY INDEMNITEES TO THE EXTENT OR PROPORTION OF NEGLIGENCE

ATTRIBUTED TO PROFESSIONAL, ITS OFFICERS, AGENTS, OR EMPLOYEES AS DETERMINED BY A COURT OR OTHER FORUM OF COMPETENT JURISDICTION).

Notices of Claim. Professional shall promptly advise City in writing of any claim or demand against the City, related to or arising out of Professional's acts or omissions under this Agreement and shall see to the investigation and defense of such claims or demand at Professional's sole cost and expense; provided, that City, at its option and at its own expense, may participate in such defense without relieving Professional of any of its obligations hereunder. Professional's obligations under this section shall not be limited to the limits of coverage of insurance maintained or required to be maintained under this Agreement.

THE PROVISIONS OF THIS SECTION SHALL SURVIVE EXPIRATION OR TERMINATION OF THIS AGREEMENT FOR A PERIOD OF FOUR (4) YEARS.

Section 11. Notice.

All notices required by this Agreement shall be in writing and addressed to the parties at the addresses set forth on the signature page(s) of this Agreement (or to such other address that may be designated by the receiving party from time to time in accordance with this section). All notices shall be delivered by (a) personal delivery, (b) certified or registered mail (in each case, return receipt requested, postage prepaid), (c) nationally recognized overnight courier (with all fees pre-paid), or (d) email of a pdf document containing the required notice. Such notice or document shall be deemed to be delivered or given, whether actually received or not, (i) when received if delivered or given in person, (ii) if sent by United States mail, three (3) business days after being deposited in the United States mail as set forth above, (iii) on the next business day after the day the notice or document is provided to a nationally recognized carrier to be delivered as set forth above, or (iv) if sent by email, the next business day. A confirmation of delivery report which reflects the time that the email was delivered to the recipient's last notified email address is prima facie evidence of its receipt by the recipient, unless the sender receives a delivery failure notification, indicating that the email has not been delivered to the recipient.

Section 12. Verifications by Professional

Professional's execution of this Agreement shall serve as its formal acknowledgement and written verification that:

(a) if the requirements of Subchapter J, Chapter 552, Government Code, apply to this Agreement and Professional agrees that the Agreement can be terminated if Professional knowingly or intentionally fails to comply with a requirement of that subchapter;

(b) pursuant to Texas Government Code Chapter 2270, that Professional's organization does not presently boycott Israel and will not boycott Israel during the term of this Agreement; and

(c) pursuant to Texas Government Code Chapter 2251, that Professional's organization does not current discriminate against firearm and ammunition industries and will not for the term of the contract. Discriminating means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with the firearm or ammunition industry or with a person or entity doing business in the firearm or ammunition industry, but does not include an action made for ordinary business purposes.

Section 13. Miscellaneous

(a) Professional shall not assign or sublet this Agreement, in whole or in part, without the prior written consent of City. (b) Professional shall comply with all federal, state, county, and municipal laws, ordinances, resolutions, regulations, rules, and orders applicable to the services under this Agreement. (c) The laws of the State of Texas shall govern this Agreement; and venue for any action concerning this Agreement shall be in the state district courts of Dallas County, Texas. The parties agree to submit to the personal and subject matter jurisdiction of said courts. (d) This Agreement contains the entire understanding of the parties with respect to the subject matter hereof and there are no oral understandings, statements or stipulations bearing upon the meaning or effect of this Agreement which have not been incorporated herein. (e) The exhibits attached hereto, if any, are incorporated herein and made a part hereof for all purposes. (f) Unless expressly provided otherwise herein, this Agreement may only be modified, amended, supplemented or waived by a mutual written agreement of the parties. (g) In the event any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions, and the Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained in it. (h) Any of the representations and obligations of the parties, as well as any rights and benefits of the parties pertaining to a period of time following the termination of this Agreement shall survive termination. (i) This Agreement may be executed by the parties in separate counterparts, each of which when so executed and delivered shall be an original, but all such counterparts shall together constitute one and the same instrument. Each counterpart may consist of any number of copies hereof each signed by less than all, but together signed by all of the parties. (j) Each party represents that it has full capacity and authority to grant all rights and assume all obligations granted and assumed under this Agreement. (k) Subject to the provisions regarding assignment, this Agreement shall be binding on and inure to the benefit of the parties to it and their respective heirs, executors, administrators, legal representatives, successors and assigns.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK -
SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties have executed and delivered this Agreement as of the Effective Date.

For City:

For Professional:

TOWN OF ADDISON, TEXAS

DUNAWAY ASSOCIATES, LLC

By: _____

Jerry Ducay
City Manager

By: _____

Josh Wright, PE
Sr. Discipline Lead

Date: _____

Date: _____

Notice Address:

Notice Address:

Town of Colleyville
Attn: Jerry Ducay, City Manager
100 Main St., 3rd Floor
Colleyville, Texas 76034
E: jducay@colleyville.com

Dunaway Associates, LLC
Attn: Josh Wright, PE, Sr. Discipline Lead
550 Bailey Avenue, Suite 400
Fort Worth, Texas 76107
E: jwright@dunaway.com

Contract ID:
PSA_WW_June 29, 2022_v1.20220427

EXHIBIT “A”
SCOPE OF SERVICES

(attached)



To:

Joseph Schweitzer
City of Colleyville
100 Main St
Colleyville, Texas 76034
jschweitzer@colleyville.com

From:

Josh Wright, PE
Sr. Discipline Lead

Dunaway Location

550 Bailey Avenue
Suite 400
Fort Worth, TX 76107

Dunaway No. 6656.003

April 21, 2022

Reference: Proposal for Professional Services
2020 HSIP Design Project – John McCain Road
City of Colleyville, Texas

Joseph:

Dunaway Associates, LLC (Dunaway) is pleased to submit this proposal for professional civil engineering services on the above-referenced Project. Based on scoping meetings and conversations, we believe the following scope of services will meet the needs of City of Colleyville (Client) for this Project.

Project Understanding and Scope

The City of has been awarded HSIP funds for the construction of safety improvements on John McCain Road from Monticello Pkwy eastward approximately 900' to the curve at Stillwater Circle (Private Drive). Scope of project includes widening of the culvert over the Tributary of Big Bear Creek just west of Monticello Pkwy with associated asphalt roadway widening, curb and gutter, inlet and storm pipe, and drive replacement. Scope additionally includes improving sharp horizontal curve along John McCain at Stillwater Circle. Up to two easement documents may be required. Scope includes floodplain analysis to verify no adverse impact to Tributary Creek.



Proposal for Professional Services
City of Colleyville, Texas
Page 2

Executive Fee Summary

Drainage Study

1. Topographic Survey..... \$6,000 Lump Sum
2. Easement by Separate Instrument \$4,000 Lump Sum (\$2,000 Each)
3. Environmental Services..... \$41,000 Hourly NTE
4. Construction Documents \$28,000 Lump Sum
5. Floodplain Analysis (No Rise Letter) \$4,500 Lump Sum
6. Project Management and TxDOT Coordination \$6,000 Hourly NTE
7. Bidding and Construction Phase Services \$6,000 Lump Sum

Total:	Lump Sum Services	\$48,500.00
	Hourly Estimated Services	<u>\$47,000.00</u>
		\$95,500.00

FEE

Please find attached to this proposal our Standard Terms & Conditions for professional services, which is also part of this proposal.

DETAILED SCOPE OF WORK

1. Topographic Survey – Dunaway will provide a topographic survey of the area along John McCain Road for the proposed roadway improvements extension as shown in Exhibit 'A'. One-foot interval contours will be developed based on the results of the measurements taken. Existing visible above ground improvements and utility facilities will be located and depicted on the face of the survey along with other visible improvements situated within the defined area. As owner of the property, the Client authorizes the surveyor to enter the property to conduct the survey.
2. Easements by Separate Instrument - Dunaway will prepare Separate Instrument Easements for roadway widening in accordance with City of Colleyville requirements. The easements will be signed and sealed by a Registered Professional Land Surveyor licensed in the State of Texas and will be submitted for approval by the City and subsequently to the County Clerk's office for recording. It is assumed two (2) total easements at most will be prepared for this project. If additional easement documents are needed, these can be prepared for the additional cost of \$2,500 each, at the request of the City.

Deliverables

Easement meets and bound description with exhibit (2 each)



Proposal for Professional Services
City of Colleyville, Texas
Page 3

3. Environmental Services – The following is the proposed scope of services for the preparation of a Categorical Exclusion for submittal to Texas Department of Transportation (TxDOT) and the Federal Highway Administration (FHWA). The Categorical Exclusions will be developed following the TxDOT Standard of Uniformity (SOU) for Categorical Exclusions.
 1. Assistance with setup of Project in TxDOT ECOS System
 - a. Support TxDOT staff in setting up the project in the TxDOT ECOS system. This involves providing specific project information such as, but not limited to, project limits, depth of disturbances, temporary and permanent easements or ROW required, description of construction activity, local sponsor information, detailed project narrative, and questions relating to specific topics under the Categorical Exclusion review.
 2. Specific Areas of Environmental Concern, which will include the following sections:
 - a. Hazardous Materials
 - i. Perform due diligence to identify any hazardous material that would be within the project area or near the project area. This will include a site visit to the project area and search of state and federal databases such as, but not limited to, Leaking Underground Storage Tanks, Above Ground Storage Tanks, RCRA Generator, Landfill programs, National Priorities List, Superfund sites, and Voluntary Cleanup Program.
 - b. Public Involvement/Notice and Opportunity to Comment
 - i. Create public notices to be delivered to affected property owners, assist with any necessary public meetings, and document/respond to all comments received. Comments and responses will be submitted to TxDOT as part of the review.
 - c. Biological Resources
 - i. Investigate the likely presence of Threatened, Endangered, and Species of Greatest Concern and need in the project area. Will include site visit and database review of listed species. Additionally, a review of the ecological mapping system and the Texas Natural Diversity Database will be conducted. As part of TxDOT review and coordination, TPWD consultation may be required.
 - d. Historic Properties
 - i. Include a discussion of the potential impact to historical resources associated with the project area in accordance with the National Historic Preservation Act of 1966 (NHPA). Will include a review of the National Register of Historic Places (NRHP), list of State Archeological Landmarks (SAL), Recorded Texas Historic Landmarks (RTHL), and Official State Historic Landmarks (OSHM).
 - e. Archeological Resources
 - i. Include a discussion of the potential impact to archeological



resources associated with the project area in accordance with the NHPA.

- f. Surface Water Analysis
 - i. Investigate potential impacts to Waters of the US within the project area and determine how those impacts will be permitted under Section 404 of the Clean Water Act.
 - ii. Complete the Surface Water Analysis TxDOT form for TxDOT review.

Additional Services (not included in this phase)

- A. It has been assumed that no significant environment impacts will be associated with the proposed project and a Categorical Exclusion will provide sufficient environmental documentation under the NEPA process to document this. However, if it is determined that significant environmental impact would occur from the project and an Environmental Assessment is needed, that would be considered additional services.
- B. It is assumed that the project will not result in significant noise impacts to the project area and a detailed noise analysis will not be needed. If it is determined by TxDOT scoping that a significant noise impact would result from the proposed project and a detailed noise analysis is needed, that would be considered additional services.
- C. It is assumed that the project will not result in significant air quality impacts to the project area and a detailed air quality analysis will not be needed. If it is determined by TxDOT scoping that a significant air quality impact would result from the proposed project and a detailed air quality analysis is needed, that would be considered additional services.

It has been assumed that a detailed indirect and cumulative impact analysis would not be required for the proposed project. If it is determined by TxDOT scoping that in fact a detailed indirect and cumulative impact analysis is needed, that would be considered additional scope.

- 4. Construction Documents – Dunaway will prepare construction documents to TxDOT standards for the roadway widening with culvert and horizontal curve improvements as described in the Project Understanding portion above. It is assumed progress sets will be provided to the City and TxDOT for review and approval at 30% and 90% stages of design. Final 100% plans will be provided once final comments are received by all stakeholders. It is assumed two exhibits will be prepared for City coordinated public meetings. Some, but not all sheets assumed to be in this plan set include:
 - a. Cover
 - b. General Notes
 - c. Summary Tables
 - d. Removal Plans
 - e. Roadway Plans
 - f. Culvert and Storm Drain Plan and Profiles
 - g. Drainage Area Map and Calculations
 - h. Roadway and Culvert Details



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City of Colleyville, Texas
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- i. Signing and Pavement Marking Plans
 - j. Signing and Pavement Marking Details
 - k. Traffic Control Details (TxDOT standard details)
 - l. Erosion Control Plan & Details
5. Floodplain Analysis (No Rise Letter) – Dunaway will analyze the impact of the proposed culvert and roadway widening as requested by the City of Colleyville. This analysis will be limited to review of existing HEC-RAS models to assess proposed culvert for effect on water surface elevations at John McCain Roadway. It is assumed that existing effective model is at a state where no significant revisions are required for model updating and analysis. Scope includes one rounds of review comments with City. Effort required to address additional review comments may be considered special services and will be coordinated with the Client. Final deliverable will be letter of no rise finding will support documentation from HEC-RAS.

Deliverables

Signed and Sealed No Rise Letter

6. Project Management and TxDOT Coordination – Dunaway shall provide the proper level of project administration, document control, record keeping, cost control, schedule control, quality control and plan checking as required by industry standards of practice. Management effort includes, but not limited to, monthly submittal of invoices, progress reports and updated project schedules with schedule narrative. Dunaway will coordinate conference calls and virtual design reviews with the City and TxDOT on an as-needed basis. Scope includes one (1) public meeting if requested by the City. It is acknowledged that significant coordination may be needed with TxDOT for fulfillment of Local Government agreements, scoping documents, and HSIP forms and paperwork. Dunaway will attempt to assist at all times with these items within the scope of this fee provided. If additional time is required and or requested by the City, we can perform this service on an hourly basis.
7. Bidding and Construction Phase Services – It is understood that this project will be let (advertised) and construction overseen by TxDOT. Dunaway will assist the City with Bid Phase services as needed which include review of TxDOT prepared Project Contract manual, answering RFI questions during bidding, review of bids, and recommendations for project award, if needed. Construction Phase services include attendance of pre-construction meeting, one (1) site visit for project review or RFI, answering questions or change orders as project progresses, and one (1) final walk through.

Only those services specifically mentioned in the Scope of Work section are offered as part of this proposal.



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City of Colleyville, Texas
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ADDITIONAL SERVICES (not included in proposal)

The following is a list of some, but not necessarily all, of the services that can be useful or required for a Project of this type. The listed services have not been included in this proposal. Dunaway can provide or sub-consult many of these services if desired by the Client. If the Client determines any of these services is desired, Dunaway can either amend this proposal to incorporate the desired service or services or recommend other actions to cover the needs as expressed.

1. Flood studies for changes to FEMA flood maps.
2. Construction documents beyond scope presented here
3. 2D flood modeling or evaluations (HEC-RAS, Infoworks, Etc).
4. Phase 1 and Phase 2 Environmental Site Assessments.
5. Wetlands delineations and Section 404 permitting through the US Army Corps of Engineers.

Attachment(s):

2022 Hourly Rate Sheet
Project Exhibit

G:\Production4000\006600\6656\003\Project Management\Proposal\21-0914 John McCain Rd HISP Design Proposal.docx

2022 STANDARD HOURLY BILL RATE SCHEDULE

<u>STAFF TYPE</u>	<u>HOURLY BILL RATE</u>
Administrative	\$90.00 - \$160.00
Information Systems	\$110.00 - \$121.00
Marketing/Business Development	\$95.00 - \$275.00
Financial	\$125.00 - \$286.00
Civil Technician	\$100.00 - \$121.00
Civil Designer	\$65.00 - \$143.00
Graduate Engineer	\$130.00 - \$148.00
Project Engineer	\$145.00 - \$226.00
Managing Engineer	\$170.00 - \$193.00
Technical Engineer	\$190.00 - \$286.00
Project Surveyor	\$155.00 - \$171.00
Survey Party Chief	\$125.00 - \$165.00
Survey Technician	\$90.00 - \$132.00
Survey Field Assistant	\$70.00 - \$88.00
GIS	\$100.00 - \$171.00
Planner	\$105.00 - \$231.00
Planning Analyst	\$110.00 - \$121.00
Landscape Architect Intern	\$105.00 - \$121.00
Landscape Designer	\$115.00 - \$127.00
Landscape Architect	\$115.00 - \$165.00
Environmental Scientist	\$110.00 - \$154.00
Intern	\$75.00 - \$83.00
Construction Inspectors	\$65.00 - \$125.00
Discipline Lead	\$145.00 - \$270.00
Engagement Manager	\$215.00 - \$350.00
Line of Business Manager/Executive	\$280.00 - \$320.00
Regional Manager/Executive	\$265.00 - \$292.00
Managing Partner	\$375.00 - \$420.00
Chairman/President	\$475.00 - \$540.00

Exhibit A - Scope of Services

Begin Curve Work Section
0.19 Miles South of Bandit Tr
DFO 0.4

Start Culvert Work Section
0.05 Miles West of Monticello Pkwy
DFO 0.57

John McCain Road
State Planning Map Road Number 1047557
Designation: Minor Collector

End Curve Work Section
0.15 Miles West of Monticello Pkwy
DFO 0.5

End Culvert Work Section
0.03 Miles West of Monticello Pkwy
DFO 0.62



HSIP - Project Location Map
John McCain Road
Culvert Widening
CSJ 0902-90-213

PROJECT LIMITS

JOHN MCCAIN RD

MONTICELLO PKWY

STILLWATER CIR

COLDEN CT

WESTMONT DR

REVERCHON CT

WESTCOAT-DR

50 25 0 50 100 150 200 Feet





City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 4e

Agenda Date 7/6/2022

Number Resolution R-22-4744

Type Resolution

Department Engineering

Title

Approval of Professional Services Agreement with J. S. Ground Engineering, LLC, in an amount not to exceed \$28,240 for preparation of revised construction documents and construction support services for the Bransford Road Shared and Use Path Project, and authorizing the City Manager to execute the agreement

Strategic Plan

3.4 Thoroughly plan for future capital investments and associated costs

Explanation

Reading and Public Hearing

In April of 2022, staff presented City Council with the bid results of the Bransford Road Shared and Use Path Project, which ranged from \$1.1 million to almost \$3 million. At the time of the discussion, the apparent low bidder, Green Dream International, LLC, was non-responsive. Council provided staff direction to discuss a reduced scope with the second lowest bidder, Candor Builders, LLC. An alternative scope reduction was proposed including a 6' trail with minimized drainage improvements at an estimated construction price of \$1.2 million.

Due to the extent of the reduced scope of the project and to preserve the consultant responsibilities, a revised set of construction plans and contract documents will need to be prepared and sealed by J.S. Ground Engineering, LLC. In addition, due to the drainage component of construction and public infrastructure in the corridor, staff requested a scope for construction support services. The construction services portion of the contract will be performed on an as needed basis.

This item would approve a Professional Services Agreement for the preparation of construction documents for the revised scope at a cost of \$11,200, and for additional services as needed but in an amount not to exceed \$17,040, for a total contract of \$28,240.

Financial Impact

The funding source is the Capital Projects Fund.

Recommendation

Approve

Attachments

1. Colleyville PSA with J.S. Ground Engineering, LLC

PROFESSIONAL SERVICES AGREEMENT
BRANSFORD ROAD SIDEWALK RFI #1 DESIGN PLAN MODIFICATIONS AND
CONSTRUCTION PHASE SERVICES

This Professional Services Agreement ("Agreement") is made by and between the **City of Colleyville, Texas** ("City"), and **J.S. Ground Engineering, LLC** ("Professional") (each a "party" and collectively the "parties"), acting by and through their respective authorized representatives.

RECITALS

WHEREAS, City desires to engage Professional to perform certain work and services, hereinafter referred to only as "services", as further specified in the Scope of Services defined in Section 1 of this Agreement; and

WHEREAS, Professional has expressed a willingness to perform said services in conformance with this Agreement.

NOW, THEREFORE, for and in consideration of the covenants and promises made one to the other herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

Section 1. Scope of Services

Upon written notice to proceed by City, Professional agrees to provide to City the services for the Bransford Road Sidewalk RFI #1 Design Plan Modifications and Construction Phase Services ("Project"), as set forth in the Scope of Services attached hereto as **Exhibit "A"** and incorporated herein by reference (the "Scope of Services"). Professional shall not be entitled to any claim for extra services, additional services or changes in the services without a written agreement with City prior to the performance of such services.

Section 2. Term of Agreement

The term of this Agreement shall begin on the last date of execution hereof (the "Effective Date") and shall continue until Professional completes the services required herein and the City has accepted the same, unless sooner terminated as provided in this Agreement.

Section 3. Professional's Obligations

(a) Performance of Services. Professional shall furnish and pay for all labor, tools, materials, equipment, supplies, transportation and management necessary to perform the services. To the extent reasonably necessary, Professional may engage the services of any agents, assistants, or other persons that Professional may deem proper to assist in the performance of the services under this Agreement; provided, that Professional shall be responsible for all costs related thereto, except as expressly authorized in writing in advance by City.

(b) Standard of Care. Professional shall perform the services with the skill and care ordinarily provided by competent professionals practicing in the same or similar locality and under the same or similar circumstances and professional licenses. Professional shall be responsible for the professional quality, technical accuracy, and the coordination of all services, including all Project Documents, designs, drawings, specifications, plans, reports, presentations and all other services furnished by Professional under this

Agreement. Professional shall, without additional compensation, correct or revise any errors or deficiencies in the services. Professional shall further make, without expense to City, such revisions to the Project Documents as may be required to meet the needs of City and which are within the Professional's Scope of Services.

(c) Additional Services. Should City require additional services not included under this Agreement, Professional shall make reasonable effort to provide such additional services in accordance with the fee schedule set forth in **Exhibit A**, and within the time schedule prescribed by City; and without decreasing the effectiveness of the performance of services required under this Agreement.

(d) No Waiver of City's Rights. Neither City's review, approval/acceptance of, nor payment for any of the services required under this Agreement, shall be construed to operate as a waiver of any rights under this Agreement or of any cause of action arising out of the performance of this Agreement, and Professional shall be and remain liable to City in accordance with applicable law for all damages to City caused by Professional's negligent performance of any of the services furnished under this Agreement.

(e) Independent Contractor. It is understood and agreed by and between the parties that Professional, while performing under this Agreement, is acting independently, and that City assumes no responsibility or liabilities to any third party in connection with Professional's actions. All services to be performed by Professional pursuant to this Agreement shall be in the capacity of an independent contractor, and not as an agent or employee of City. Professional shall supervise the performance of its services and shall be entitled to control the manner and means by which its services are to be performed, subject to the terms of this Agreement. There is no intended third-party beneficiary to this Agreement.

(f) Inspection of Records. Professional grants City and its designees the right to audit, examine or inspect, at City's election, all of Professional's Records relating to the performance of services under this Agreement, during the term of the Agreement and any retention period herein. City's audit, examination or inspection of Professional's Records may be performed by a City designee, which may include its internal auditors or an outside representative engaged by City. Professional agrees to retain Professional's Records for a minimum of four (4) years following termination of the Agreement, unless there is an ongoing dispute under the contract; then, such retention period shall extend until final resolution of the dispute. "Professional's Records" shall include any and all information, materials and data of every kind and character generated as a result of the services under this Agreement. City agrees that it will exercise its right to audit, examine or inspect Professional's Records only during regular business hours. Professional agrees to allow City and its designees access to all of Professional's Records, Professional's facilities and the current or former employees of Professional, deemed necessary by City or its designee(s), to perform such audit, inspection or examination.

(g) Certification of No Conflicts. Professional hereby warrants to the City that Professional has made full disclosure in writing of any existing or potential conflicts of interest related to Professional's services under this Agreement. In the event that any conflicts of interest arise after the Effective Date of this Agreement, Professional hereby agrees immediately to make full disclosure to the City in writing.

(h) Hazardous Materials. Professional shall report the presence and location of any hazardous materials it notices or which an professional of similar skill and experience should have noticed to the City.

Section 4. Performance Schedule

(a) Time for Performance. Professional shall perform all services as provided for under this Agreement in a proper, efficient, timely, and professional manner in accordance with City's requirements.

In the event Professional's performance of this Agreement is delayed or interfered with by acts of the City or others, Professional may request an extension of time in conformance with this Section 4 for the performance of same as hereinafter provided but shall not be entitled to any increase in fee or price, or to damages or additional compensation as a consequence of such delays.

(b) Extensions; Written Request Required. No allowance of any extension of time, for any cause whatever (including an event of Force Majeure as defined herein below), shall be claimed or made to Professional, unless Professional shall have made written request upon City for such extension within forty-eight (48) hours after the cause for such extension occurred, and unless City and Professional have agreed in writing upon the allowance of additional time to be made.

Section 5. Documents

(a) Project Documents. All surveys, studies, proposals, applications, drawings, plans, specifications and other documents, including those in electronic form, prepared by Professional and its consultants, subcontractors, agents, representatives, and/or employees in connection with this Agreement ("Project Documents") are intended for the use and benefit of City. Professional and its consultants, subcontractors, agents, representatives, and/or employees shall be deemed the authors of their respective part of the Project Documents. Notwithstanding, upon payment by City as required by this Agreement, City shall own, have, keep and retain all rights, title and interest in and to all Project Documents, including all ownership, common law, statutory, and other reserved rights, including copyrights (except copyrights held by the Professional) in and to all Project Documents, whether in draft form or final form, which are produced at City's request and in furtherance of this Agreement. City shall have full authority to authorize contractor(s), subcontractors, sub-subcontractors, City consultants, and material or equipment suppliers to reproduce applicable portions of the Project Documents to and for use in their execution of the services or for any other purpose. Acceptance and approval of the Project Documents by City shall not constitute nor be deemed a release of the responsibility and liability of Professional, its employees, associates, agents and consultants for the accuracy or competency of their designs, working drawings and specifications, or other documents and work; nor shall such approval be deemed to be an assumption of such responsibility by City for any defect in the designs, working drawings and specifications, or other documents prepared by Professional, its employees, contractor, agents, or consultants.

(b) Professional's Documents. All previously owned intellectual property of Professional, including but not limited to any computer software (object code and source code), tools, systems, equipment or other information used by Professional or its suppliers in the course of delivering the Services hereunder, and any know-how, methodologies or processes used by Professional to provide the services or protect deliverables to City, including without limitation, all copyrights, trademarks, patents, trade secrets and any other proprietary rights inherent therein and appurtenant thereto ("Professional's Documents"), shall remain the sole and exclusive property of Professional or its suppliers. Notwithstanding, Professional agrees that City shall have the right to access to all such information and City is granted the right to make and retain copies of Professional's Documents. City acknowledges that any reuse of Professional's Documents without specific written verification or adaptation by Professional will be at City's sole risk and without liability or legal exposure to Professional.

(c) Confidential Information. Professional agrees it will notify City in writing if it considers specific information to be confidential or proprietary trade secrets and will use its best efforts to clearly mark all such information as "Confidential" and/or "Proprietary – Trade Secret" at the time it is delivered or made accessible to City. City acknowledges that all such designated information is considered by Professional to be confidential and the exclusive property of Professional. Notwithstanding the foregoing, Professional acknowledges that this Agreement, and all services performed hereunder, are subject to the

legal requirements of the Texas Public Information Act and that City will have no obligation to protect or otherwise limit disclosure of any confidential or proprietary information if Professional has not notified City of such designation in conformance with this section. Professional agrees and covenants to protect any and all proprietary rights of City in any materials provided to Professional. Additionally, any materials provided to Professional by City shall not be released to any third party without the consent of City and shall be returned intact to City upon termination or completion of this Agreement or if instructed to do so by City. In the event City delivers to Professional information that it has expressly marked "Confidential" or has notified Professional is confidential or is the proprietary information of a third-party, Professional agrees it shall not disclose to anyone directly or indirectly during the term of this Agreement or at any time thereafter, any such information, nor shall it use any such information for any purpose other than in connection with Professional's performance of the services under this Agreement. Professional shall further, at its own expense, defend all suits or proceedings instituted against City and pay any award of damages or loss resulting from an injunction, against City, insofar as the same are based on any claim that materials or services provided under this Agreement constitute an infringement of any patent, trade secret, trademark, copyright or other intellectual property rights.

Section 6. Payment

(a) Payment Terms. City agrees to pay Professional for all services authorized in writing and properly performed by Professional in general conformance with the fee schedule set forth in **Exhibit A**, subject to changes in the Scope of Services or additional services agreed upon in writing. Unless otherwise agreed in writing, all payments to Professional by City shall be based on detailed monthly invoices submitted by Professional for work performed and accepted by City, less any previous payments. Payment will be due within 30 days of the City's receipt and acceptance of an approved invoice. Notwithstanding the foregoing, City reserves the right to delay, without penalty, any payment to Professional when, in the opinion of City, Professional has not made satisfactory progress on the Project as described in the Scope of Services.

(b) Compensation. Professional's compensation shall be as specified in the payment schedule set forth in **Exhibit A**; provided, that the total compensation under this Agreement shall not exceed TWENTY-EIGHT THOUSAND, TWO HUNDRED AND FORTY DOLLARS (\$28,240.00). City may deduct from any amounts due or to become due to Professional any sum or sums owing by Professional to City. In the event of any breach by Professional of any provision or obligation of this Agreement, or in the event of the assertion by other parties of any claim or lien against City, or City's premises, arising out of Professional's performance of this Agreement, City shall have the right to retain out of any payments due or to become due to Professional an amount sufficient to completely protect City from any and all reasonably anticipated loss, damage or expense therefrom, until the breach, claim or lien has been satisfactorily remedied or adjusted by Professional.

Section 7. Default; Force Majeure

(a) Default; Notice to Cure. A party shall be deemed in default under this Agreement if the party is in breach of a material provision of this Agreement and said breach is not cured within fifteen (15) days written notice of default by the other party. In the event the breaching party has notified the other party in writing that it is diligently working to cure the breach and has provided reasonable evidence in support of the same, the breaching party shall not be deemed in default until the thirtieth (30th) day following the non-breaching party's notice of default.

(b) Default by Professional. In addition to default under Section 7(a) above, Professional shall be in default under this Agreement if Professional fails to comply or becomes disabled and unable to comply

with the provisions of this Agreement related to Professional's performance of the services, including the quality or character of the services or time of performance for any material component of the services. If such default is not corrected within ten (10) days from the date of City's written notice to Professional regarding the same, City may, at its sole discretion without prejudice to any other right or remedy:

- (i) Terminate this Agreement and be relieved of the payment of any further consideration to Professional except for all services determined by City to be satisfactorily completed prior to termination. Payment for work satisfactorily completed shall be for actual costs, including reasonable salaries and travel expenses of Professional to and from meetings called by City at which Professional is required to attend, but shall not include any loss of profit of Professional. In the event of such termination, City may proceed to complete the services in any manner deemed proper by City, either by the use of its own forces or by re-subletting to others; or
- (ii) City may, without terminating this Agreement or taking over the services, furnish the necessary labor, materials, equipment, supplies and/or assistance necessary to remedy the situation, at the expense of Professional.

(c) Force Majeure. To the extent either party of this Agreement shall be wholly or partially prevented from the performance of any obligation or duty placed on such party by reason of or through work strikes, stoppage of labor, riot, fire, flood, acts of war, insurrection, court judgment, or a government restriction, quarantine or mandatory closure order enacted in response to a pandemic or other public health crises, or other specific cause reasonably beyond the parties control and not attributable to its malfeasance, neglect or nonfeasance (each an event of "Force Majeure"), the time for performance of such obligation (other than a payment obligation) may be extended for a period equal to the time lost by reason such event, provided, that the party complies with the provisions of this section. Specifically, the party asserting Force Majeure (i) shall give prompt notice to the other party of the prevention of performance as soon as the asserting party is reasonably aware of such prevention, and (ii) has the burden of demonstrating (A) how and why their performance was so prevented, (B) the period of time during which they were so prevented from performing (which under the facts may be equal to, or shorter or longer than, the duration of the Force Majeure event itself), and (C) that the party used commercially reasonable efforts to mitigate and/or eliminate such prevention and resumed performance under this Agreement as soon as reasonably practicable.

Section 8. Termination; Suspension

(a) Termination Upon Default. Either party may terminate this Agreement upon written notice if the other party is in default of this Agreement, subject to the defaulting party's right to cure in conformance with the terms of this Agreement.

(b) Termination by City. City shall be entitled to terminate this Agreement, with or without cause, by providing thirty (30) days prior written notice to Professional.

(c) Termination Following Request for Modification. Should City require a modification of this Agreement with Professional, and in the event City and Professional fail to agree upon a modification to this Agreement, City shall have the option of terminating this Agreement and Professional's services hereunder at no additional cost other than the payment to Professional, in accordance with the terms of this Agreement, for the services reasonably determined by City to be properly performed by Professional prior to such termination date.

(d) Suspension. City reserves the right to suspend this Agreement for the convenience of City by issuing a written notice of suspension which shall describe City's reason(s) for the suspension and the expected duration of the suspension. Such expected duration shall, in no way, guarantee what the total number of days of suspension shall occur. Such suspension shall take effect immediately upon Professional's receipt of said notice. Should such suspension extend past the expected duration identified by City in its latest notice of suspension, Professional shall have the right to terminate this Agreement if Professional if (i) Professional provides not less than thirty (30) days prior written notice to City requesting to recommence the services, and (ii) City does not recommence the services within the time requested.

Section 9. Insurance

Professional shall during the term hereof maintain in full force and effect all policies of insurance reasonably required by City. Professional's obligation to provide acceptable certificates of insurance is a material condition of this Agreement, and services under this Agreement shall not commence until certificates of insurance have been received, reviewed, and accepted by City. The minimum coverages and limits of liability for the policies of insurance required under this Agreement are maintained by and accessible through the City's purchasing department.

Section 10. Indemnification; Notice.

CITY SHALL NOT BE LIABLE FOR ANY LOSS, DAMAGE, OR INJURY OF ANY KIND OR CHARACTER TO ANY PERSON OR PROPERTY ARISING FROM THE SERVICES OF PROFESSIONAL PURSUANT TO THIS AGREEMENT. PROFESSIONAL HEREBY WAIVES ALL CLAIMS AGAINST CITY, ITS OFFICERS, AGENTS AND EMPLOYEES (COLLECTIVELY REFERRED TO IN THIS SECTION AS "CITY INDEMNITEES") FOR DAMAGE TO ANY PROPERTY OR INJURY TO, OR DEATH OF, ANY PERSON ARISING AT ANY TIME AND FROM ANY CAUSE OTHER THAN THE GROSS NEGLIGENCE OR WILLFUL MISCONDUCT OF THE CITY INDEMNITEES. PROFESSIONAL AGREES TO INDEMNIFY AND SAVE HARMLESS THE CITY INDEMNITEES FROM AND AGAINST ANY AND ALL LIABILITIES, DAMAGES, CLAIMS, SUITS, COSTS (INCLUDING COURT COSTS, REASONABLE ATTORNEYS' FEES AND COSTS OF INVESTIGATION) AND ACTIONS OF ANY KIND BY REASON OF INJURY TO OR DEATH OF ANY PERSON OR DAMAGE TO OR LOSS OF PROPERTY TO THE EXTENT CAUSED BY THE NEGLIGENT PERFORMANCE OF SERVICES UNDER THIS AGREEMENT OR BY REASON OF ANY NEGLIGENT ACT OR OMISSION ON THE PART OF PROFESSIONAL, ITS OFFICERS, DIRECTORS, SERVANTS, EMPLOYEES, REPRESENTATIVES, CONSULTANTS, LICENSEES, SUCCESSORS OR PERMITTED ASSIGNS (EXCEPT WHEN SUCH LIABILITY, CLAIMS, SUITS, COSTS, INJURIES, DEATHS OR DAMAGES ARISE FROM OR ARE ATTRIBUTED TO THE GROSS NEGLIGENCE OR WILFUL MISCONDUCT OF A CITY INDEMNITEE, IN WHOLE OR IN PART, IN WHICH CASE PROFESSIONAL SHALL INDEMNIFY THE CITY INDEMNITEE TO THE EXTENT OR PROPORTION OF NEGLIGENCE ATTRIBUTED TO PROFESSIONAL, ITS OFFICERS, AGENTS, OR EMPLOYEES AS DETERMINED BY A COURT OR OTHER FORUM OF COMPETENT JURISDICTION).

Notices of Claim. Professional shall promptly advise City in writing of any claim or demand against the City, related to or arising out of Professional's acts or omissions under this Agreement and shall see to the investigation and defense of such claims or demand at Professional's sole cost and expense; provided, that City, at its option and at its own expense, may participate in such defense without relieving Professional of any of its obligations hereunder. professional's obligations under this section shall not be limited to the limits of coverage of insurance maintained or required to be maintained by professional under this agreement.

THE PROVISIONS OF THIS SECTION SHALL SURVIVE TERMINATION OF THIS AGREEMENT FOR A PERIOD OF FOUR (4) YEARS.

Section 11. Notice.

All notices required by this Agreement shall be in writing and addressed to the parties at the addresses set forth on the signature page(s) of this Agreement (or to such other address that may be designated by the receiving party from time to time in accordance with this section). All notices shall be delivered by (a) personal delivery, (b) certified or registered mail (in each case, return receipt requested, postage prepaid), (c) nationally recognized overnight courier (with all fees pre-paid), or (d) email. Such notice or document shall be deemed to be delivered or given, whether actually received or not, (i) when received if delivered or given in person, (ii) if sent by United States mail, three (3) business days after being deposited in the United States mail as set forth above, (iii) on the next business day after the day the notice or document is provided to a nationally recognized carrier to be delivered as set forth above, or (iv) if sent by email, the next business day. A confirmation of delivery report which reflects the time that the email was delivered to the recipient's last notified email address is prima facie evidence of its receipt by the recipient, unless the sender receives a delivery failure notification, indicating that the email has not been delivered to the recipient.

Section 12. Verifications by Professional

Professional's execution of this Agreement shall serve as its formal acknowledgement and written verification that:

(a) if the requirements of Subchapter J, Chapter 552, Government Code, apply to this Agreement and Professional agrees that the Agreement can be terminated if Professional knowingly or intentionally fails to comply with a requirement of that subchapter;

(b) pursuant to Texas Government Code Chapter 2270, that Professional's organization does not presently boycott Israel and will not boycott Israel during the term of this Agreement; and

(c) pursuant to Texas Government Code Chapter 2251, that Professional's organization does not current discriminate against firearm and ammunition industries and will not for the term of the contract. Discriminating means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with the firearm or ammunition industry or with a person or entity doing business in the firearm or ammunition industry, but does not include an action made for ordinary business purposes.

Section 13. Miscellaneous

(a) Professional shall not assign or sublet this Agreement, in whole or in part, without the prior written consent of City. (b) Professional shall comply with all federal, state, county and municipal laws, ordinances, resolutions, regulations, rules, and orders applicable to the services under this Agreement. (c) The laws of the State of Texas shall govern this Agreement; and venue for any action concerning this Agreement shall be in the state district courts of Tarrant County, Texas. The parties agree to submit to the personal and subject matter jurisdiction of said courts. (d) This Agreement contains the entire understanding of the parties with respect to the subject matter hereof and there are no oral understandings, statements or stipulations bearing upon the meaning or effect of this Agreement which have not been incorporated herein. (e) The exhibits attached hereto, if any, are incorporated herein and made a part hereof

for all purposes. (f) Unless expressly provided otherwise herein, this Agreement may only be modified, amended, supplemented or waived by a mutual written agreement of the parties. (g) In the event any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions, and the Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained in it. (h) Any of the representations and obligations of the parties, as well as any rights and benefits of the parties pertaining to a period of time following the termination of this Agreement shall survive termination. (i) This Agreement may be executed by the parties in separate counterparts, each of which when so executed and delivered shall be an original, but all such counterparts shall together constitute one and the same instrument. Each counterpart may consist of any number of copies hereof each signed by less than all, but together signed by all of the parties. (j) Each party represents that it has full capacity and authority to grant all rights and assume all obligations granted and assumed under this Agreement. (k) Subject to the provisions regarding assignment, this Agreement shall be binding on and inure to the benefit of the parties to it and their respective heirs, executors, administrators, legal representatives, successors and assigns.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK -
SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties have executed and delivered this Agreement as of the Effective Date.

For City:

For Professional:

CITY OF COLLEYVILLE, TEXAS

J.S. GROUND ENGINEERING, LLC

By: _____

Jerry Ducay
City Manager

By: _____

Jeffrey S. Ground
PE, CFM, LEED, AP

Date: _____

Date: _____

Notice Address:

City of Colleyville
Attn: Jerry Ducay, City Manager
100 Main St
Colleyville, Texas 76034
E: jducay@colleyville.com

Notice Address:

J.S. Ground Engineering, LLC
Attn: Jeffrey S. Ground, PE, CFM, LEED, AP
4108 Dundee Ct
Colleyville, Texas 76034
E: jsg@jsgroundengineering.com

PSA_MM_June 15, 2022_v1.20220427

EXHIBIT “A”
SCOPE OF SERVICES

(attached)

EXHIBIT “A”

Scope for Engineering Design Related Services for Bransford Road Sidewalk

The scope set forth herein defines the work to be performed by the ENGINEER in completing the project. Both the CITY and ENGINEER have attempted to clearly define the work to be performed and address the needs of the Project. Under this scope, “ENGINEER” is expanded to include any sub-consultant, including surveyor, employed, or contracted by the ENGINEER.

OBJECTIVE

To enter into an agreement for the design revisions of RFI #1 and construction phase service tasks of the Bransford Road Sidewalk from City Park to Shelton Drive for the City of Colleyville Department of Public Works.

WORK TO BE PERFORMED

- Task 1. Design Management
- Task 2. Schematic Design [NOT USED]
- Task 3. Design Development [NOT USED]
- Task 4. Final Design [NOT USED]
- Task 5. Construction Phase Services
- Task 6. ROW/Easement Services [NOT USED]
- Task 7. Survey Services [NOT USED]

TASK 1. DESIGN MANAGEMENT

ENGINEER will manage the work outlined in this scope to ensure efficient and effective use of ENGINEER’s and CITY’s time and resources. ENGINEER will manage change, communicate effectively, coordinate internally and externally as needed, and proactively address issues with the CITY’s Project Manager and others as necessary to make progress on the work.

1.1. Managing the Team

- Lead, manage and direct design team activities
- Ensure quality control is practiced in performance of the work
- Communicate internally among team members
- Task and allocate team resources

1.2. Communications and Reporting

- Attend design project meetings with CITY staff to confirm and clarify scope, understand CITY objectives, and ensure economical and functional designs that meet CITY requirements.
- Prepare invoices, in accordance with Attachment B and submit for progress payments based on work performed in the format requested by the CITY.
- Support city staff in coordination with other agencies and entities as necessary for the design of the proposed infrastructure and provide and obtain information needed to prepare the design.

- With respect to coordination with permitting authorities, ENGINEER shall support city staff in communicating with permitting authorities such that their regulatory requirements are appropriately reflected in the designs. ENGINEER shall work with regulatory authorities through city staff to obtain approval of the designs, and make changes necessary to meet their requirements, as part of the design scope.

DELIVERABLES

- A. Meeting summaries with action items
- B. Invoices

TASK 2. SCHEMATIC LAYOUT DESIGN [NOT USED]

TASK 3. DESIGN DEVELOPMENT [NOT USED]

TASK 4. FINAL DESIGN [NOT USED]

TASK 5. CONSTRUCTION PHASE SERVICES

ENGINEER will support the construction phase of the project as follows.

5.0 Construction Plan Revision

- The ENGINEER shall revise the following plan sheets 1-18, and necessary details from the January 18, 2022, Bransford Road Shared Use Path plan set and project manual to identify storm drain improvements that may be installed at a later time as associated with reducing the shared use side path from 10' to 6'. The general plan revisions will be guided by the Preconstruction RFI #1 Scope Reduction prepared by the city in May 2022. As portions of the storm drain system will not be installed, curbs or railings may be added along the sidewalk as necessary for pedestrian safety.

5.1 Construction Support

- The ENGINEER shall attend a preconstruction meeting conducted by the CITY.
- Represent the CITY in the non-resident administration of the PROJECT. In this capacity, the ENGINEER shall have the authority to exercise whatever rights the CITY may have to disapprove work and materials that fail to conform to the Construction Contract Documents when such failures are brought to the ENGINEER's attention. (This function of ENGINEER shall not be construed as supervision of the PROJECT and does not include on-site activities other than occasional site visits to observe overall PROJECT conditions or when specifically requested by CITY to visit on-site for a particular matter. It particularly does not involve exhaustive or continuous on-site inspections to check quality or quantity of the work or material; nor does it place any responsibility on ENGINEER for the techniques and sequences of construction except as noted in the plans and specifications and ENGINEER will not be responsible or liable in any degree for the Contractor's failure to perform the construction work in accordance with the Construction Contract Documents).
- Consult and advise the CITY and issue such instructions to the Contractor as in the judgment of the ENGINEER are necessary.

- The ENGINEER shall visit the project site at requested intervals as construction proceeds to observe and report on progress.
- The ENGINEER shall review shop drawings, samples and other submittals submitted by the contractor for general conformance with the design concepts and general compliance with the requirements of the contract for construction. Such review shall not relieve the Contractor from its responsibility for performance in accordance with the contract for construction, nor is such review a guarantee that the work covered by the shop drawings, samples and submittals is free of errors, inconsistencies or omissions.
- As requested by the CITY, the ENGINEER shall provide necessary interpretations and clarifications of contract documents, review change orders, and make recommendations as to the acceptability of the work.
- The ENGINEER shall attend the "Final" project walk through and assist with preparation of final punch list.

5.2. Record Drawings

- The ENGINEER shall prepare record drawings from information provided by the CITY depicting any changes made to the Final Drawings during construction. The following information shall be provided by the CITY:
 - As-Built Survey by Contractor if requested from CITY
 - Red-Line Markups from the Contractor
 - Red-Line Markups from City Inspector
 - Copies of Approved Change Orders
 - Approved Substitutions
- The ENGINEER shall modify the Final Drawings electronically and shall place a stamp on the plans indicating that they represent Record Drawings of the project as constructed. The stamp shall be signed and dated by the ENGINEER and shall be placed on each plan sheet, whether there are any revisions on the sheet or not. Each sheet shall clearly indicate all changes which apply to that sheet by clouding and numbering, or other suitable means.
- The following disclaimer shall be included with the Record Drawing stamp:
 - These Record Drawings were prepared using information provided by others and represent the as constructed conditions to the extent that documented changes were provided for recording. The ENGINEER assumes no liability for undocumented changes and certifies only that the documented changes are accurately depicted on these drawings.
- The ENGINEER shall submit a set of sealed Final Drawings, modified and stamped as Record Drawings, electronically for record storage. The ENGINEER may keep copies of the information provided by the CITY for their files, but all original, red-lined drawings shall be returned to the CITY with the electronic copy.

ASSUMPTIONS

- All printing and plan reproduction costs shall be directly reimbursable at direct cost-plus administrative labor for coordination.
- Weekly site visits.

DELIVERABLES

- A. Contract Documents for execution by CITY & CONTRACTOR
- B. Response to Contractor's Request for Information
- C. Review of Change Orders
- D. Review of shop drawings
- E. Final Punch List items
- F. Record Drawings in PDF format

TASK 6. ROW/EASEMENT SERVICES [NOT USED]

TASK 7. SURVEY SERVICES [NOT USED]

Additional Services not included in the existing Scope of Services

CITY and ENGINEER agree that the following services are beyond the Scope of Services described in the tasks above. However, ENGINEER can provide these services, if needed, upon the CITY's written request. Any additional amounts paid to the ENGINEER as a result of any material change to the Scope of the Project shall be agreed upon in writing by both parties before the services are performed. These additional services include the following:

- Preparation of Easement Documents (legal descriptions with exhibits).
- Negotiation of easements or property acquisition.
- Services related to development of the CITY's project financing and/or budget.
- Services related to disputes over pre-qualification, bid protests, bid rejection and re-bidding of the contract for construction.
- Construction management and inspection services
- Performance of materials testing or specialty testing services.
- Services necessary due to the default of the Contractor.
- Services related to damages caused by fire, flood, earthquake, or other acts of God.
- Services related to warranty claims, enforcement, and inspection after final completion.
- Services to support, prepare, document, bring, defend, or assist in litigation undertaken or defended by the CITY.
- Performance of miscellaneous and supplemental services related to the project as requested by the CITY.
- Preparation for, attendance at, and presentation at public meetings.

EXHIBIT “B”

Design Services for Bransford Road Sidewalk from City Park to Shelton Drive

I. Compensation

BASIC SERVICES

The ENGINEER shall be compensated on a lump sum basis in performing service 5.0 Construction Plan Revision (RFI #1) enumerated in Attachment A to the amount of \$11,200 and on an hourly not to exceed basis in performing other services enumerated in Attachment A to the amount of \$17,040. The combined amount is \$28,240. A man-hour estimate is provided for convenience.

If ENGINEER projects, in the course of providing the necessary services, that the PROJECT cost presented will be exceeded, whether by change in scope of the project, increased costs or other conditions, the ENGINEER shall immediately report such fact to the City and, if so instructed by the City, shall suspend all work hereunder.

ADDITIONAL SERVICES

The ENGINEER shall be compensated for Authorized Additional Services on either a lump sum basis negotiated to a specific scope of work or on an hourly reimbursable plus expense basis per this fee schedule. JSGE reserves the right to update this FEE SCHEDULE once per year beginning on January 1, 2024.

FEE SCHEDULE

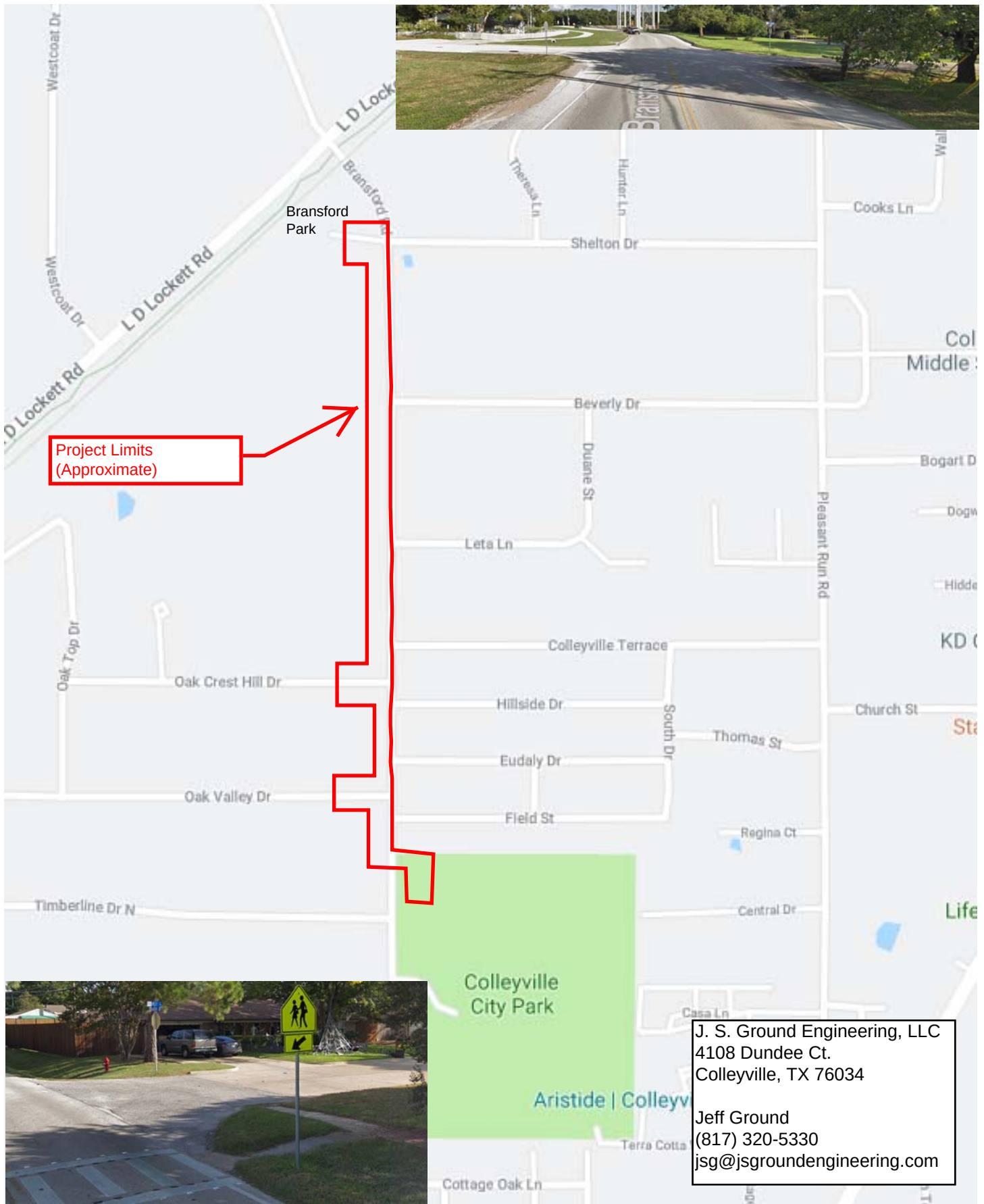
Engineer \$195/hour;
CAD Technician \$125/hour;
Administrative \$90/hour;
Mileage at current IRS approved rates for travel outside Tarrant County;
Plan Printing & Reproduction at direct cost + administrative labor for coordination and/or delivery.

Level of Effort Spreadsheet
TASK/HOUR BREAKDOWN
Design Services for
Bransford Road Sidewalk from City Park to Shelton Drive

Task No.	Task Description	Labor (hours)										Total Labor Cost	EXPENSE		Total Expense Cost	Task Sub Total	Labor Percent of Total Fee	Task Percent of Total Fee
		Principal	Quality Control Manager	Project Manager/ Engineer	Project Manager/ Surveyor	Engineer EIT/ Survey Intern	Engineering Designer/ Survey Technician	Survey Crew	GPS Survey Crew	Reproduction (In House)	Admin./ Project Controls		Direct	Reproduction				
	Rate	\$175	\$175	\$175	\$150	\$130	\$105	\$160	\$160	\$0	\$75							
1.0	Project Management	0	0	0	0	0	0	0	0	0	0	\$0	\$0	\$0	\$0	\$0		
1.2	Communications and Reporting											\$0			\$0	\$0	0.00%	0.00%
1.2.1	Design Coordination Meeting											\$0			\$0	\$0	0.00%	
1.2.3	Invoicing											\$0			\$0	\$0	0.00%	
2.0	Schematic Layout Design	0	0	0	0	0	0	0	0	0	0	\$0	\$0	\$0	\$0	\$0		0.00%
3.0	Design Development	0	0	0	0	0	0	0	0	0	0	\$0	\$0	\$0	\$0	\$0		0.00%
4.0	Final Design	0	0	0	0	0	0	0	0	0	0	\$0	\$0	\$0	\$0	\$0		0.00%
5.0	Construction Phase Services	0	0	124	0	0	48	0	0	0	20	\$28,240	\$0	\$0	\$0	\$28,240		
5.0	Preconstruction RFI #1			40			40					\$11,200			\$0	\$11,200	39.66%	
5.1	Preconstruction Meeting			2								\$350			\$0	\$350	1.24%	
5.2	Project Site Visits (1 per week)			66							20	\$13,050			\$0	\$13,050	46.21%	100.00%
5.2	Submittal Reviews			4								\$700			\$0	\$700	2.48%	
5.2	RFI Responses			10								\$1,750			\$0	\$1,750	6.20%	
4.2	Record Drawings			2			8					\$1,190			\$0	\$1,190	4.21%	
6.0	ROW/Easement Services	0	0	0	0	0	0	0	0	0	0	\$0	\$0	\$0	\$0	\$0		0.00%
7.0	Surveying	0	0	0	0	0	0	0	0	0	0	\$0	\$0	\$0	\$0	\$0		0.00%
	Totals	0	0	124	0	0	48	0	0	0	20	\$28,240	\$0	\$0	\$0	\$28,240		
	Total Amounts by Labor Category	\$0	\$0	\$21,700	\$0	\$0	\$5,040	\$0	\$0	\$0	\$0	\$1,500						
	Percent Labor of Total Labor	0.00%	0.00%	64.58%	0.00%	0.00%	25.00%	0.00%	0.00%	0.00%	10.42%							
														Project Summary				
														Total Hours		192		
														Total Labor		\$28,240		
														Total Expense		\$0		
														Total Project Cost		\$28,240.00	100.00%	100.00%

Bransford Road Sidewalk Construction Phase Services
and RFI #1
(City Park to Shelton Drive)

Project Area



J. S. Ground Engineering, LLC
4108 Dundee Ct.
Colleyville, TX 76034
Jeff Ground
(817) 320-5330
jsg@jsggroundengineering.com



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 5a

Agenda Date 7/6/2022

Number Ordinance O-22-2206

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from AG Agricultural to R-40 Single Family Residential zoning district for Tract 1B and 1G, Abstract 798, Joseph H. Harrell Survey, located at 805 Murphy Road, Case ZC22-021

Strategic Plan

4.1 Protect Colleyville's semi-rural residential character

Explanation

First Reading and Public Hearing

Ann Yerifor, the applicant, has submitted a request for a zoning change on Tract 1B and 1G, Abstract 798, Joseph H. Harrell Survey, being approximately 3.14 acres, and zoned AG Agricultural. The purpose is to rezone from the AG Agricultural district to the R-40 Single Family Residential district, and to build two new single family homes on two lots.

Existing Conditions/Background: The subject property, 805 Murphy Road, is located along Murphy Road on the south side of the street and east of Herbert Road. The property has never been platted and there is an existing home, which will be demolished.

Proposed Zoning: Request – The applicant requests to rezone the property from AG to R-40 zoning. The minimum standards for the R-40 zoning district are as follows:

Minimum Lot Size	40,000 SF
Minimum Lot Width	150 feet
Minimum Lot Depth	150 feet
Front Building Line	40 feet
Side Building Line	15 feet
Rear Building Line	25 feet
Max. Lot Coverage	20%
Max. Impervious Coverage	50%

Analysis: The applicant is requesting the zoning change in order to build two new homes on the property. The dimensional requirements of the lot meets all of the requirements of the R-40 zoning district. A Minor Plat would be the next step if the

rezoning is approved by City Council.

Plat Status: The property is currently unplatted as Tracts 1B and 1G, Abstract 798, Joseph H. Harrell Survey.

DRC Review: The DRC met on May 23rd and determined the case be scheduled for the June 13, 2022 Planning and Zoning Commission.

Drainage: NA

Surrounding Development: The properties to the north and west are zoned Planned Unit Development - Residential and are improved with single family homes. The properties located to the south are zoned R-20 Single Family Residential and are improved with single family homes. Property to the east is zoned R-40 and improved with a single family home.

Comprehensive Plan: The City's Comprehensive Plan, Destination Colleyville, identifies the subject property for single family residential development. The proposed R-40 zoning does not conflict with any portion of the comprehensive plan.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff recommends approval of the Rezoning from AG Agricultural district to R-40 Single Family Residential district.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the request at their June 13, 2022 meeting by a vote of 5-0.

Financial Impact

There is no financial impact to the City.

Recommendation

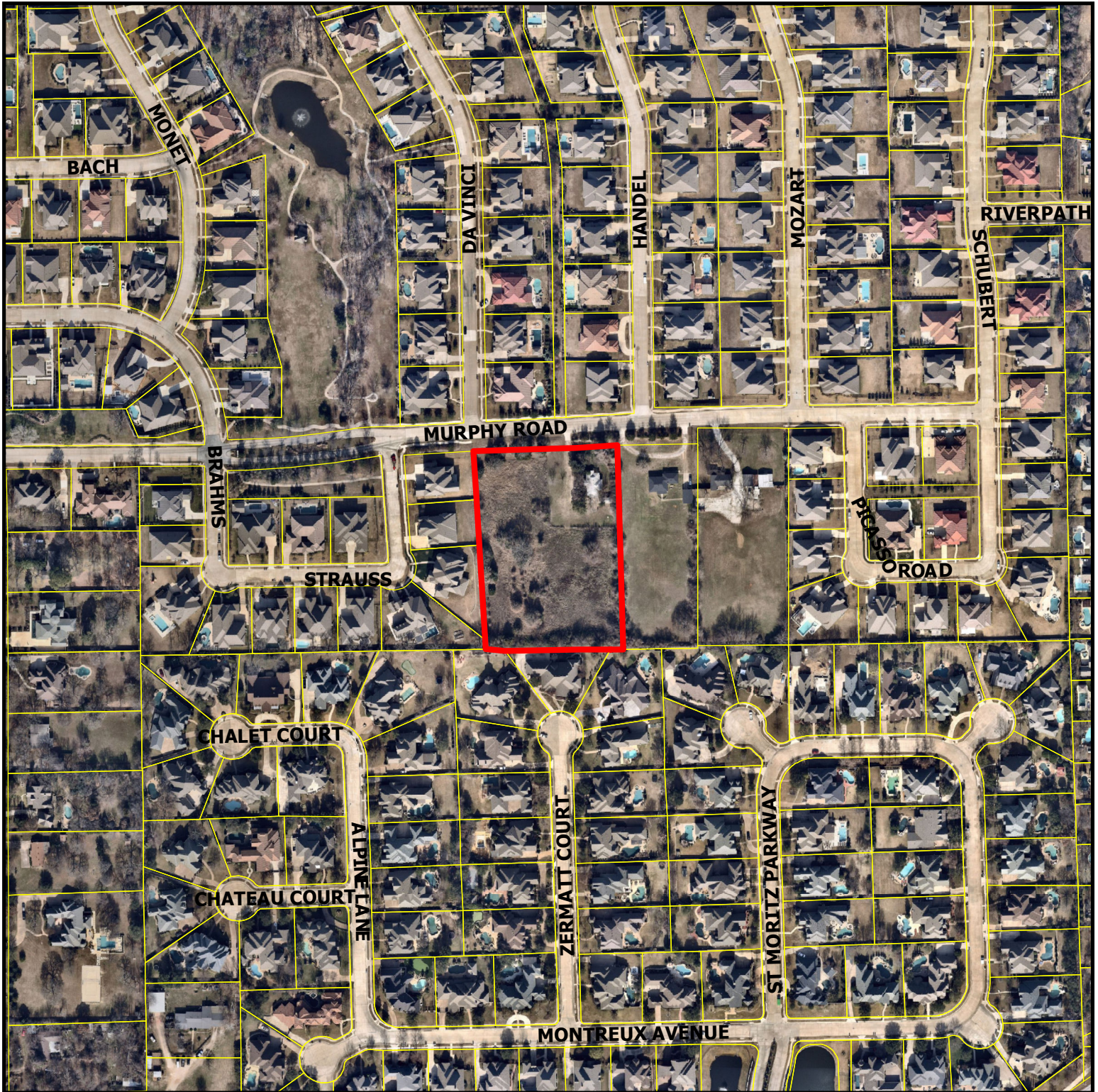
Approve

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Statment of Planning Objectives

5. Survey
6. Zoning Exhibit
7. Notification Map
8. Notification Letter
9. Notification List
10. Letter of Opposition
11. Ordinance O-22-2206

Aerial Map

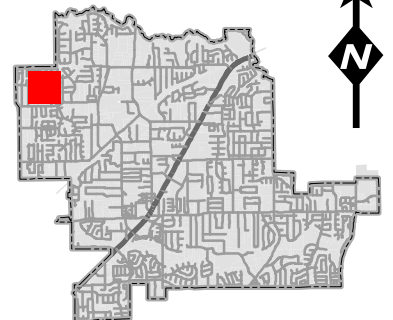


ZC22-021
805 Murphy Road

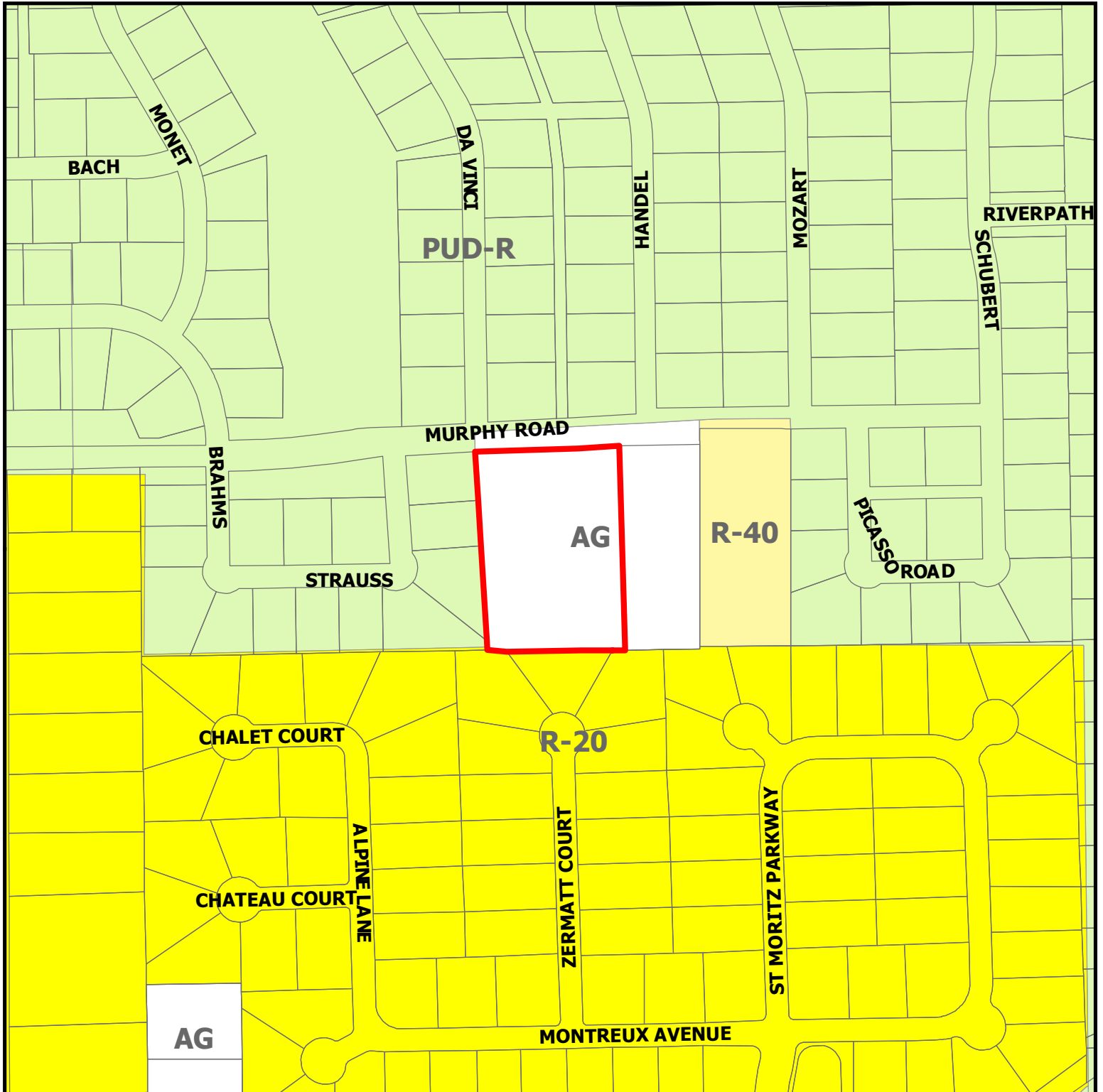
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Subject Property



Zoning Map



ZC22-021
805 Murphy Road

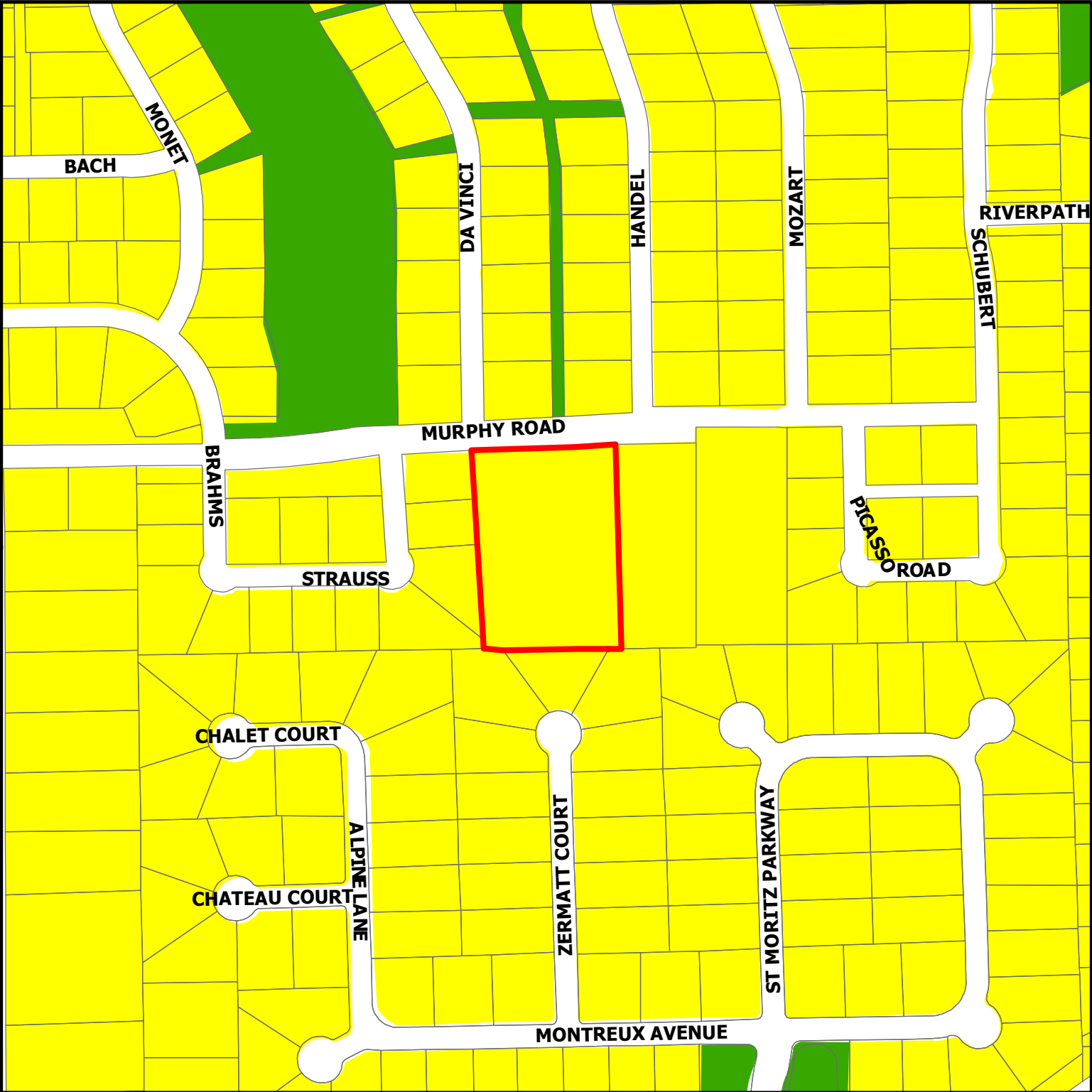
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Subject Property



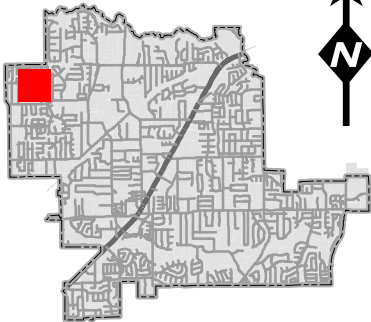
Future Land Use Map



ZC22-021
805 Murphy Road

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-  Subject Property
-  Residential
-  Open Space; Parks



ZONING EXHIBIT FOR ZONING CHANGE

REQUEST FROM AG TO R40.

Applicant:

Manorstead LLC

Ann Yerifor

469.386.0334

Ann.Yerifor@manorstead.com

Statement of Planning Objectives

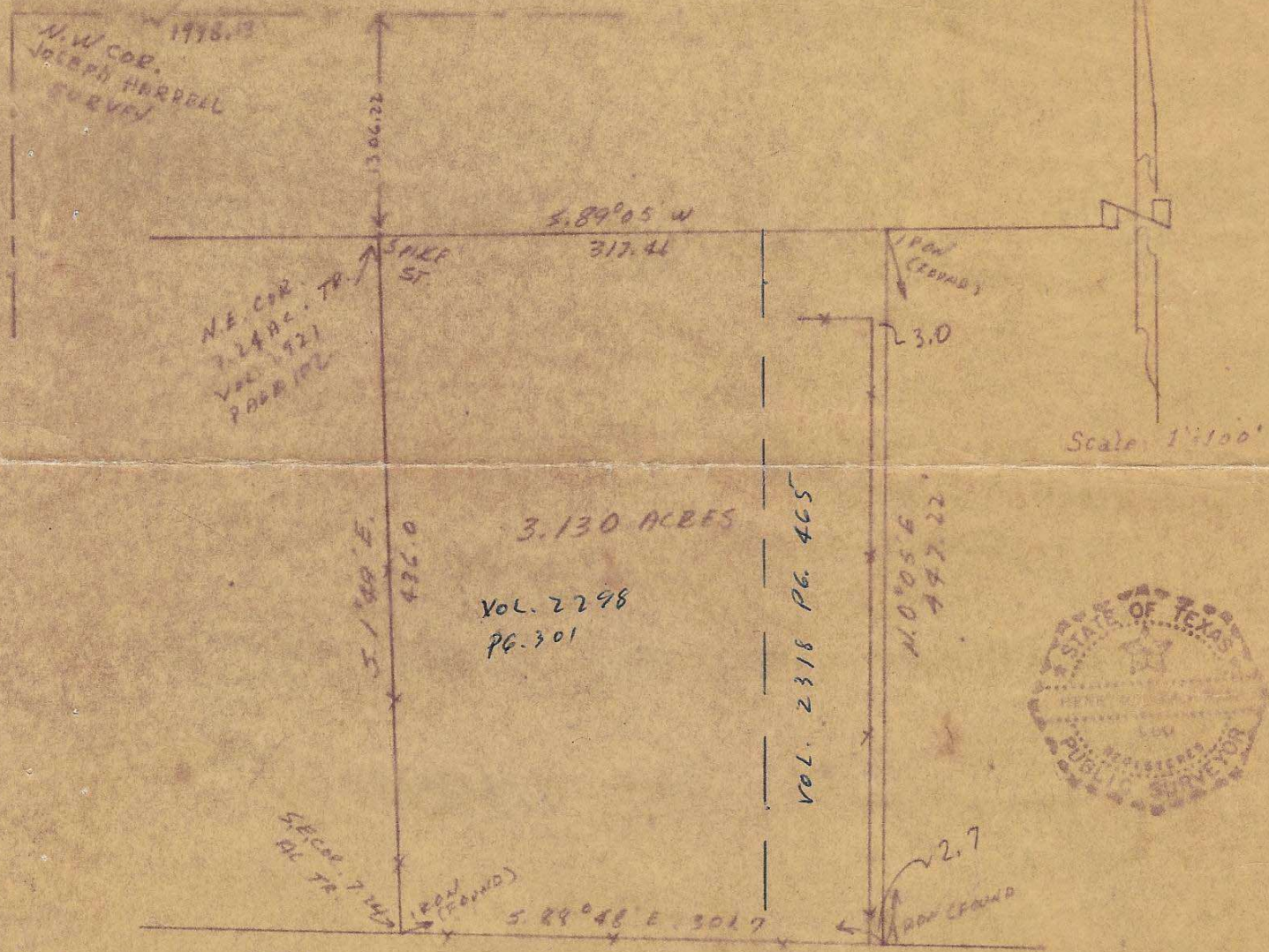
Applicant is requesting a zoning change from AG to R40 for the purpose of subdividing the lot into 2 lots for single family residential construction. The existing structure shown on the Zoning Exhibit will be demolished. We are seeking R40 and conforming to the 150 foot lot width requirement to create a 2 large residential lots.

Development Schedule

Two new homes are currently in the design phase with an estimated construction start of early fall.

Traffic

No traffic impact analysis will be required for the residential lots.



FIELD NOTES OF 3.130 ACRES OF LAND OUT OF THE
JOSEPH HARRELL SURVEY IN TARRANT COUNTY, TEXAS.

BEGINNING at a spike 1998.13 ft. East and 1306.22 ft. South of the N. W. corner of the Joseph Harrell Survey. Said spike being the N. E. corner of a 7.24 acre tract of land as shown in Vol. 2921 Page 102 Deed Records of Tarrant County, Texas.

THENCE S. 1° 49' E. with the East line of said 7.24 acre tract and fence line 436.0 ft. an iron pin the S. E. corner of said 7.24 acre tract.

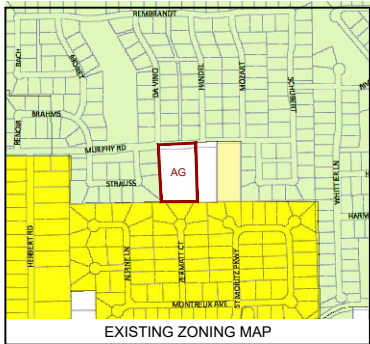
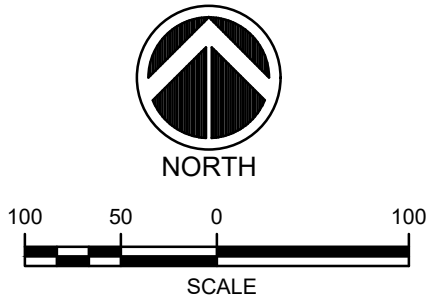
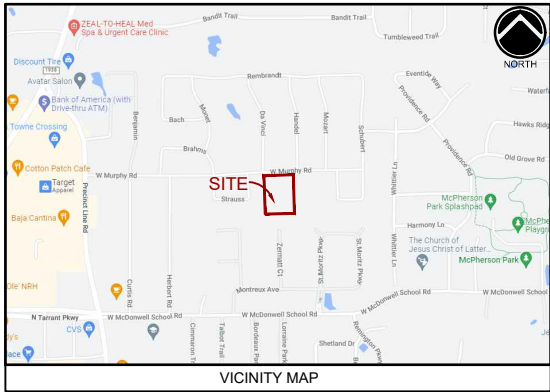
THENCE S. 89° 48' E. with fence line at 225.7 ft. the S. E. corner of a 10 acre tract deeded to Alvis W. Holder as shown in Vol. 2298 Page 301 and the S. W. corner of a tract of land deeded to Alvis W. Holder as shown in Vol. 2318 Page 465 Deed Records of Tarrant County, Texas, in all with fence line 301.7 ft. an iron pin the S. E. corner of said tract as shown in Vol. 2318 Page 465.

THENCE North 0° 05' E. with the East line of said tract ~~xxxxxxx~~ 447.22 ft. an iron pin the N. E. corner of said tract as shown in Vol. 2318 Page 465.

THENCE S. 89° 05' W. 317.46 ft. to the place of beginning.

NOTE: THE EAST FENCE LINE IS SET 2.7 ft. West at S. E. cor. and 3.0 ft. West near N. E. cor.

HENRY M. DICKSON JR.
REGISTERED PUBLIC SURVEYOR #980
COUNTY SURVEYOR TARRANT COUNTY, TEX.



SITE NOTES

EXISTING ZONING:	AG
PROPOSED USE:	R-40
LEGAL DESCRIPTION:	JOSEPH H HARRELL SURVEY ABSTRACT 798 TRACT 1B & 1G
OWNER::	IRENE EST MASON 435 W 1ST STREET JUSTIN, TX 76247
APPLICANT:	MANORSTEAD LLC ANN YERIFOR 469.386.0334 ANN.YERIFOR@MANORSTEAD.COM
ENGINEER:	ASHLEY BICE, PE 501.593.1298 ASHLEY.BICE@MANOSTEAD.COM
TOTAL LOT AREA:	136778 SF 3.13 AC
PROPOSED LOT 1:	69319 SF 1.59 AC
PROPOSED LOT 2:	67033.32 SF 1.54 AC

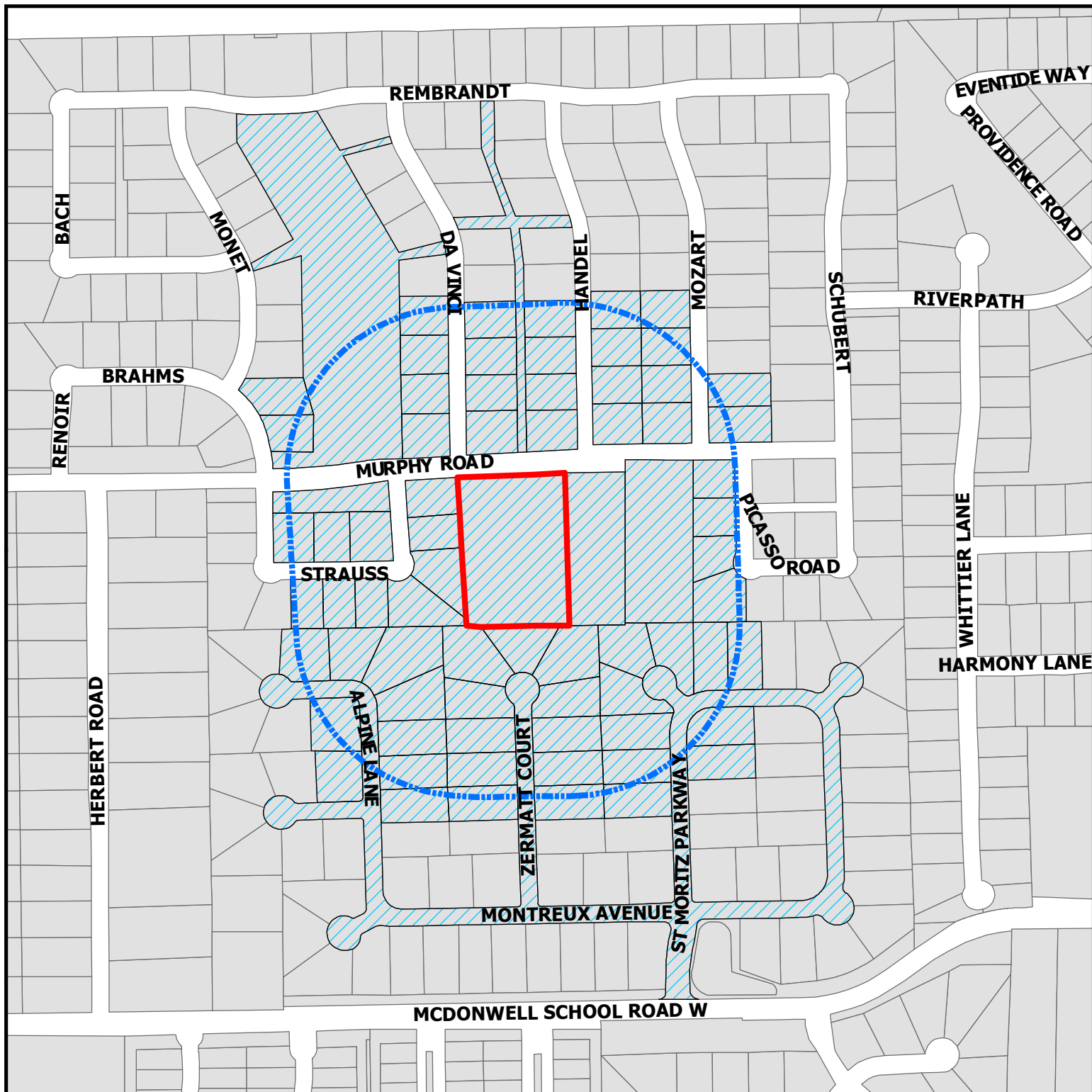
METES AND BOUNDS
TRACT, OUT OF THE JOSEPH H HARRELL SURVEY,
BEGINNING AT THE NORTHWEST PROPERTY,
THENCE S1°49'E 436.0' TO THE SOUTHWEST PROPERTY CORNER,
THENCE S88°48'E 301.7' TO THE SOUTHEAST PROPERTY CORNER,
THENCE N0°05' 447.22' TO THE NORTHEAST PROPERTY CORNER,
THENCE S89°05'W 317.46' TO THE NORTHWEST PROPERTY
CORNER, THE POINT OF BEGINNING,
CONTAINING 3.13 ACRES OF LAND MORE OR LESS.

FLOODPLAIN INFORMATION
According to the Federal Emergency Management
Agency (FEMA) Flood Insurance Rate Map (FIRM) Map
No. 48439C0095K, with the effective date of September
25, 2009, the property is located in Flood Zone "X".
Areas determined to be outside of the regulated
floodway. All Floodplain information noted in the plat
reflects the status per the FEMA FIRM map that is
effective at the time this drawing was created. Floodplain
and Floodway status is subject to change as FEMA
FIRM maps are updated.

ZONING EXHIBIT
805 MURPHY RD
COLLEYVILLE, TEXAS 76034

ZONING EXHIBIT FOR ZONING CHANGE REQUEST FROM AG TO R-40

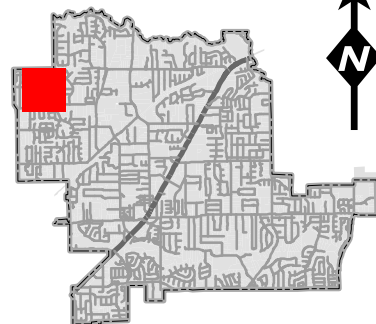
Notification Map



ZC22-021
805 Murphy Road

DISCLAIMER:
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-  Subject Property
-  500ft Buffer
-  Properties within 500ft





NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, June 13, 2022 at 7:00 p.m.
City Council Meetings: Tuesday, July 5, 2022 & Tuesday, July 19, 2022 at 7:30 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a zoning change from the AG Agricultural district to the R-40 Single Family Residential district. The request is to allow for the construction of two new single family homes on two new lots.

Zoning Case: ZC22-021

Applicant: Ann Yerifor

Owner: Phillip Travis Mason

Location: 805 Murphy Road

Property Description: Tract 1B and 1G, Abstract 798, Joseph H. Harrell Survey

Present Zoning: AG Agricultural

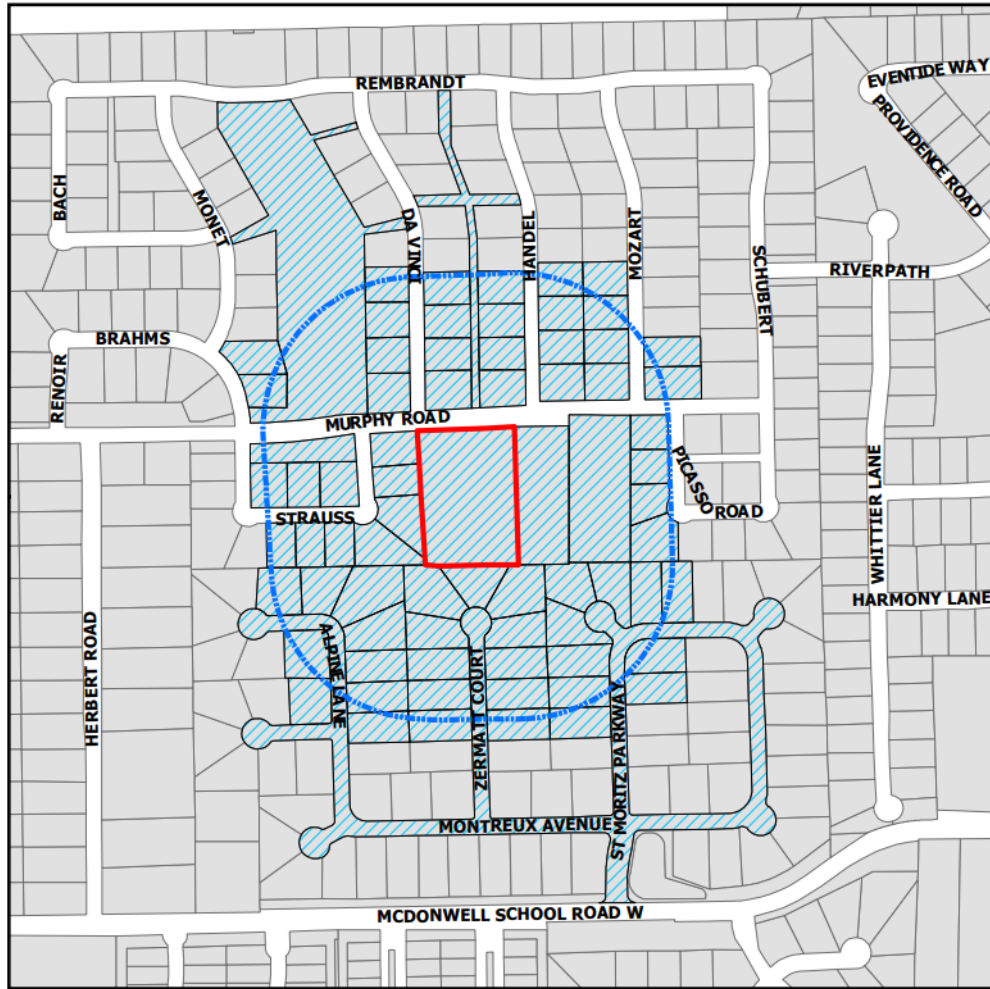
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

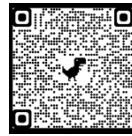
Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
ANDREWS, JIJI	6808 PICASSO	COLLEYVILLE, TX
ARMIJO, JORGE	6908 DA VINCI	COLLEYVILLE, TX
BABIONE REVOCABLE TRUST	6713 ST MORITZ PKWY	COLLEYVILLE, TX
BACHMANN, MATTHEW	6717 ZERMATT CT	COLLEYVILLE, TX
BAMGBELU, OLUKAYODE	6813 STRAUSS	COLLEYVILLE, TX
BEACH, SCOTT D	6912 DA VINCI	COLLEYVILLE, TX
BURGES, BRENDA S	712 STRAUSS	COLLEYVILLE, TX
CANIZARO, JEFFREY W	6736 ST MORITZ PKWY	COLLEYVILLE, TX
CLAIREMONT ADDITION	8528 DAVIS BLVD #172	N RICHLAND HILLS, TX
DEININGER, CHRISTOPHER G	6913 HANDEL	COLLEYVILLE, TX
DEPTULA, JOHN P	6904 DA VINCI	COLLEYVILLE, TX
DOLAN, DAVID	705 STRAUSS	COLLEYVILLE, TX
FAIRLESS, JUSTIN	6917 DA VINCI	COLLEYVILLE, TX
FLEIGLE, DANIEL H	PO BOX 573	COLLEYVILLE, TX
FORREST O. MOORE III AND LAURA	6720 ZERMATT CT	COLLEYVILLE, TX
FOUT, KIMBERLY	6905 MOZART	COLLEYVILLE, TX
FOWLER, STEVE	6909 MOZART	COLLEYVILLE, TX
GATAMANENI, UMA	701 STRAUSS	COLLEYVILLE, TX
GIRGIS, SILAS	6708 ZERMATT CT	COLLEYVILLE, TX
GONDALIYA, RAJNIKANT	6908 MOZART	COLLEYVILLE, TX
HALL, DAVID W	901 CHALET CT	COLLEYVILLE, TX
HART, HEATH	6708 ST MORITZ PKWY	COLLEYVILLE, TX
HARVEY, STEVEN	6805 STRAUSS	COLLEYVILLE, TX
JONES, DANIEL	709 STRAUSS	COLLEYVILLE, TX
JONES, TINA	6728 ZERMATT CT	COLLEYVILLE, TX
KADOKO, ROBERT	621 PICASSO	COLLEYVILLE, TX
KELLER ISD	350 KELLER PKWY	KELLER, TX
KEY, JEFFERY	900 CHALET CT	COLLEYVILLE, TX
KIER, EVERETT	6717 ST MORITZ PKWY	COLLEYVILLE, TX
KISER, KEITH E	6713 ZERMATT CT	COLLEYVILLE, TX
LAGON, ROBERT M	6725 ALPINE LN	COLLEYVILLE, TX
LEFHOLZ, K J	6912 HANDEL	COLLEYVILLE, TX
LEGER FAMILY TRUST	6725 ZERMATT CT	COLLEYVILLE, TX
LICYGIEWICZ, ARTHUR P	713 STRAUSS	COLLEYVILLE, TX
LOH STEVE AND ANN FAMILY REVOC	6909 BRAHMS	COLLEYVILLE, TX
MASON, IRENE EST	435 W 1ST ST	JUSTIN, TX
MAUNG, WAI	6916 MOZART	COLLEYVILLE, TX
MAY, WILLIAM E	900 CHATEAU CT	COLLEYVILLE, TX
MCGREW, SHARON KAY	715 W MURPHY RD	COLLEYVILLE, TX
MCINTIRE, DEBRA D	6716 ZERMATT CT	COLLEYVILLE, TX
MCQUARTERS, QUINTON L	6904 HANDEL	COLLEYVILLE, TX
MEADOWS, CHRISTINE M	6905 HANDEL	COLLEYVILLE, TX
METROPLEX PROPERTIES LLC	PO BOX 820309	N RICHLAND HILLS, TX
MICKLE, CLINTON	6917 HANDEL	COLLEYVILLE, TX
MILLER, VAN	6712 ZERMATT CT	COLLEYVILLE, TX
MOORE, SEAN	6912 MOZART	COLLEYVILLE, TX
MURALI, BALA	6913 DA VINCI	COLLEYVILLE, TX
NARINIAN, ARMEN	6721 ZERMATT CT	COLLEYVILLE, TX
O'BRIEN, MARK	6728 ST MORITZ PKWY	COLLEYVILLE, TX
OTT, BRIAN	6804 PICASSO	COLLEYVILLE, TX
PAULSON, MARK K	6709 ZERMATT CT	COLLEYVILLE, TX
POWELL, ROBERT	6905 DA VINCI	COLLEYVILLE, TX
RAMIREZ, PETER B	6916 HANDEL	COLLEYVILLE, TX
RESERVE AT COLLEYVILLE RESIDEN	2557 SW GRAPEVINE PKWY #100	GRAPEVINE, TX

June 13, 2022

Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034

To Whom it May Concern,

I am writing in reference to the public hearing on June 13, 2022, regarding Zoning Case ZC22-021 at 805 Murphy Road. My wife Tina and I reside at 6728 Zermatt Court in the Clairemont subdivision. Our home abuts the rear of the property, and we have a few comments/concerns relating to the future development of the property located at 805 Murphy Road.

There is approximately 10 feet of trees/brush at the rear of the property that acts as a natural border to both properties. In addition to adding beauty and providing privacy, this "green" area is home to many wonderful birds and animals. As an example, just yesterday, a red fox was foraging for food right behind the fence line. In addition to many of the more common birds (robins, cardinals, blue birds, etc.), hawks and owls regularly visit or live in the green area. In addition to rabbits and squirrels, there is also a surprising amount of "wildlife". Frequent visitors include coyotes, rabbits, armadillos, skunks, foxes and even a family of bob cats.

A concern is that if the trees/brush in this area are removed, it will destroy the habitat of these animals. Another concern is that by removing the trees and brush that make up this green area, the wildlife will be forced to relocate and possibly end up in populated neighborhoods. This would potentially endanger not only those animals, but domestic pets and humans.

Hopefully the new owners would see the benefits of the maintaining the green area for the beauty/privacy reasons referenced above. However, if the intent is to remove, is there a way to regulate by statute that the future developers keep this green area intact? If this is not possible, is there a way to get a commitment by the homeowners to keep the green area intact as a condition to development?

We recognize that it is inevitable that new homes will be built on the few remaining lots in Colleyville. That said, hopefully the Colleyville Development Department recognizes the importance of preserving natural beauty and wildlife habitat of Colleyville whenever possible. Thank you for your attention to this matter.

Respectfully,


Joseph and Tina Bogan
6728 Zermatt Court
Colleyville, TX 76034
214-797-6504 (Joe cell)
jbogan@provdco.com (email)

ORDINANCE O-22-2206

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON 3.14 ACRES, BEING TRACTS 1B AND 1G, ABSTRACT 798, JOSEPH H. HARRELL SURVEY, LOCATED AT 805 MURPHY ROAD, FROM THE AG AGRICULTURAL DISTRICT TO THE R-40 SINGLE FAMILY RESIDENTIAL DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a change in zoning on 3.14 acres, being Tracts 1B and 1G, Abstract 798, Joseph H. Harrell Survey, located at 805 Murphy Road, from AG Agricultural district to R-40 Single Family Residential district under Case No. ZC22-021; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by authorizing a change in the zoning on 3.14 acres, being Tracts 1B and 1G, Abstract 798, Joseph H Harrell Survey, located at 805 Murphy Road, from AG Agricultural district to R-40 Single

Family Residential district from as depicted on the attached as Exhibit "A".

- Sec. 2. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.
- Sec. 3. THAT the above described tract of land shall be subject to the following conditions:
1. As depicted in the attached Exhibit "A" and Exhibit "B".
- Sec. 4. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.
- Sec. 5. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.
- Sec. 6. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.
- Sec. 7. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 6th day of July 2022.

The second reading and public hearing being conducted on the 19th day of July 2022.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE
19TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit "A"- Zoning Map

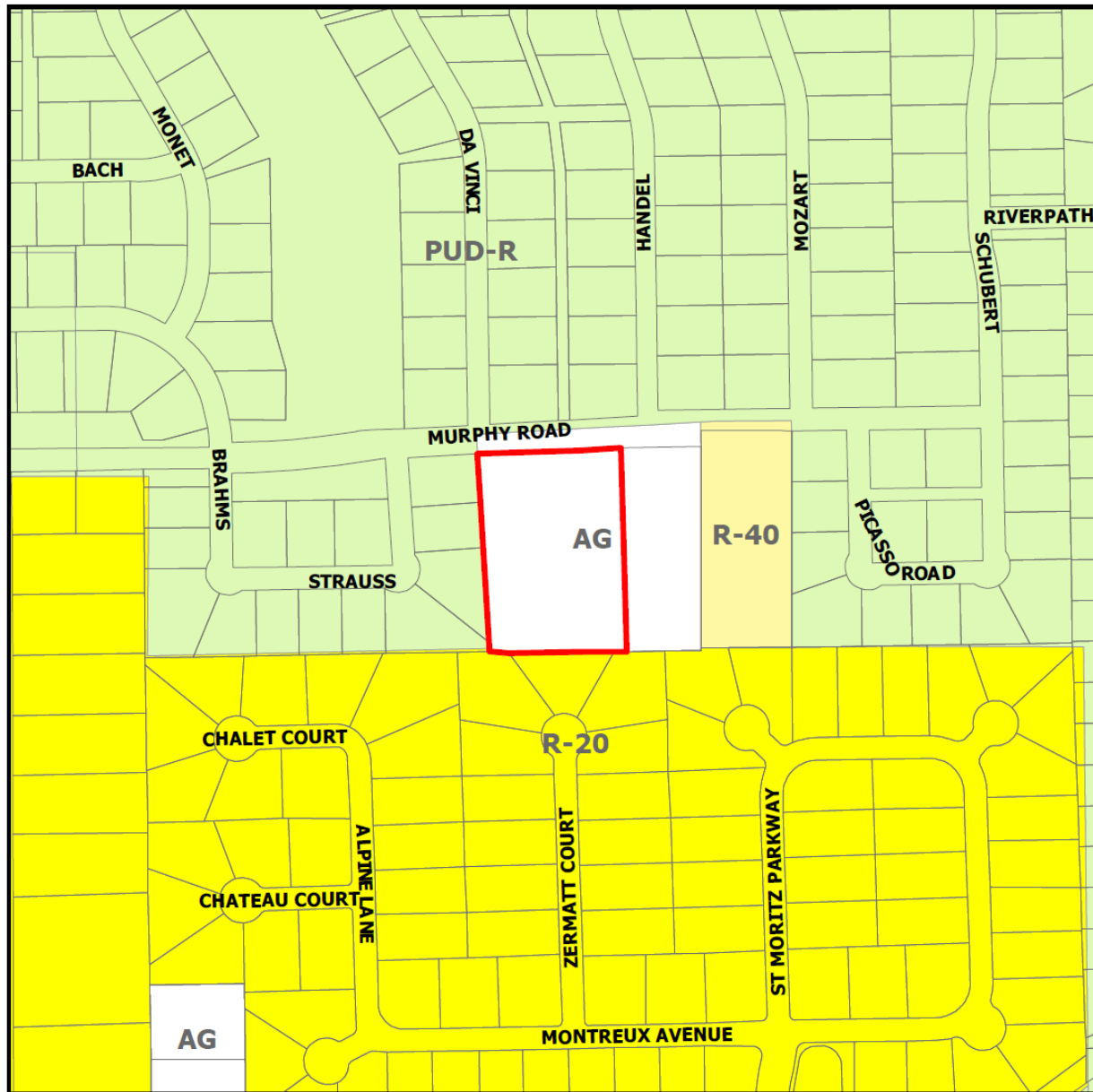
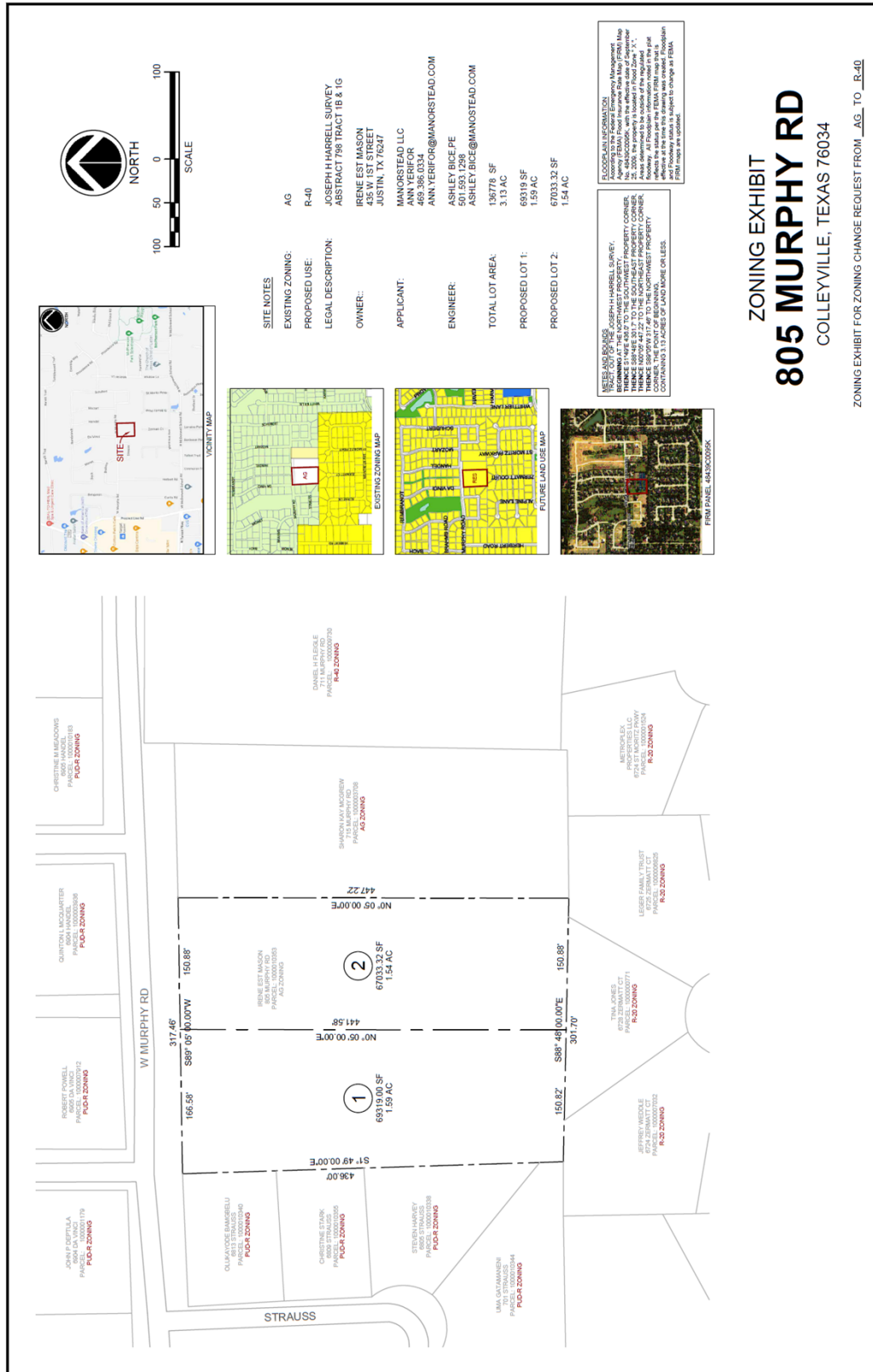


Exhibit “B”- Zoning Exhibit





City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 5b

Agenda Date 7/6/2022

Number Ordinance O-22-2207

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from R-40 Single Family Residential to R-30 Single Family Residential zoning district for Lots 2 and 3, Block 3, Stafford Heights Subdivision, located at 4801 and 4809 Manning Drive, Case ZC22-023

Strategic Plan

4.1 Protect Colleyville's semi-rural residential character

Explanation

First Reading and Public Hearing

Gridiron Realty, LLC, the applicant, has submitted a request for a zoning change on Lots 2 and 3, Block 3, Stafford Heights Subdivision, being approximately 1.77 acres, and zoned R-40 Single Family Residential district. The purpose is to rezone from the R-40 Single Family Residential district to the R-30 Single Family Residential district to allow for the construction of two new single family homes on two existing platted lots. There are no new lots proposed.

Existing Conditions/Background: The subject properties, 4801 and 4809 Manning Drive, reside on the east side of Manning Drive south of the intersection with Glade Road and have R-40 zoning. The existing lot areas are 38,063 sq. ft., not the required 40,000 sq. ft. There is an existing home, which was built over the lot line that will be demolished.

Proposed Zoning: Request – The applicant requests to rezone the property from R-40 to the R-30 district. The minimum standards for the R-30 zoning district are as follows:

Minimum Lot Size	30,000 square feet
Minimum Lot Width	125 feet
Minimum Lot Depth	125 feet
Front Building Line	35 feet
Side Building Line	10 feet
Rear Building Line	25 feet
Max. Lot Coverage	25%
Max. Impervious Coverage	55%

Analysis: The subject properties are requesting to be rezoned due to the lot size not in compliance with the current R-40 zoning. Both lots are platted and have existed in this manner since 1962. The properties were scheduled with the Zoning Board of Adjustment in May for consideration of a Variance Appeal of the substandard lot size. There was a motion to approve the Variance; however, it failed by a vote of three ayes to two nays (four affirmative votes at ZBA are required for a motion to pass). Therefore, a rezoning to the lot size would allow for the ability to apply for and receive the necessary building permits to build two new single family homes.

Plat Status: The properties are platted as Lots 2 and 3, Block 3, Stafford Heights Addition.

DRC Review: The DRC reviewed the request during their May 23, 2022 meeting and determined the application was complete and may be scheduled for the next available Planning and Zoning Commission meeting.

Drainage: NA

Surrounding Development: The properties to the north, south, east, and west are zoned R-40 Single Family Residential district and are improved with single family residential homes.

Comprehensive Plan: The City's Comprehensive Plan, Destination Colleyville, identifies the subject properties as residential. Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff recommends approval of this request.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the request at their June 13, 2022 meeting by a vote of 5-0.

Financial Impact

There is no financial impact to the City.

Recommendation

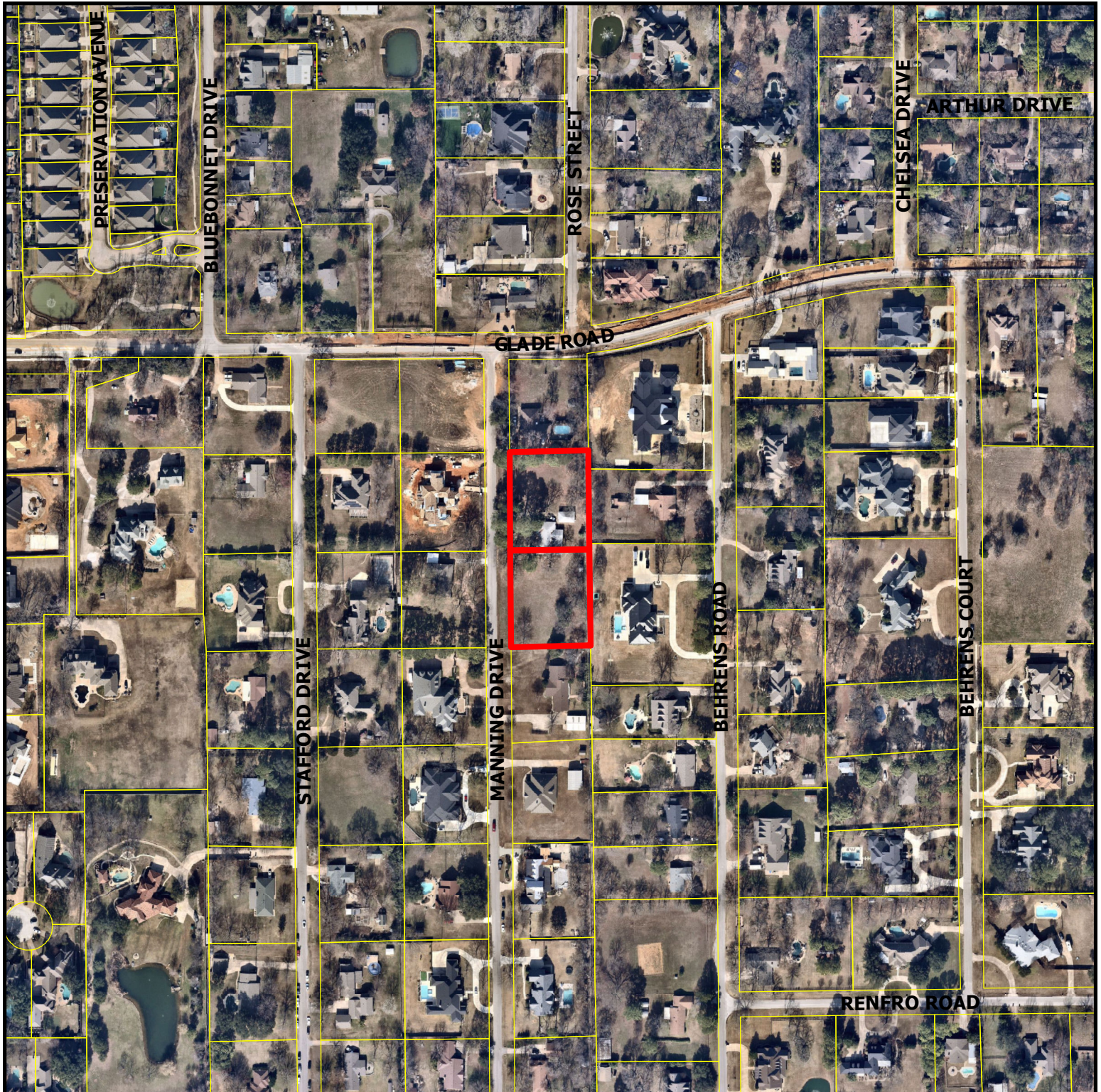
Approve

Attachments

1. Aerial Map
2. Zoning Map

3. Future Land Use Map
4. Statement of Planning Objectives
5. Stafford Heights Plat
6. Survey Plat
7. Notification Map
8. Notification Letter
9. Notification List
10. Letter of Opposition
11. Ordinance O-22-2207

Aerial Map



ZC22-023

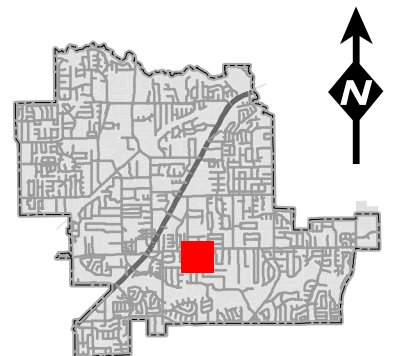
4801 & 4809 Manning Drive

DISCLAIMER:

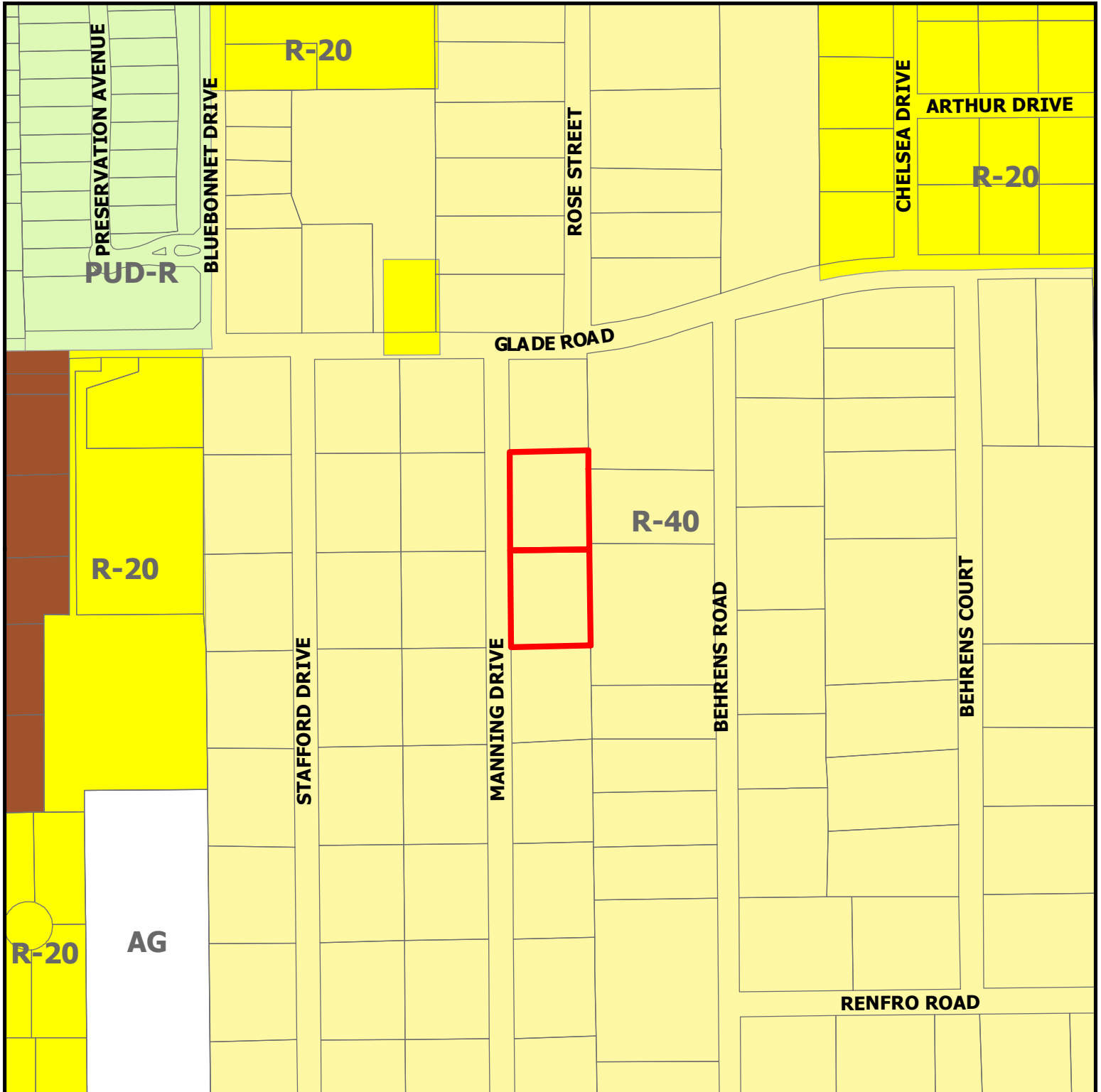
This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.



Subject Property



Zoning Map



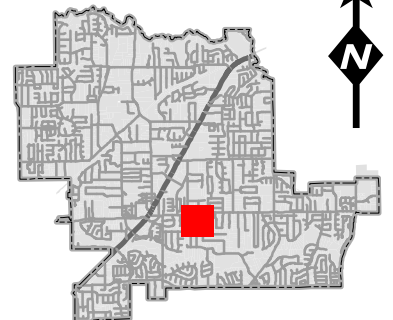
ZC22-023
4801 & 4809 Manning Drive

DISCLAIMER:

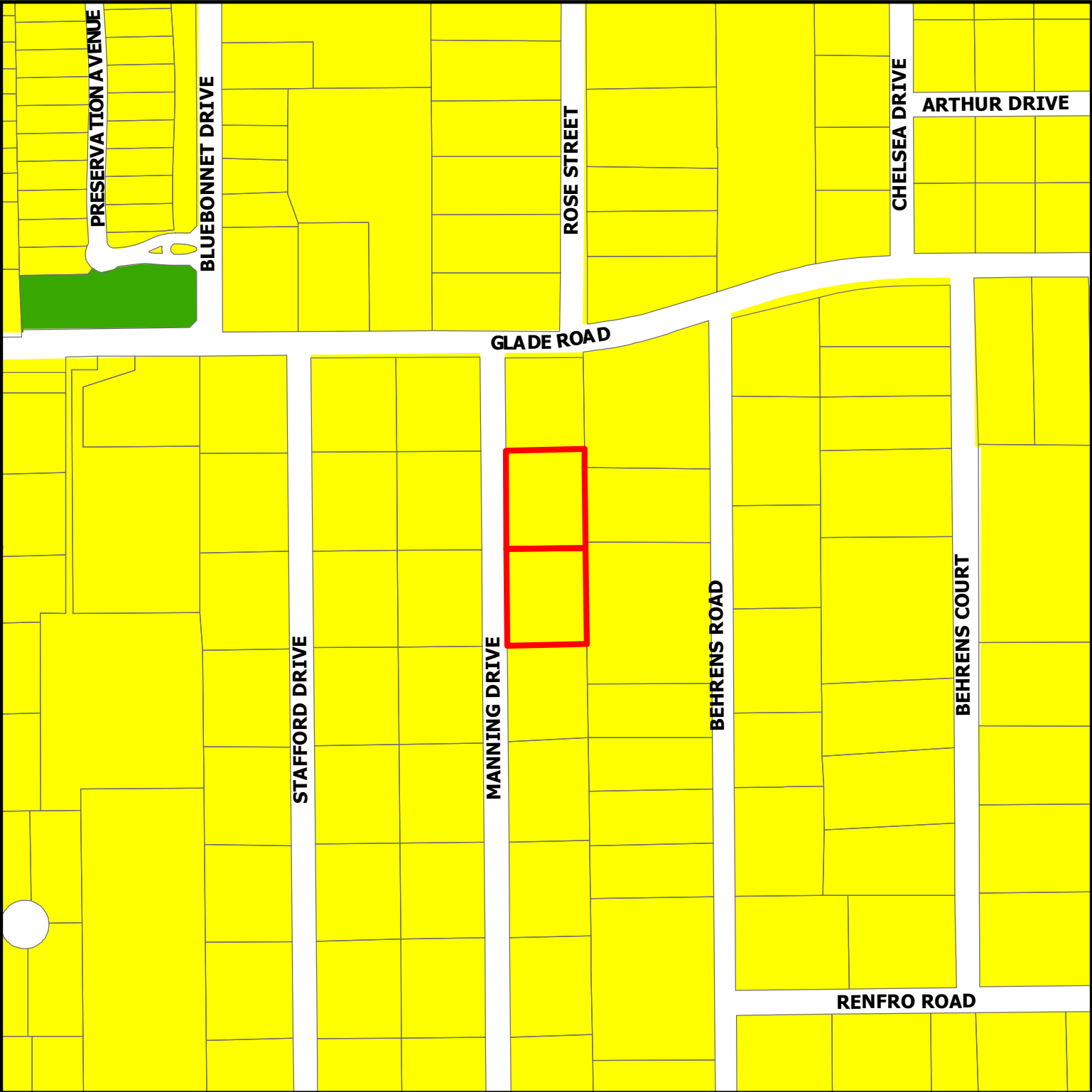
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Subject Property



Future Land Use Map

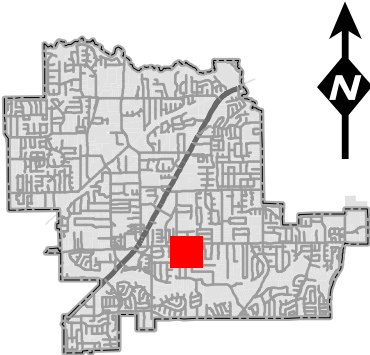


ZC22-023

4801 & 4809 Manning Drive

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-  Subject Property
-  Residential
-  Open Space; Parks



Proposed Planning Objectives for

4801/4809 Manning Dr., Colleyville TX 76034

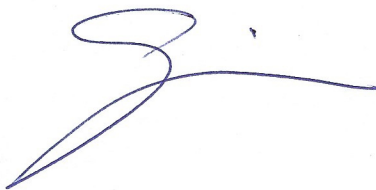
A unique situation occurs with this property that was not a result of our actions.

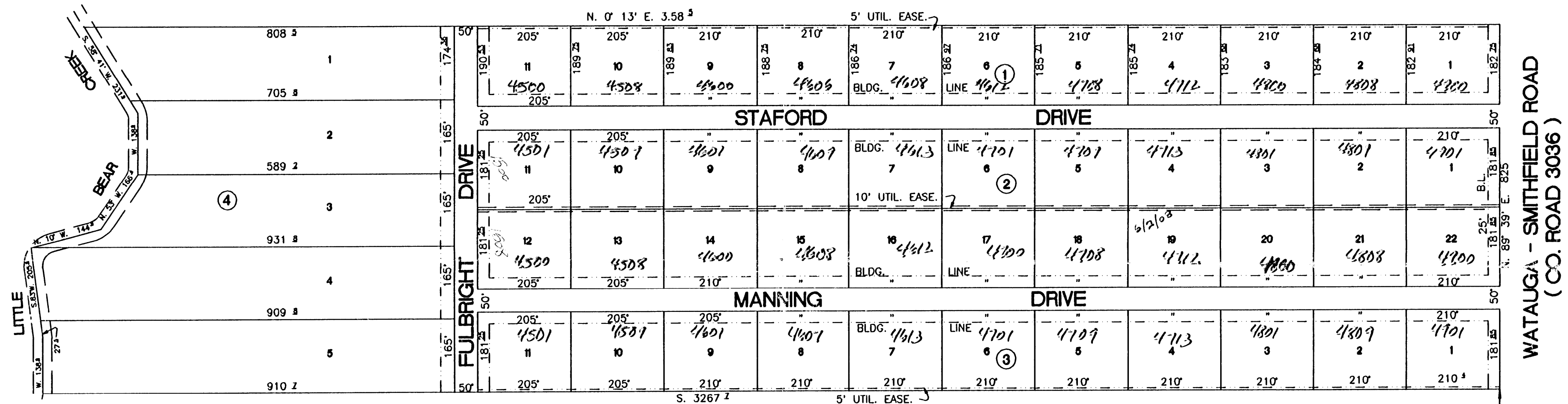
GridIron Realty LLC, a partnership owned by Sib Bahjat and Nick Bossinakis, purchased the property in December 2021 from the Seller, Mr. John Henning. Mr. Henning built the existing home and lived in the home for over 40 years. The home sits in the middle of the lot of 1.746 acres. The home was originally built to exceed the individual plat of .87 acre lot of 4801 Manning, crossing over to 4809 Manning by about three feet. As a result, the sale of the property included both 4801 and 4809 Manning as one property. Because the lots are addressed separately and platted separately, they are considered two lots at approximately .87 acre each.

We are seeking approval from the City of Colleyville to demolish the existing home to allow us to have two individual R40 lots as shown on the current Survey and plat attached. Future use consideration is for a residential home to be built on each lot.

Please let me know if you have any questions or need further information.

Respectfully,
Michelle Bahjat
817.917.5482 (c)



BEGIN 25' S. FROM N.E./C G.W. TEETER SURV. & BEING N.W./C BESSIE V. BEHRENS TRACK AS REC. IN VOL. 3609, PG. 358, D.R.T.C.T.

I, David C. Moak DO HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECT AS SURVEYED ON THE GROUND AUGUST, 1962.

SUBDIVISION APPROVAL

Town of Colleyville
Tarrant Co. - Texas

DATE: Aug. 14, 1962
BY: E. R. Eversdale, Mayor
BY: Mrs. J. O. Bailey

CHECKED
BY: Herm. W. M. F.

PLAT OF

STAFORD HEIGHTS

A SUB'D. 60 AC. OUT G.W. TEETER SURV. COLLEYVILLE, TARRANT COUNTY, TEXAS



David C. Moak

REG. PUBLIC SURVEYOR

334E HURST BLVD.
HURST TEXAS

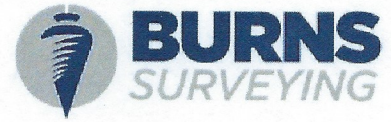
REG. PUBLIC SURVEYOR

BU2-5587 BU2-5855

Date: 8-23-62

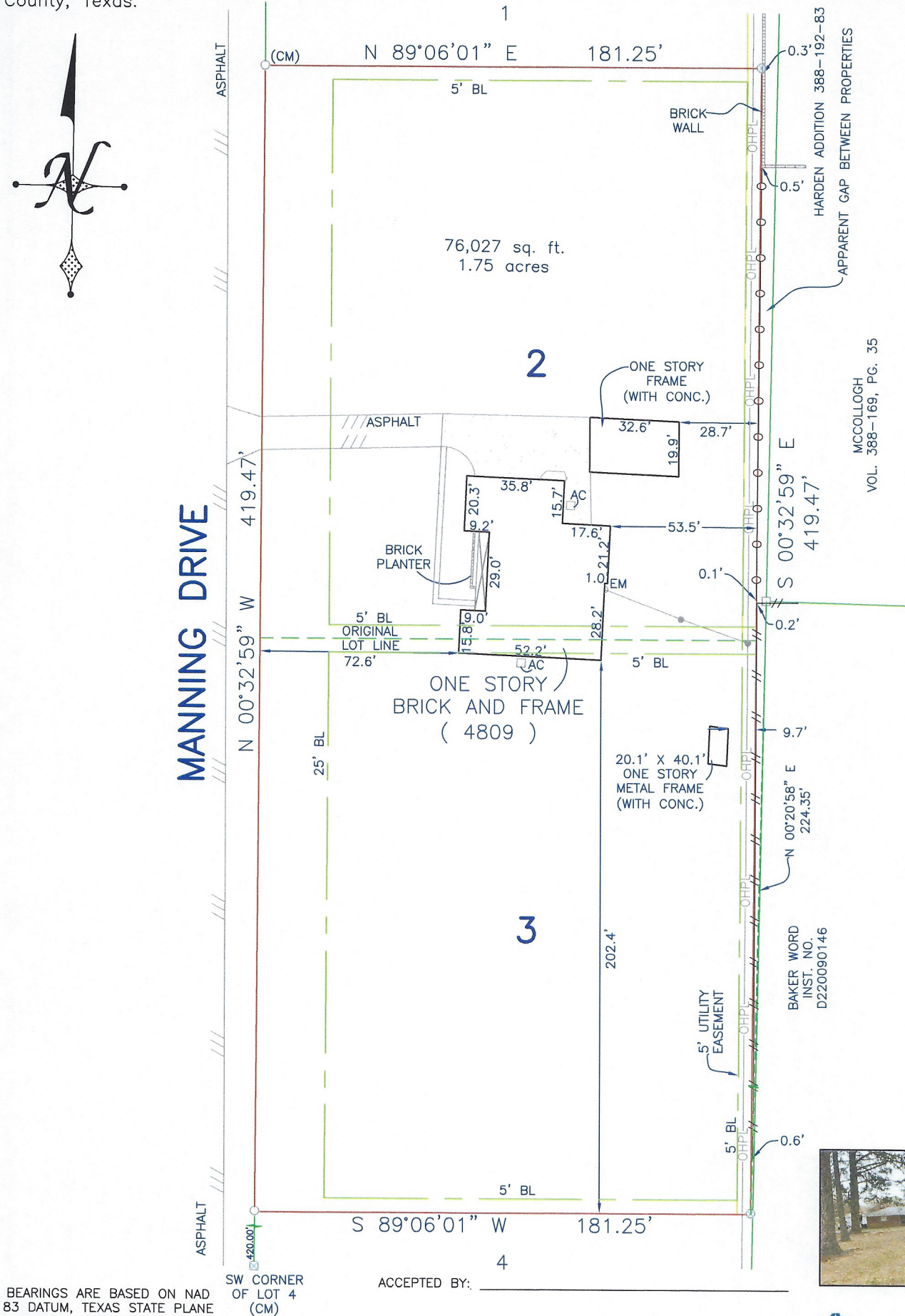
2785

SURVEY PLAT

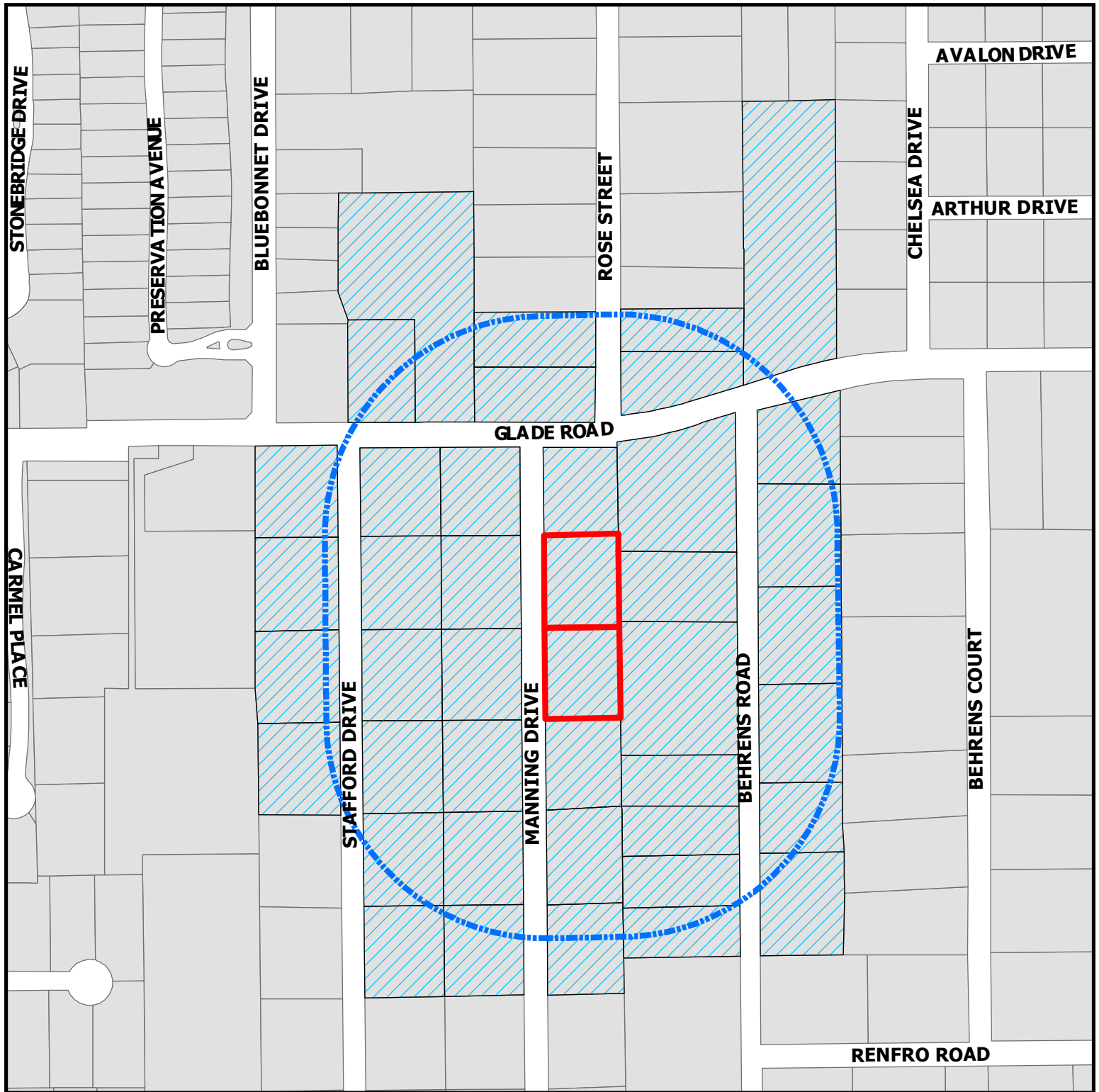


BARRY S. RHODES Registered Professional Land Surveyor (214) 326-1090

This is to certify that I have, this date, made a careful and accurate survey on the ground of property located at No. 4801 & 4809 MANNING DRIVE, in the City of COLLEYVILLE Texas. Being Lots 2 and 3, in Block 3, STAFORD HEIGHTS an Addition to the City of Colleyville, Tarrant County, Texas according to the Plat thereof recorded in Volume 388-32, Page 12, of the Plat Records of Tarrant County, Texas.



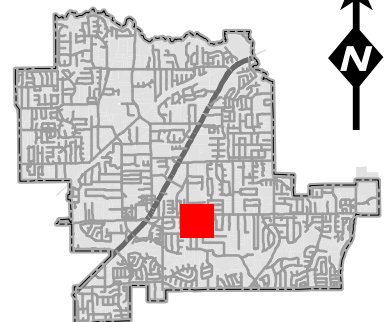
Notification Map



ZC22-023
4801 & 4809 Manning Drive

DISCLAIMER:
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-  Subject Property
-  500ft Buffer
-  Properties within 500ft





NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, June 13, 2022 at 7:00 p.m.
City Council Meetings: Tuesday, July 5, 2022 & Tuesday, July 19, 2022 at 7:30 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a zoning change from the R-40 Single Family Residential district to the R-30 Single Family Residential district. The request is to rezone the property to allow for two new single family homes on two existing platted lots.

Zoning Case: ZC22-023

Applicant: Gridiron Realty LLC

Owners: Sib Bahjat and Nick Bossinakis

Location: 4801 and 4809 Manning Drive

Property Description: Lots 2 and 3, Block 3, Stafford Heights Subdivision

Present Zoning: R-40 Single Family Residential

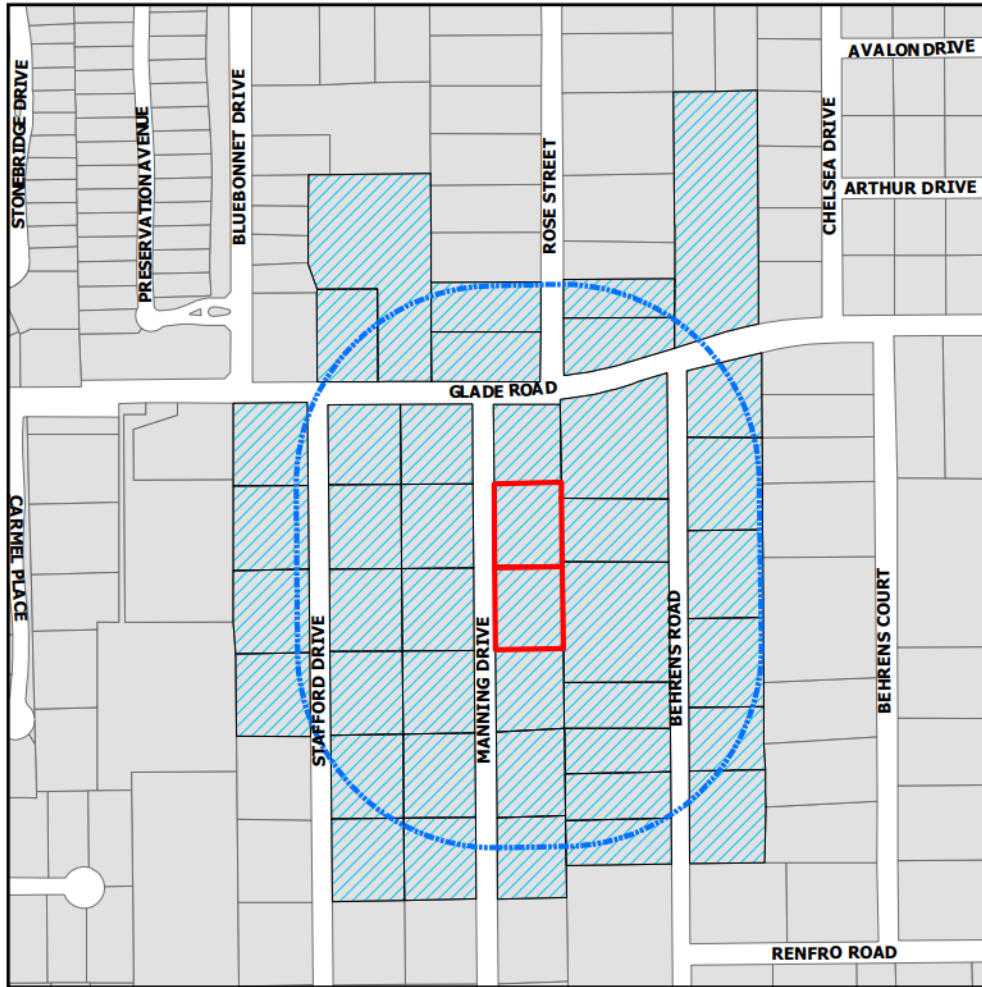
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

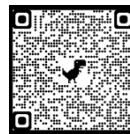
Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
ALBERT, JOHN M	5004 ROSE ST	COLLEYVILLE, TX
BABIN, CHRISTOPHER	1504 GLADE RD	COLLEYVILLE, TX
BACA, RICHARD	4713 BEHRENS RD	COLLEYVILLE, TX
BENNIE, JAMES	2051 HUGHES RD	GRAPEVINE, TX
BURRIS, RACHEL	4809 STAFFORD DR	COLLEYVILLE, TX
CAPPA, ROBERT	4800 STAFFORD DR	COLLEYVILLE, TX
CASILIO LIVING TRUST	1705 AVALON DR	COLLEYVILLE, TX
CHELSEA PARK ADDITION	1816 AVONDALE DR	COLLEYVILLE, TX
COPLON, MAHLON	4905 BEHRENS RD	COLLEYVILLE, TX
COX, NORMAN LLOYD	4901 BEHRENS RD	COLLEYVILLE, TX
CUMMINGS, WILLIAM C	4800 BEHRENS RD	COLLEYVILLE, TX
DAVID AND KECIA MALDONADO REVO	1701 GLADE RD	COLLEYVILLE, TX
DAVIDSON, MARK	4708 BEHRENS RD	COLLEYVILLE, TX
DODSON, DAVID	4701 STAFFORD DR	COLLEYVILLE, TX
DUCIC, YADRANKO	1700 GLADE RD	COLLEYVILLE, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
GRIDIRON REALTY LLC	1450 POST AND PADDOCK ST	GRAND PRAIRIE, TX
GRIFFIN, JOHN	1813 AVALON DR	COLLEYVILLE, TX
HENNING, JOHN B	4809 MANNING DR	COLLEYVILLE, TX
HERRING, CANDY	1600 GLADE RD	COLLEYVILLE, TX
HUGGINS, WILLIAM S	PO BOX 1047	COLLEYVILLE, TX
KEEFE, ALEX	4713 MANNING DR	COLLEYVILLE, TX
LAKES OF SOMERSET	1104 CHATSWORTH CT W	COLLEYVILLE, TX
LUTRICK, THOMAS M	4701 MANNING DR	COLLEYVILLE, TX
LYNCH, JOHN M	4700 MANNING DR	COLLEYVILLE, TX
MAHAN, ROY	4712 STAFFORD DR	COLLEYVILLE, TX
MCCOLLOUGH JOYCE B	4912 BEHRENS RD	COLLEYVILLE, TX
MILLS, DONALD	4801 STAFFORD DR	COLLEYVILLE, TX
NGUYEN, HAI	3933 FRESHWATER DR	CARROLLTON, TX
PHILLIPS, VANICE	4713 STAFFORD DR	COLLEYVILLE, TX
PHILLIPS, WILLIAM C	4712 MANNING DR	COLLEYVILLE, TX
POMROY, PAUL R	4712 BEHRENS RD	COLLEYVILLE, TX
PRESERVATION	106 N DENTON TAP RD #210-375	COPPELL, TX
RICKS, GREGORY A	8808 QUEENS CT	COLLEGE STATION, TX
SMITH, RICHARD	4901 MANNING DR	COLLEYVILLE, TX
SNYDER, JOHN JOSEPH	1701 ROYAL LN APT 1202	FARMERS BRANCH, TX
SPROUSE, MARY G	4704 BEHRENS RD	COLLEYVILLE, TX
THE PENCE COMPANY LLC	3428 BROWN TRL	BEDFORD, TX
VEACH, GARY E	4709 MANNING DR	COLLEYVILLE, TX
WEISS, SABRINA	4709 BEHRENS RD	COLLEYVILLE, TX
WINSWORTH, LLOYD	4900 STAFFORD DR	COLLEYVILLE, TX
WORD, RAMIE	4900 BEHRENS RD	COLLEYVILLE, TX

4900 Behrens Road
Colleyville, TX 76034

June 01, 2022

Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034



RE: Zoning Case ZC22-023

I am opposed to the Rezoning Case referenced at 4801 & 4809 Manning Drive, from the existing R-40 to accommodate two R-30 lot sizes.

There has NEVER been a house or other building on the address listed as 4801 Manning Drive, (Denied Variance case, VC 22-003). The land at 4801 Manning Drive in the Tarrant Appraisal District is listed at 35,571 square feet; 0.8165 acre.

The house address for 4809 Manning Drive, (Denied Variance case, VC 22-004) is listed in the Tarrant Appraisal District is listed at 36,127 square feet; 0.8293 acre.

Our home is at 4900 Behrens Road, directly behind both the referenced properties. If you look at the map, our land is much wider and deeper at 76,286 square feet; a little over 1.75 acres.

The 4809 and 4801 Manning Drive property was zoned R-40 in 12/2021 when Gridiron Realty purchased it as a single property.

This is a lovely area and was intended by Master Plan to remain R40 as the minimum lot size. Attempts to cherry-pick to R-30 have failed multiple times in recent years and historically.

As the applicant is a real estate investor/speculator, they do not have the same interest in keeping it this way.


Ramie Word
4900 Behrens RD
Colleyville, TX 76034
(817) 657-2981

ORDINANCE O-22-2207

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON APPROXIMATELY 1.77 ACRES, AND BEING, LOTS 2 AND 3, BLOCK 3, STAFFORD HEIGHTS ADDITION, LOCATED AT 4801 AND 4809 MANNING DRIVE, FROM THE R-40 SINGLE FAMILY RESIDENTIAL TO THE R-30 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a rezoning of the properties from R-40 Single Family Residential to R-30 Single Family Residential district for Case No. ZC22-023; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by authorizing a change in the zoning from R-40 Single Family Residential district to R-30 zoning district on 1.77 acres, being Lots 2 and 3, Block 3, Stafford Heights Addition at 4801 and 4809 Manning Drive as depicted on the attached as Exhibit "A".

- Sec. 2. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.
- Sec. 3. THAT the above described tract of land shall be subject to the following conditions:
1. As depicted in the attached Exhibit "A" and Exhibit "B".
- Sec. 4. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.
- Sec. 5. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.
- Sec. 6. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.
- Sec. 7. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 6th day of July 2022.

The second reading and public hearing being conducted on the 19th day of July 2022.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE
19TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit "A"- Zoning Map

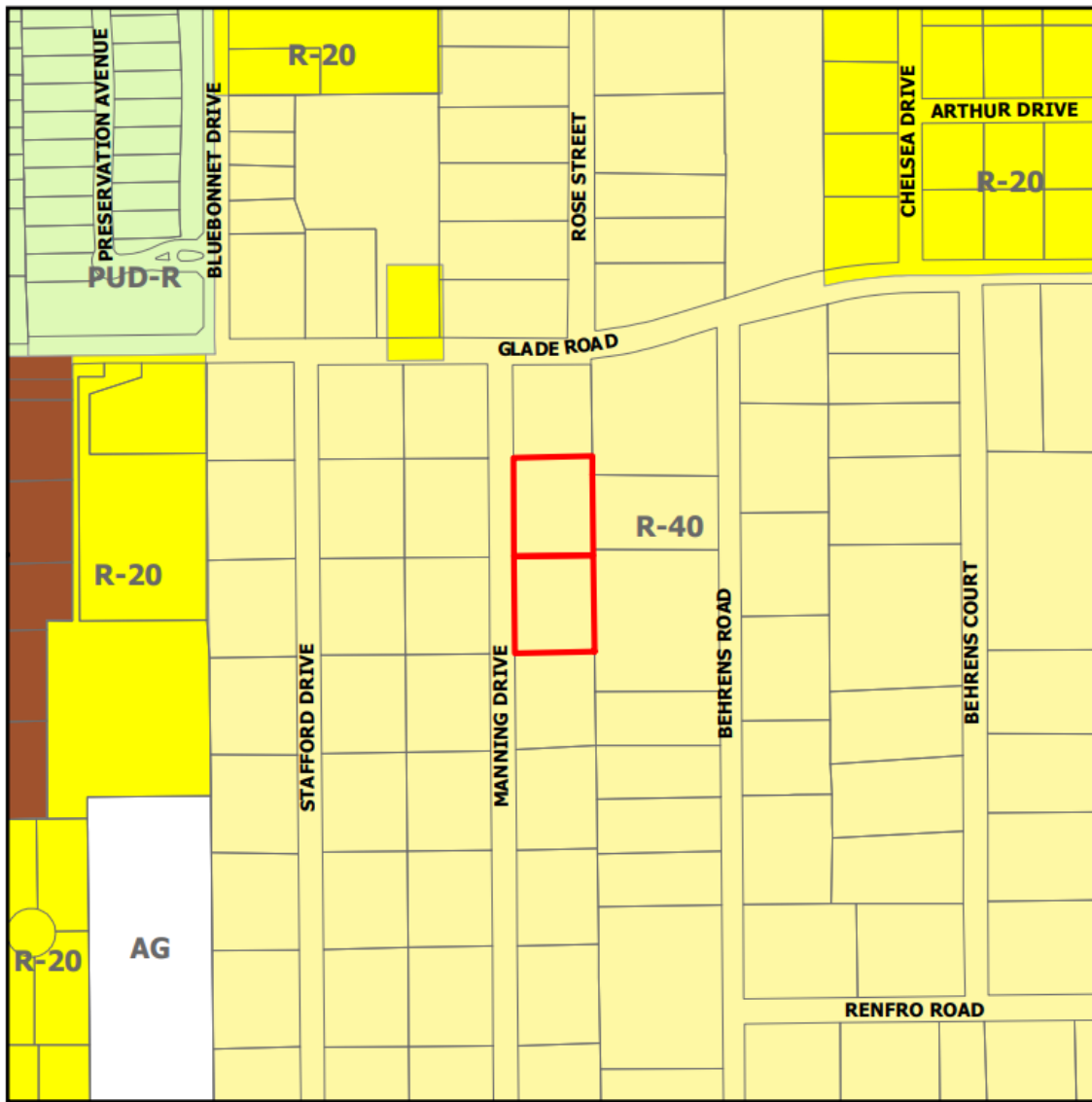


Exhibit “B”- Zoning Exhibit



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 5c

Agenda Date 7/6/2022

Number Ordinance O-22-2208

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from R-40 Single Family Residential to R-30 Single Family Residential zoning district for Lot 15 W1/2, Block 1, Wescoat Place Addition, located at 6105 Bettinger Drive, Case ZC22-024

Strategic Plan

4.1 Protect Colleyville's semi-rural residential character

Explanation

First Reading and Public Hearing

Sam Noel, the applicant, has submitted a request for a zoning change on Lot 15 W1/2, Block 1, Wescoat Place Addition, being approximately 0.69 acres, and zoned R-40 Single Family Residential district. The purpose is to rezone the R-40 Single-Family Residential district to the R-30 Single Family Residential district to allow for the construction of one new single-family home. There are no new lots proposed.

Existing Conditions/Background: The subject property, 6105 Bettinger Drive, resides on the east side of Bettinger Drive south of the intersection of White Drive. The subject property has R-40 zoning and is currently undeveloped.

Proposed Zoning: Request – The applicant requests to rezone the property from R-40 to the R-30 district. The minimum standards for the R-30 zoning district are as follows:

Minimum Lot Size	30,000 square feet	30,355 SF
Minimum Lot Width	125 feet	±152 feet
Minimum Lot Depth	125 feet	±200 feet
Front Building Line	35 feet	
Side Building Line	10 feet	
Rear Building Line	25 feet	
Max. Lot Coverage	25%	
Max. Impervious Coverage	55%	

Analysis: The property is compatible with the R-40 zoning district except for the lot size, which is 30,355 sq. ft. and R-40 requires 40,000 sq. ft. The property is concurrently going through the replat process. As a component of the replat, a plat

waiver for lot size is being requested. If the waiver is approved, then the rezoning would not be necessary. If the plat waiver is not approved, then the property would need to be rezoned to the R-30 Single Family Residential zoning district.

Plat Status: The property is a platted lot existing as Lot 15 W1/2 , Block 1, Wescoat Place Addition.

DRC Review: The DRC reviewed the request during their May 23, 2022 meeting and determined the application was complete and may be scheduled for the next available Planning and Zoning Commission meeting.

Drainage: NA

Surrounding Development: The properties to the north, south and east are zoned R-40 Single Family Residential district and are improved with single family homes. The property to the west is zoned R-20 Single Family Residential district and is improved with a single family home.

Comprehensive Plan: The City's comprehensive plan, Destination Colleyville, identifies the subject properties as residential.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff recommends approval of this request.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the request at their June 13, 2022 meeting by a vote of 5-0.

Financial Impact

There is no financial impact to the City.

Recommendation

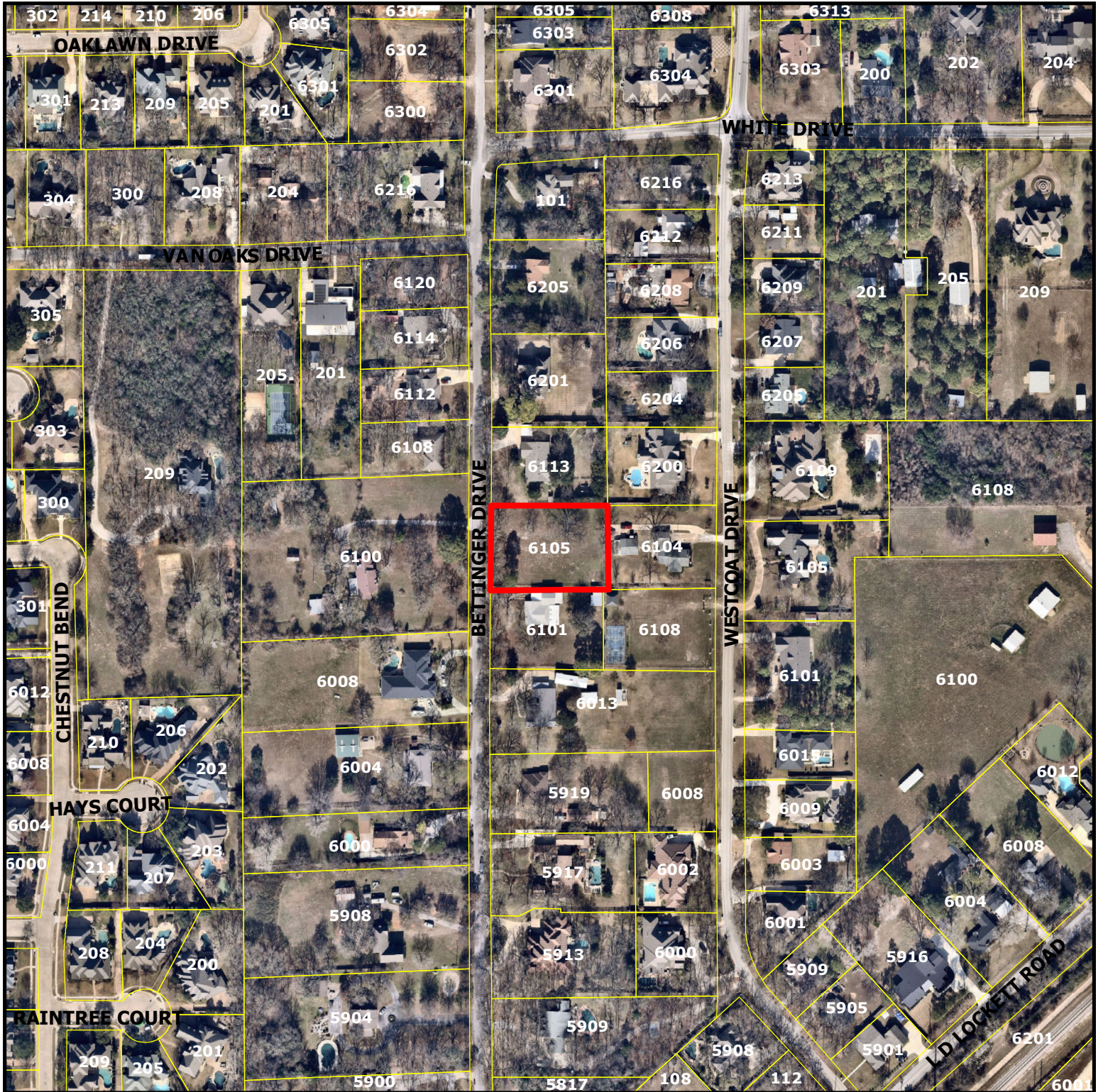
Approve

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Statement of Planning Objectives

5. Replat
6. Site Plan
7. Notification Map
8. Notification Letter
9. Notification List
10. Ordinance O-22-2208

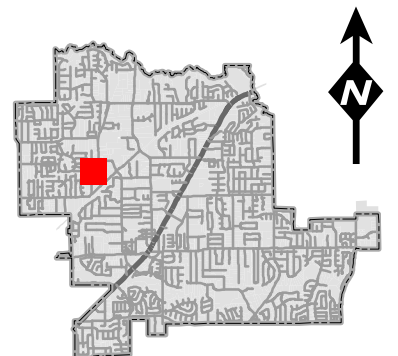
Aerial Map



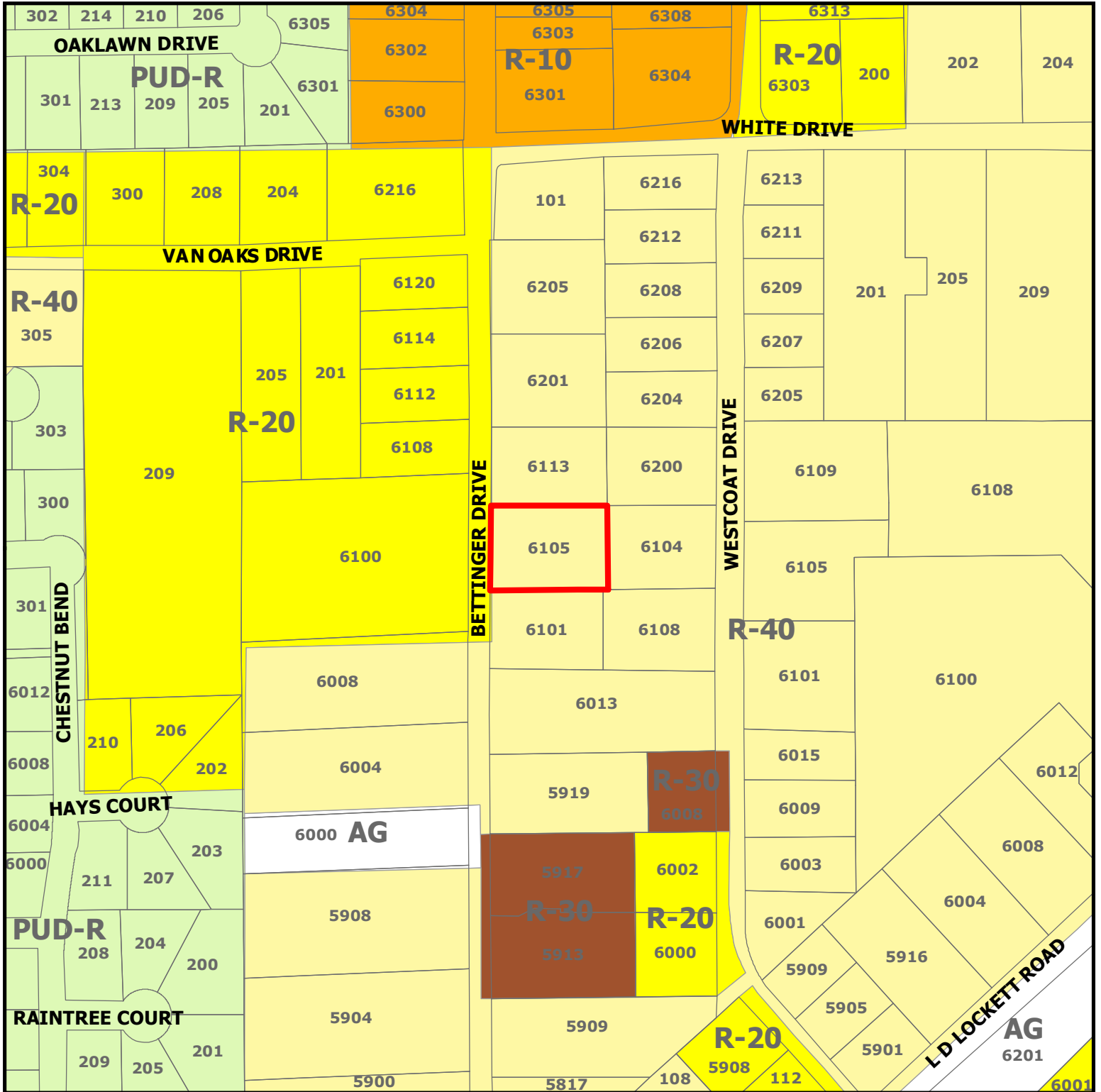
ZC22-024
6105 Bettinger Drive

DISCLAIMER:
 This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.

 Subject Property



Zoning Map



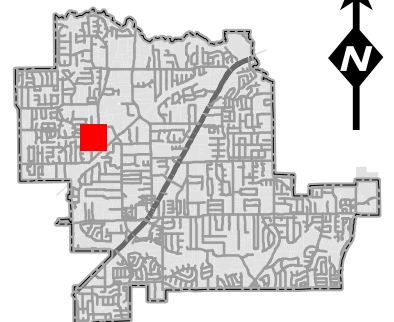
ZC22-024
6105 Bettinger Drive

DISCLAIMER:

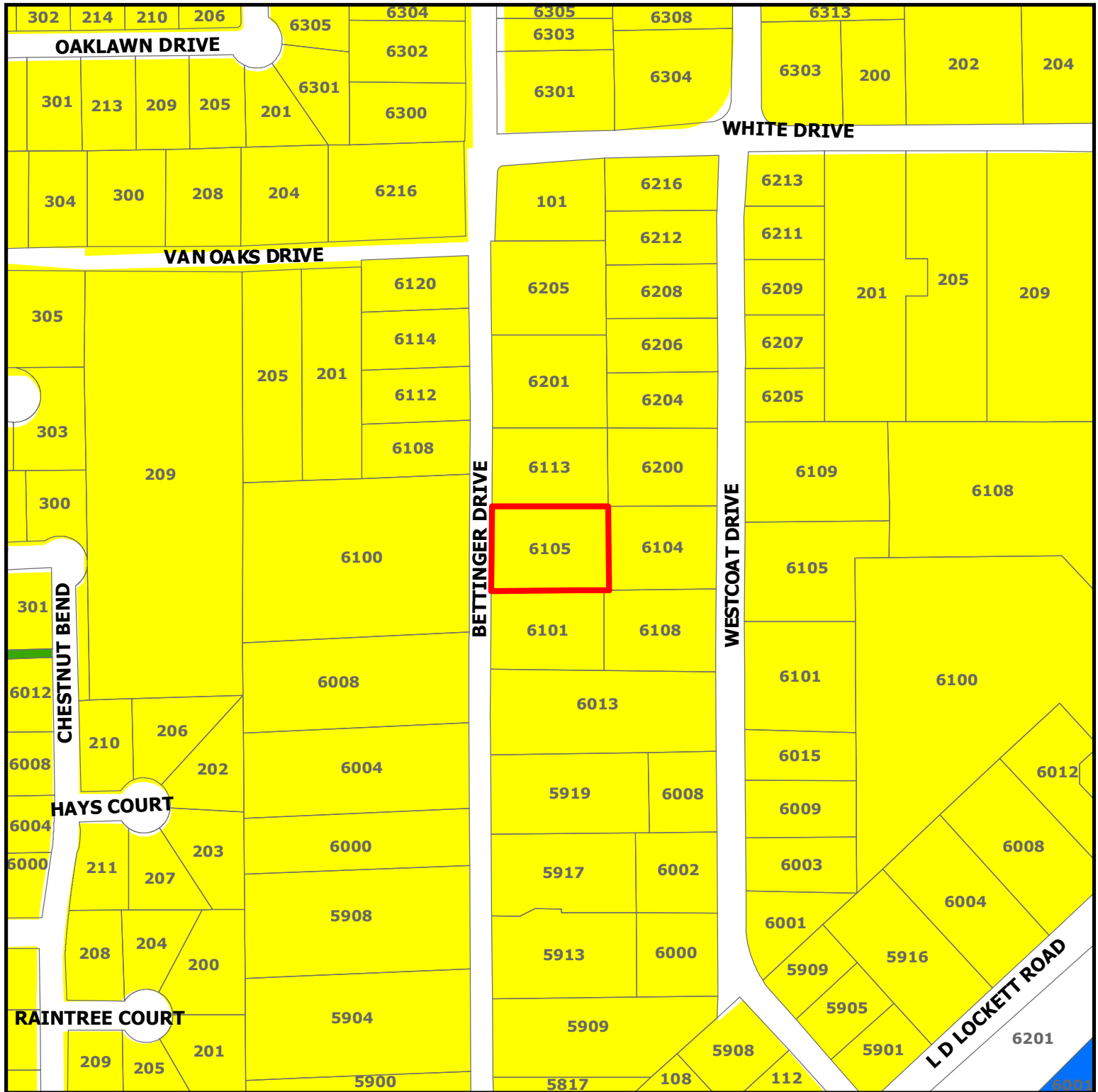
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Subject Property



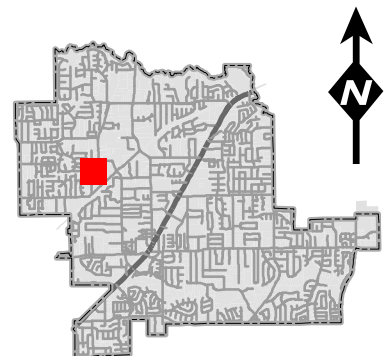
Future Land Use Map



ZC22-024

6105 Bettinger Drive

- Subject Property
- Residential
- Institutional
- Open Space; Parks



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May 16, 2022

City of Colleyville
 Planning and Zoning

Subject: Zoning Change for 6105 Bettinger Drive from R-40 to R-30.

Statement of Objectives:

This existing Property on Bettinger Drive encloses 30,355 square feet which meets the R-30 Zoning Requirements and does not meet the R-40 Requirements.

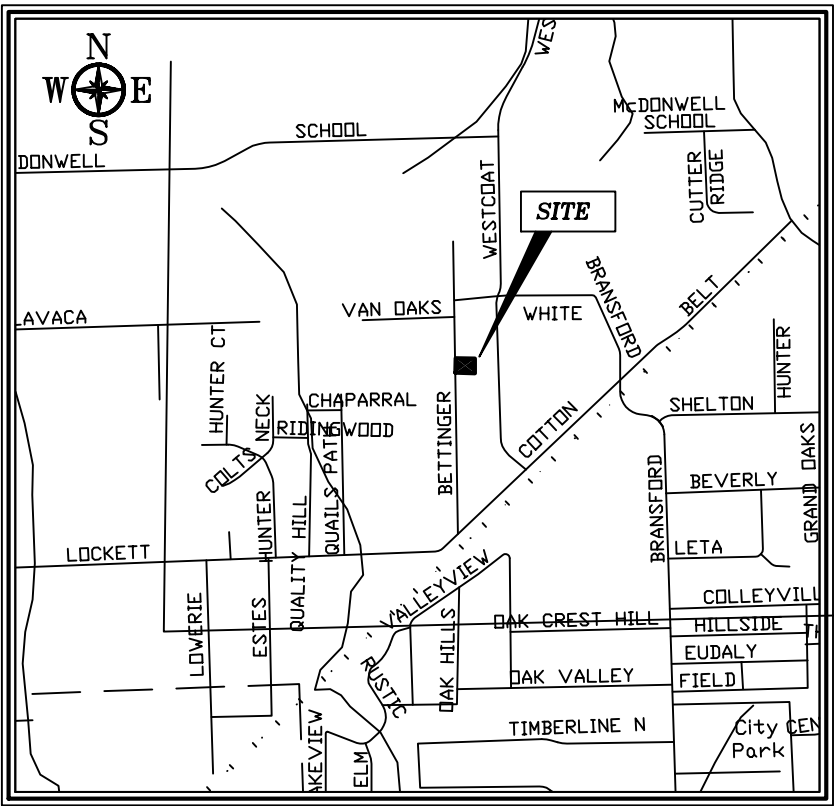
The Property under R-30 Zoning allows for 25% Lot Coverage which is more in-align with other Properties along Bettinger Drive. To Zone the Lot R-40 penalizes the Lot to a maximum Lot Coverage of 20% of a 30,000 square foot Lot, making it unfairly Restrictive. An R-40 Lot would have a minimum area of 40,000 square feet with 20% coverage.

R-40 Lot: 40,000 square feet times 20% allows 8,000 square feet of Lot Coverage with the Residence.

R-40 Lot requirements on a 30,000 square foot Lot allows only 20% of 30,000 square feet for a total footprint of 6,000 square feet.

R-30 Lot requirements on a 30,000 square foot Lot allows 25% of 30,000 square feet for a total footprint of 7,500 square feet.

Another example of where this was applied in Colleyville was Montclair Drive. The first couple of Lots off Hall Johnson as you turn South onto Montclair Drive are zoned R-20. The next Lot to the South was allowed to be Zoned R-30 due to its size. Then as you continue south on Montclair Drive the larger lots are zoned R-40.



VICINITY MAP
SCALE 1" = 2000'

OWNER:
CLINT VAN DEVENTER
INST. NO. D212199316
D.R.T.C.T.

ZONED R-20

OWNER:
PAULA HESTER
INST. NO. D23463918
D.R.T.C.T.

LOT 1-R
JOHN GILMORE SUBDIVISION
CABINET B, SLICE 862
P.R.T.C.T.

OWNER:
ROBERT HICKS et ux VICTORIA TIERNEY-HICKS
CLERK'S FILE NO. D219240227
D.R.T.C.T.

LOT 14
WEST HALF

ZONED R-40

S 89°34'22" E 199.89'

LOT 15R1
BLOCK 1

WESCOAT PLACE ADDITION
VOLUME 388-N, PAGE 26
P.R.T.C.T.

0.697 ACRE
30,355 square feet

OWNER:
JACK HICKERSON et ux KATHY HICKERSON
CLERK'S FILE NO. D219121115
D.R.T.C.T.

GREAT WESTERN MORTGAGE CORPORATION
VOLUME 10488, PAGE 1152
D.R.T.C.T.

LOT 16
WEST HALF

ZONED R-40

N 88°51'31" W 201.30'

OWNER:
ROSS G. HIGHLAND
CLERK'S FILE NO. D216153160
D.R.T.C.T.

LOT 14
EAST HALF

ZONED R-40

OWNER:
DEAN WILLIAM SCHAEFERS
CLERK'S FILE NO. D217145260
D.R.T.C.T.

LOT 15
EAST HALF

ZONED R-40

(CM)
1/2" PIPE
PND

OWNER:
GEORGE A. ONDARZA et ux MARITZA ONDARZA
CLERK'S FILE NO. D209246899
D.R.T.C.T.

LOT 16
EAST HALF

ZONED R-40

LEGEND

WHEN USED, THE ABBREVIATIONS LISTED BELOW HAVE THE FOLLOWING MEANING	
AC	= AIR CONDITIONER
AD	= AREA DRAIN
BOLM	= BURIED CABLE MARKER
BOLM	= BURIED GAS LINE MARKER
BOLL	= METAL BOLLARD
CL	= CENTERLINE
CLF	= CHAIN LINK FENCE
CONC	= CONCRETE
D.R.T.C.T.	= DEED RECORDS TARRANT COUNTY, TEXAS.
EM	= ELECTRIC METER
FH	= FIRE HYDRANT
GEN	= GENERAL TELEPHONE
GW	= DOWN GUY & ANCHOR
HCS	= HANDICAP PARKING SIGN
LI	= LANDSCAPE LIGHTS
MH	= MANHOLE
MKS	= MARKER
M.R.T.C.T.	= MAP/PLAT RECORDS TARRANT COUNTY, TX.
PP	= POWER POLE
RCP	= REINFORCED CONCRETE PIPE
RP	= REFLECTOR POST
RW	= RETAINING WALL
SD	= STORM DRAIN INLET
SW	= SIDEWALK
SS	= STREET SIGN
SSMH	= SANITARY SEWER MANHOLE
SF	= STEEL ROD FOUND
SRS	= STEEL ROD SET
SWMB	= SOUTHWESTERN BELL TELEPHONE MANHOLE
TP	= TOP OF BANK
TP	= TELEPHONE PEDSTAL
TYP	= TYPICAL
TRANS	= TRANSFORMER
TS	= TRAFFIC SIGN
TU	= TEXAS UTILITIES COMPANY
WM	= WATER METER
WV	= WATER VALVE
W	= BUILDING HEIGHT MEAS. LOCATION

STATE OF TEXAS {}

COUNTY OF TARRANT {}

WHEREAS, we John Hickerson and wife Kathy Hickerson are the owners of the west 1/2 of Lot 15, Block 1, Wescoat Place, an addition to the City of Colleyville, Tarrant County, Texas as recorded in Volume 388-N, at Page 26 of the Plat Records of Tarrant County, Texas as evidenced by the Deed recorded under Clerk's File No. D219121115 of the Deed Records of Tarrant County, Texas, Texas and being more fully described as follows:

BEING a description of a 0.697 acre or 30,355 square foot tract of land situated in the Joseph White Survey Abstract No. 1692, in the City of Colleyville, Tarrant County, Texas and being (by deed call) the west 1/2 of Lot 15, in Block 1 of Wescoat Place addition on addition to the City of Colleyville as shown on the Plat recorded in Volume 388-N, at Page 26 of the Plat Records of Tarrant County, Texas, Said 0.697 acre tract being more fully described as follows:

BEGINNING at a 5/8-inch steel rod found for corner in the present east right-of-way line of Bettinger Road (a called 45 foot wide right-of-way formerly known as County Project No. 3126) said steel rod being the west common corner between said Lot 15 and Lot 14, in Block 1 of Wescoat Addition as recorded in Volume 388-N, at Page 26 of the Plat Records of Tarrant County, Texas;

THENCE South 89 deg. 34 min. 22 sec. East, departing said present east right-of-way line and along the common line between said Lots 14 and 15, a distance of 199.89 feet to a 1/2-inch steel rod with a red plastic cap stamped "Prism Surveys" set for corner;

THENCE South 00 deg. 09 min. 56 sec. West, a distance of 152.59 feet to a 1/2-inch metal pipe found for corner on the common line between said Lot 15 and Lot 16 in said Wescoat Addition;

THENCE North 88 deg. 51 min. 31 sec. West, along the common line between said Lots 15 and 16, a distance of 201.30 feet to a 1/2-inch steel rod with a red plastic cap stamped "Prism Surveys" set for corner on the previously mentioned east right-of-way line of Bettinger Road;

THENCE North 00 deg. 41 min. 34 sec. East, departing said Lot 16 and along said east right-of-way line, a distance of 150.08 feet to the POINT OF BEGINNING and containing 0.697 acre or 30,355 square feet of land more or less.

NOW THEREFORE, KNOW ALL PERSONS BY THESE PRESENTS:

That we, John Hickerson and Kathy Hickerson, Owners, do hereby adopt this plat designating the heretofore described property as WESCOAT PLACE REVISED, an addition to the City of Colleyville, Tarrant County, Texas, and do hereby dedicate fee simple to the public use forever all streets, rights-of-way, and alleys shown thereon, and do hereby reserve the easements shown on this plat for the mutual use and accommodation of all public utilities desiring to use or using the same. Any public utility shall have the right to remove and keep removed all or part of any buildings, fences, trees, shrubs or other improvements or growths in which any way endanger or interfere with the construction, maintenance or efficiency of its respective systems on any of these easements, and any public utility shall at all times have the right of ingress and egress to and from and upon the said easement for the purpose of constructing, reconstructing, inspecting, and patrolling, without the necessity at any time of procuring the permission of anyone. This plat approved subject to all plating ordinances, rules, regulations, and resolutions of the City of Colleyville, Texas.

Witness our hands this _____ day of _____, 2022.

John Hickerson
(owner)

Kathy Hickerson
(owner)

Planning and Zoning Commission Approval

WHEREAS The Planning and Zoning Commission of the City of Colleyville, Texas voted affirmatively on this day of _____, 2022, to approve this Plat.

Chairman, Planning and Zoning Commission

Attest: Secretary, Planning and Zoning Commission

STATE OF TEXAS {}
COUNTY OF TARRANT {}

BEFORE ME, the undersigned authority, on this day personally appeared John Hickerson known to me to be the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the _____ day of _____, 2022.

Notary Public, in and for Tarrant County, Texas.

My commission expires _____

Printed Name: _____

STATE OF TEXAS {}
COUNTY OF TARRANT {}

BEFORE ME, the undersigned authority, on this day personally appeared Kathy Hickerson known to me to be the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the _____ day of _____, 2022.

Notary Public, in and for Tarrant County, Texas.

My commission expires _____

Printed Name: _____

SURVEYOR'S CERTIFICATE:

KNOW ALL MEN BY THESE PRESENTS:

That I, Michael Dale Linke, a Registered Professional Land Surveyor licensed in the State of Texas, do hereby certify that this Plat is true and correct and was prepared from an actual survey made under my supervision on the ground. Further, this survey conforms to the general rules of procedures of the most current Professional Land Surveying Practices act.

Michael Dale Linke
Registered Professional Land Surveyor No. 4808

Notes:

- 1) The purpose of this replat is to create a Lot out of a portion of a previously platted property.
- 2) CM—indicates controlling monument.
- 3) The basis of bearings for this survey is the northwest line of Lot 1R, in Block 1 of Wescoat Place as recorded in Cabinet A, at Page 650S of the Plat Records of Tarrant County, Texas.
- 4) No construction or filing, without the written approval of the City of Colleyville shall be allowed within a drainage easement, and then only after detailed engineering plans and studies show that no flooding will result, that no obstruction to the natural flow of water will result, and subject to all owners of the property affected by such construction becoming a party to the request. Where construction is permitted, all finished floor elevations shall be a minimum of two feet above the 100-year flood elevation.
- 5) Any public utility, including the City of Colleyville, shall have the right to move and keep moved all or part of any building, fences, shrubs, other growths or improvements which in any way endanger or interfere with the construction, maintenance, or efficiency of its respective systems on any of the easements shown on the plat; and any public utility, including the City of Colleyville, shall have the right at all times of ingress and egress to and from and upon said easements for the purpose of construction, reconstruction, inspection, patrolling, maintaining and adding to or removing all or part of its respective systems without the necessity at any time of procuring the permission of anyone.

City Council Approval

WHEREAS The City Council of the City of Colleyville, Texas voted affirmatively on this _____ day of _____, 2022 to approve this Plat.

Mayor, City of Colleyville

Attest: City Secretary

REPLAT LOT 15R1, BLOCK 1 WESCOAT PLACE REVISED

AN ADDITION TO THE CITY OF COLLEYVILLE, TARRANT COUNTY, TEXAS, BEING A REPLAT OF THE WEST 1/2 OF LOT 15, BLOCK 1, OF WESCOAT PLACE ACCORDING TO THE PLAT RECORDED IN VOLUME 388-N, AT PAGE 26 OF THE PLAT RECORDS OF TARRANT COUNTY, TEXAS, SITUATED IN THE O. C. STURM SURVEY ABSTRACT NO. 1487, IN THE CITY OF COLLEYVILLE, TARRANT COUNTY, TEXAS.

ONE LOT- 0.697 ACRE

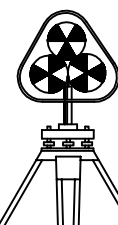
PREPARED: MAY 26, 2022

OWNER/DEVELOPER

JAKE AND KATHY HICKERSON
2504 HIGHLAND PARK COURT
COLLEYVILLE, TEXAS 76034
(214) 819-7741
CONTACT: JAKE HICKERSON
EMAIL: jhickerson@gnitransportation.com

PRISM SURVEYS, INC.

FIRM NO. 101325-00



COMMERCIAL, RESIDENTIAL,
BOUNDARY, TOPOGRAPHIC,
TITLE & CONSTRUCTION SURVEYS
3533 BELL DRIVE
HURST, TEXAS 76053
(817) 540-8048
(817) 283-1148 (FAX)
EMAIL: mike@prism-surveys.com

Flood Statement
By graphic scaling only from the Flood Insurance Rate Maps for Tarrant County, Texas, and Incorporated Areas, no portion of this property is located in a special flood hazard area. The property appears in Zone X (unshaded), Community Panel No. 48439C0095K, Map Revised: September 25, 2009.

THIS PLAT RECORDED IN DOCUMENT NO. _____ DATE: _____

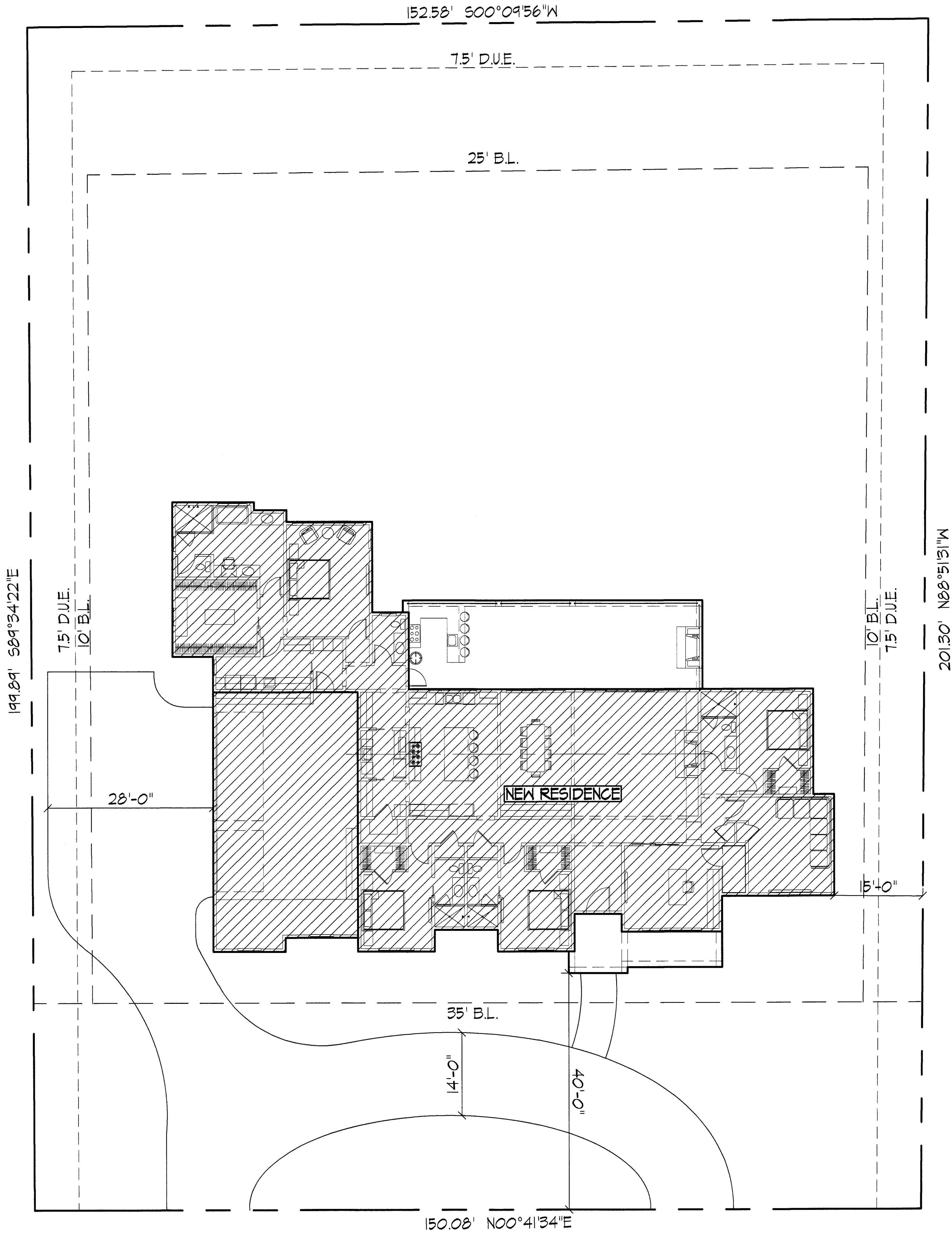
SCALE 1" = 30'

DATE OF SURVEY: APRIL 26, 2022

DRAWN BY: MDL

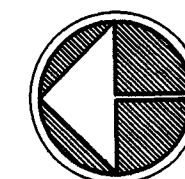
PROJECT NO. 22-1235

SHEET 1 of 1



LOT = 30,355 SQ. FT.
RESIDENCE = 6,241 SQ. FT.
(20.56% OF LOT COVERAGE)

LOT: 15R1 BLOCK: 1
WESCOAT PLACE ADDITION
CITY OF COLLEYVILLE
TARRANT COUNTY, TEXAS



SITE PLAN
SCALE: 1"=10'-0"

6105 BETTINGER

NOT FOR
REGULATORY
APPROVAL
PERMITTING OR
CONSTRUCTION

JOB #2225

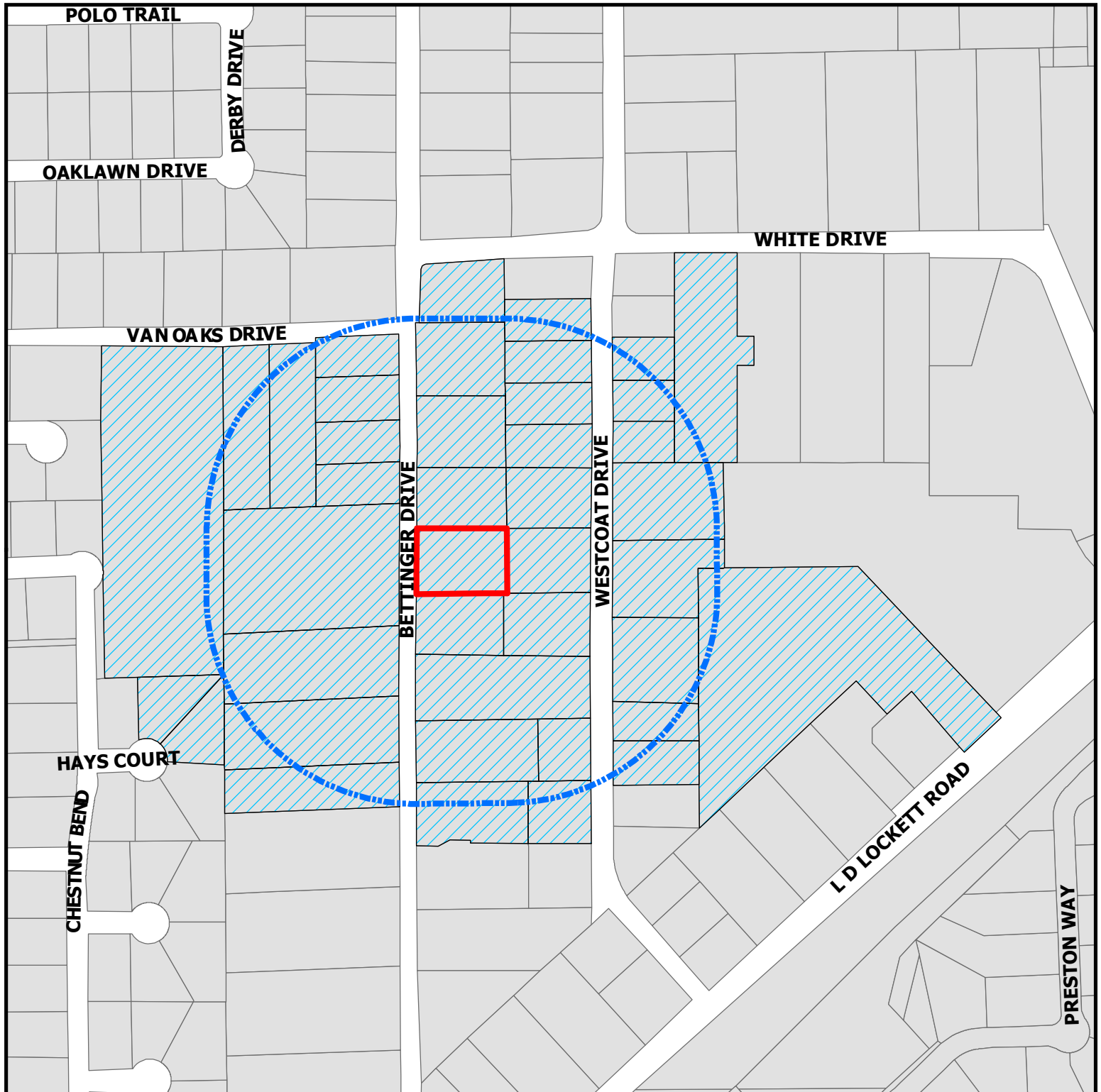
BLAKE ARCHITECTS
1202 S. White Chapel Blvd.
Southlake, Texas 76092
Suite A • 817-488-9397

HICKERSON RESIDENCE
6105 BETTINGER DRIVE COLLEYVILLE, TEXAS

SHEET
1 OF 50 SHEETS

FILE NAME: 2225-61TE_A (02-26-2022).JN

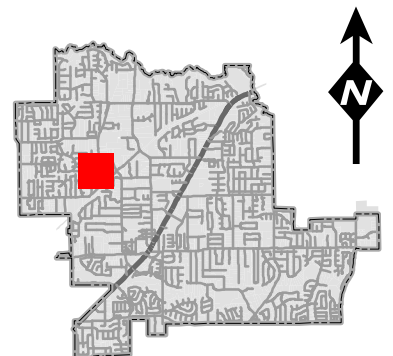
Notification Map



ZC22-024
6105 Bettinger Drive

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-  Subject Property
-  500ft Buffer
-  Properties within 500ft





NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, June 13, 2022 at 7:00 p.m.
City Council Meetings: Tuesday, July 5, 2022 & Tuesday, July 19, 2022 at 7:30 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a zoning change from the R-40 Single Family Residential district to the R-30 Single Family Residential district. The request is to rezone the property to allow for one new single family home on one lot.

Zoning Case: ZC22-024

Applicant: Sam Noel

Owner: John Hickerson

Location: 6105 Bettinger Drive

Property Description: Lot 15 W1/2, Block 1, Wescoat Place Addition

Present Zoning: R-40 Single Family Residential

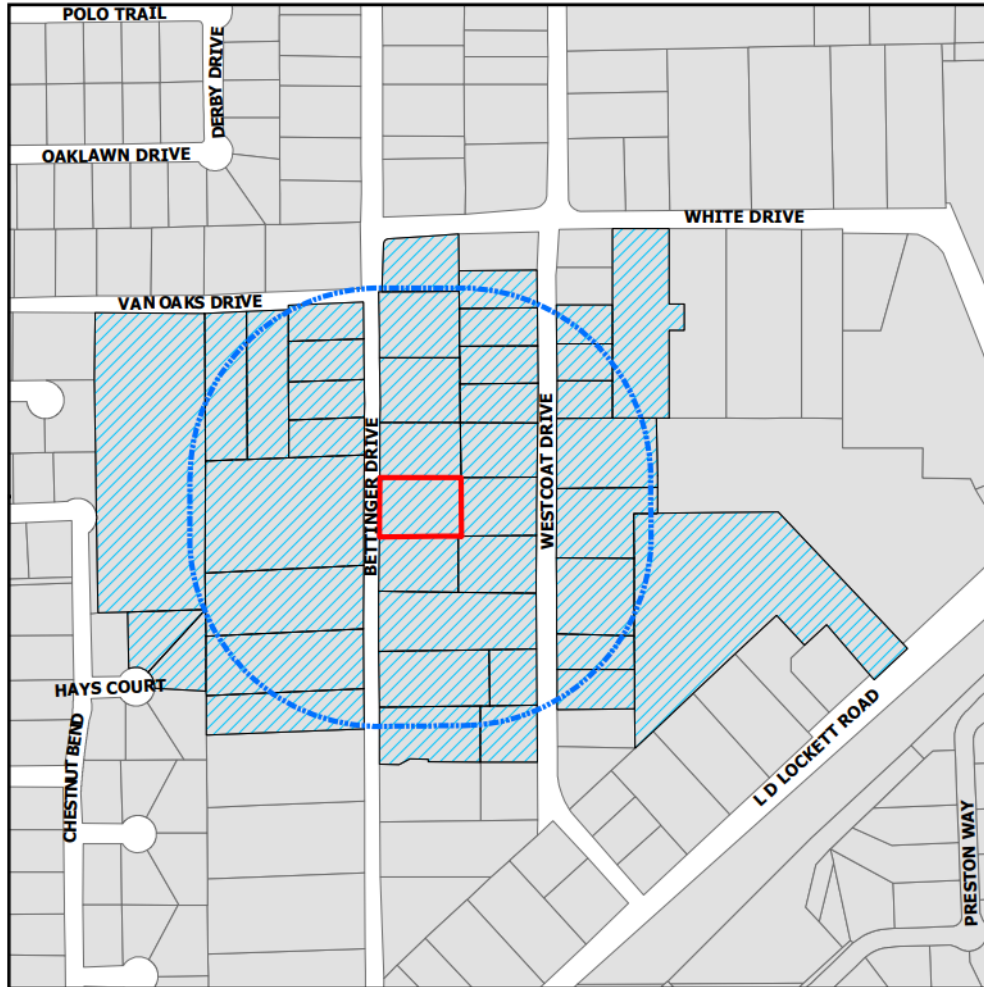
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

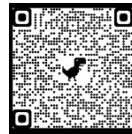
**Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034**

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
BARRY, HENRY L	6207 WESTCOAT DR	COLLEYVILLE, TX
BEARDEN, GAY L	6000 BETTINGER DR	COLLEYVILLE, TX
BRABON, TERRY W	6101 BETTINGER DR	COLLEYVILLE, TX
BRADLEY, GERARD W	101 WHITE DR	COLLEYVILLE, TX
BREWER, MARY B	6208 WESTCOAT DR	COLLEYVILLE, TX
CAMERON, MARK J	6002 WESTCOAT DR	COLLEYVILLE, TX
CAMP, MITZI M EST	202 HAYS CT	COLLEYVILLE, TX
CHURCH, GUY	205 VAN OAKS DR	COLLEYVILLE, TX
DAVIS, KERI K	6201 BETTINGER DR	COLLEYVILLE, TX
DOODY, KEVIN J	401 W LD LOCKETT RD	COLLEYVILLE, TX
FITZGERALD, B J	201 WHITE DR	COLLEYVILLE, TX
GASTON FAMILY TRUST	6112 BETTINGER DR	COLLEYVILLE, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
HANKINS, TRACEY	6206 WESTCOAT DR	COLLEYVILLE, TX
HAWKINS, VINCENT	206 HAYS CT	COLLEYVILLE, TX
HESTER, PAULA D	6008 BETTINGER DR	COLLEYVILLE, TX
HICKERSON, JOHN T	2504 HIGHLAND PARK CT	COLLEYVILLE, TX
HICKS, ROBERT	6113 BETTINGER DR	COLLEYVILLE, TX
HOUGLAND, STACI	6200 WESTCOAT DR	COLLEYVILLE, TX
HUDSON, LESLEY	6015 WESTCOAT DR	COLLEYVILLE, TX
JESSE K BRAY LIVING TRUST	6108 LOCKETT RD	COLLEYVILLE, TX
JOHN & WANDA BENNETT TRUST	6013 BETTINGER DR	COLLEYVILLE, TX
KIDD, WALTER EST	304 AZALEA DR	GRAPEVINE, TX
LOVE, BETTY L	6108 BETTINGER DR	COLLEYVILLE, TX
MOLOVICH, JOHN	6205 BETTINGER DR	COLLEYVILLE, TX
MOSCHEL, JEFFREY	6209 WESTCOAT DR	COLLEYVILLE, TX
ONDARZA, GEORGE	232 ROYAL VISTA DR	CEDAR HILL, TX
REMINGTON PARK ADDITION	5751 KROGER DR	KELLER, TX
SCHAEFERS, DEAN W	6104 WESTCOAT DR	COLLEYVILLE, TX
SIMPLER, RUSSELL	6205 WESTCOAT DR	COLLEYVILLE, TX
SIMPSON, GREGORY	209 W VAN OAKS DR	COLLEYVILLE, TX
SMITH, TRACE C	6004 BETTINGER DR	COLLEYVILLE, TX
SOLIDAY, JON P	5917 BETTINGER DR	COLLEYVILLE, TX
STOUT, JONATHAN	6101 WESTCOAT DR	COLLEYVILLE, TX
TATE, ARVEL	6683 FM 2264	RHOME, TX
THORESON, JEFFRY	6009 WESTCOAT DR	COLLEYVILLE, TX
THRASHER, MARSHALL	5919 BETTINGER DR	COLLEYVILLE, TX
ULLRICH, ADAM	6109 WESTCOAT DR	COLLEYVILLE, TX
VAN DEVENTER, CLINT R ETAL	2803 RIVERSIDE PKWY APT 6005	GRAND PRAIRIE, TX
VENNER, WILLIAM	6105 WESTCOAT DR	COLLEYVILLE, TX
WEBSTER, LUCINDA	6114 BETTINGER DR	COLLEYVILLE, TX
WOLFE, THERESA	6120 BETTINGER DR	COLLEYVILLE, TX

ORDINANCE O-22-2208

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON APPROXIMATELY 0.69 ACRES, AND BEING, LOT 15 W1/2, BLOCK 1, WESCOAT PLACE ADDITION, LOCATED AT 6105 BETTINGER DRIVE, FROM THE R-40 SINGLE FAMILY RESIDENTIAL TO THE R-30 SINGLE FAMILY RESIDENTIAL DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a rezoning of the property from R-40 Single Family Residential to R-30 Single-Family Residential district for Case No. ZC22-024; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by authorizing a change in the zoning from R-40 Single Family Residential district to R-30 Single Family Residential zoning district on 0.69 acres, being Lot 15 W1/2, Block 1, Wescoat Place Addition at 6105 Bettinger Drive as depicted on the attached as Exhibit "A".

- Sec. 2. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.
- Sec. 3. THAT the above described tract of land shall be subject to the following conditions:
1. As depicted in the attached Exhibit "A" and Exhibit "B".
- Sec. 4. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.
- Sec. 5. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.
- Sec. 6. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.
- Sec. 7. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 6th day of July 2022.

The second reading and public hearing being conducted on the 19th day of July 2022.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE
19TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit "A"- Zoning Map

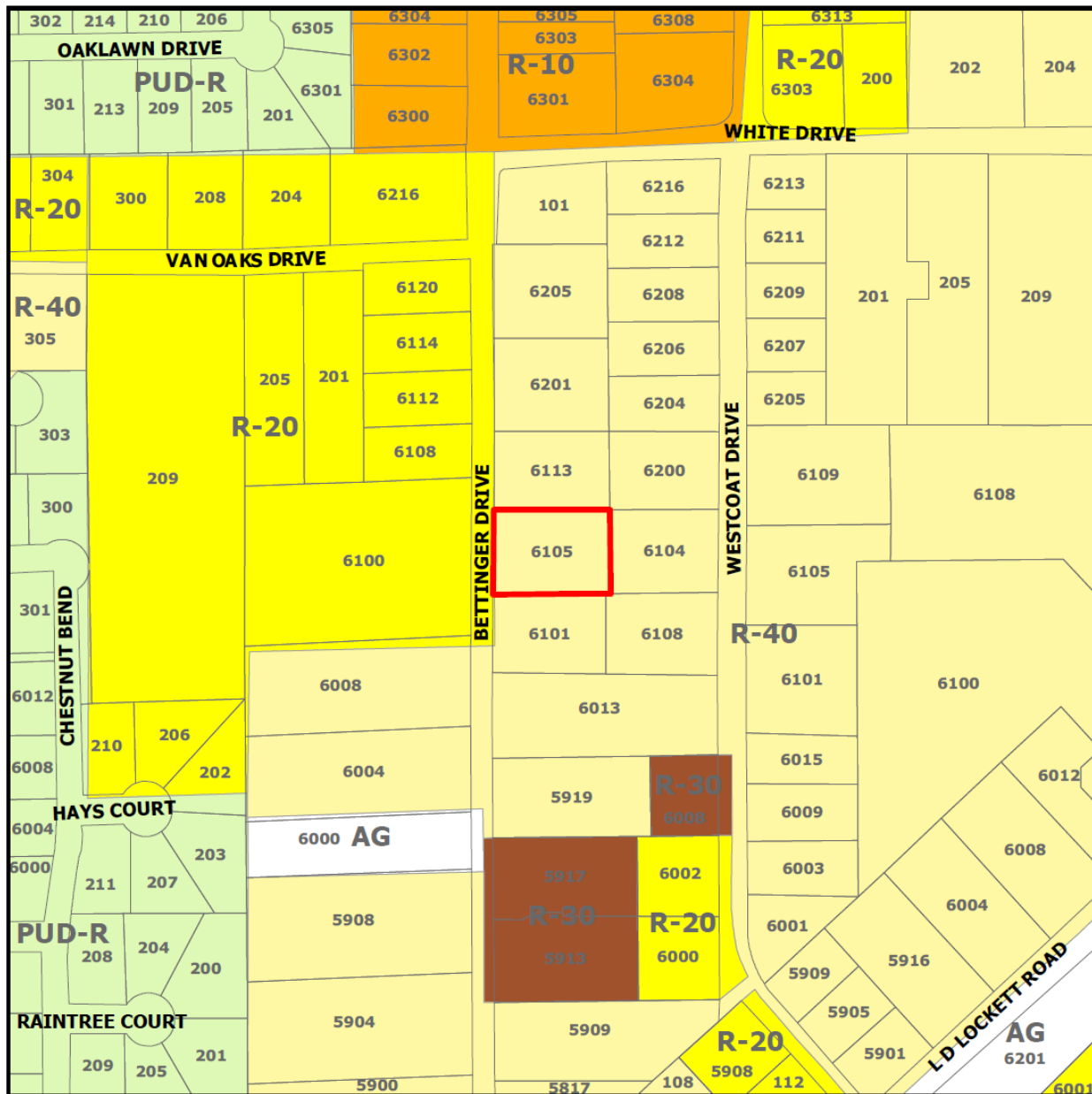
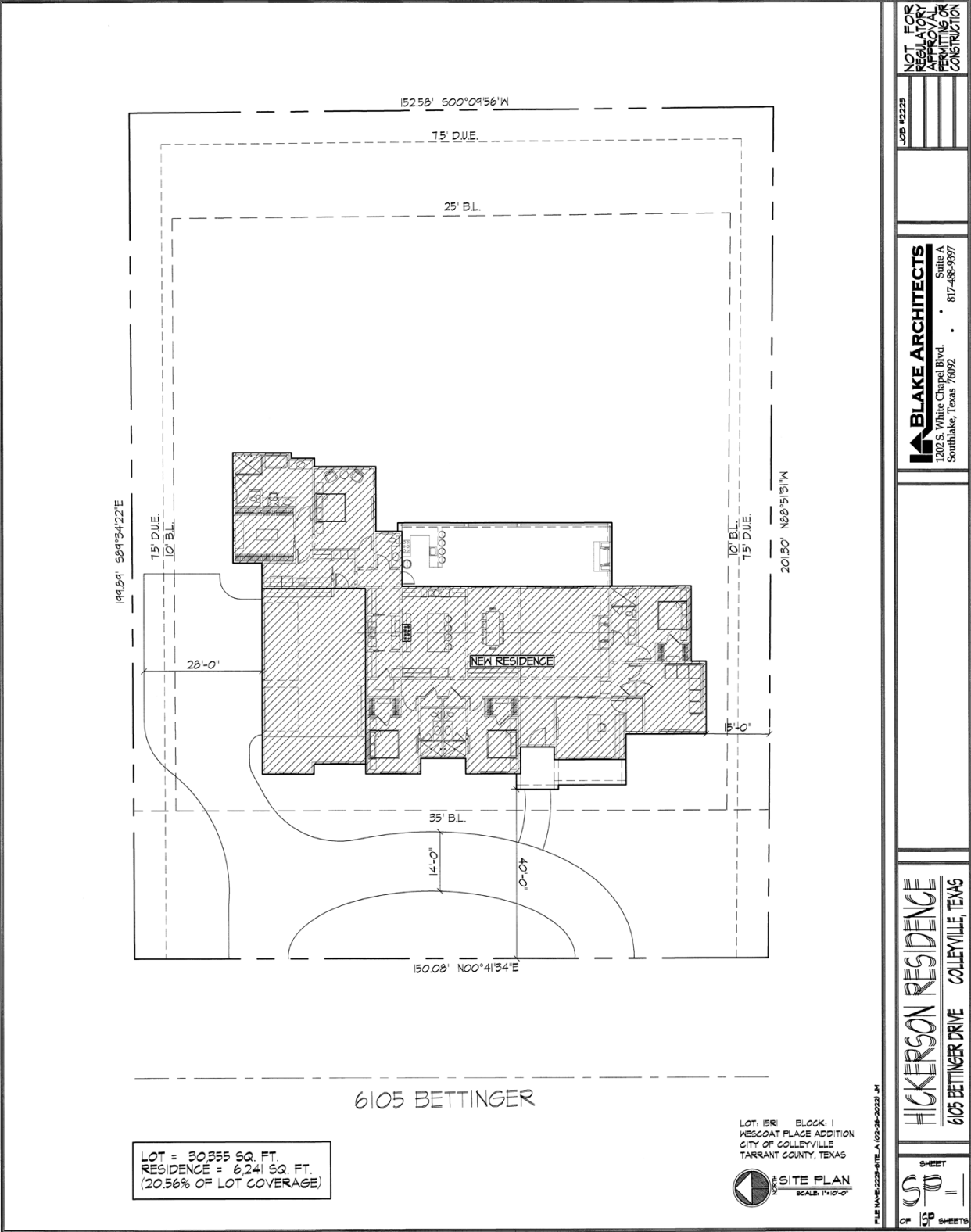
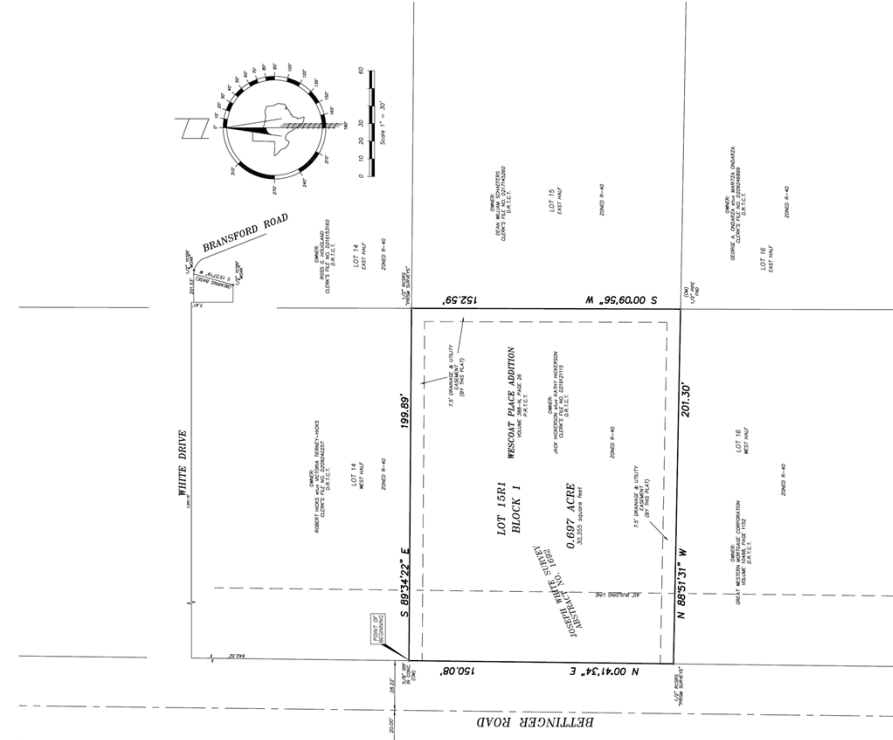


Exhibit "B"- Zoning Exhibit





LEGEND	
1	EXISTING LOT LINES
2	PROPOSED LOT LINES
3	PROPOSED LOT LINES WITH DIMENSIONS
4	PROPOSED LOT LINES WITH DIMENSIONS AND BEARINGS
5	PROPOSED LOT LINES WITH DIMENSIONS, BEARINGS, AND AREA CALCULATIONS
6	PROPOSED LOT LINES WITH DIMENSIONS, BEARINGS, AREA CALCULATIONS, AND ZONING
7	PROPOSED LOT LINES WITH DIMENSIONS, BEARINGS, AREA CALCULATIONS, ZONING, AND PLAT NUMBER
8	PROPOSED LOT LINES WITH DIMENSIONS, BEARINGS, AREA CALCULATIONS, ZONING, PLAT NUMBER, AND DATE
9	PROPOSED LOT LINES WITH DIMENSIONS, BEARINGS, AREA CALCULATIONS, ZONING, PLAT NUMBER, DATE, AND SCALE
10	PROPOSED LOT LINES WITH DIMENSIONS, BEARINGS, AREA CALCULATIONS, ZONING, PLAT NUMBER, DATE, SCALE, AND PROJECT NUMBER

STATE OF TEXAS)
COUNTY OF TARRANT)

BEFORE ME, the undersigned authority, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed. My commission expires _____.

My Notary Public Seal for Tarrant County, Texas.

Notary Public Seal for Tarrant County, Texas.

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City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 6a

Agenda Date 7/6/2022

Number Ordinance O-22-2204

Type Ordinance

Department Community Development

Title

Consideration of a Special Use Permit for an accessory building to exceed the permitted lot coverage and height for accessory buildings on Lot 3, Block 5, Woodbriar Estates Addition, located at 3708 Briarhaven Lane, Case ZC22-013

Strategic Plan

4.1 Protect Colleyville's semi-rural residential character

Explanation

Second Reading and Public Hearing

UPDATE: The item was tabled at the June 21, 2022 meeting to allow for the applicant to provide additional information, specifically to acquire quotes on what it would cost to lower the roof. The item will remain tabled until the applicant has been able to provide the additional information.

The applicant was present to discuss the project and answer questions. The Council expressed concern about the work being done and completed without acquiring a building permit.

First Reading and Public Hearing

Will Priest, the owner, has submitted a request for a Special Use Permit (SUP) for an accessory building to exceed the maximum lot coverage for accessory buildings and maximum height on Lot 3, Block 5, of Woodbriar Estates Addition, being approximately 0.38 acres, and zoned R-15 Single Family Residential district. The purpose is to allow for an existing accessory building which exceeds the 4% maximum lot coverage and maximum height allowed for accessory buildings.

Existing Conditions/Background: The subject property, 3708 Briarhaven Lane, has R-15 zoning and is located on the west side of Briarhaven Lane south of the intersection with Greenbriar Lane. The subject property has an existing single family home and existing detached accessory building.

On February 8, 2022, a Colleyville building inspector was at 3712 Briarhaven for an inspection and noticed work was being done without a permit on the existing accessory building at 3708 Briarhaven. The inspector spoke with the owner of the

property and told him that he needed to apply for a building permit. The property owner applied for a permit on February 11, 2022. The permit was denied and the applicant was informed to apply for a Special Use Permit. There will be double building permit fees assessed upon approval of the building permit.

SUP Request: *Request* – The applicant is requesting an existing 1,545 s.f. detached garage to remain six feet from the side property line and for it to exceed the 4% maximum lot coverage.

Ordinance – Section 3.27 Accessory Buildings and Residential Carport Regulations of the Land Development Code establishes the maximum size and number of accessory buildings to be permitted by staff on a residential lot:

"2. Maximum Size and Number of Buildings:

a. The maximum number of accessory buildings allowed per lot shall be three (3) buildings. In addition, the combined square footage of all accessory buildings shall not exceed four percent (4%) of the aggregate area of the lot. Exemption: Lots containing a minimum of 80,000 square feet shall be exempt from the requirement for the maximum number of accessory buildings."

"3. Setbacks:

d. Detached accessory buildings – A detached accessory building shall comply with the setback lines established for the applicable zoning district, unless the accessory building is located totally behind the rear of the principal building, then it shall not be placed closer than five (5) feet to any side or rear lot line."

"4. Maximum Height: No accessory building shall penetrate a vertical height envelope defined as being a point five feet from a side or rear lot line and extending vertically 8 feet to a point, then extending at a 45o angle to the height of the primary building."

"6. Special Use Permit Provision: Any request for a building permit for an accessory building which does not meet the criteria in this Section shall only be authorized after approval of a Special Use Permit by the City Council using the procedures contained elsewhere in this Land Development Code."

The applicant is requesting to allow for an existing 1,545 s.f. detached garage to remain. It was permitted and built in 1992 for 1,188 s.f. A portion of the structure was open and functioned as a carport. Over the years the structure has been enclosed which increased its size.

Analysis: Any request for an accessory building exceeding 4% of the lot area and exceeding the maximum height shall only be authorized after approval of a Special Use Permit by the City Council. The maximum height of the wall allowed at the 6-foot setback is 9 feet tall. The proposed height is 14 feet at the eave and 17 feet at the

ridge. The maximum size at the 4% is 740 sq. ft.

Plat Status: The property is platted as Lot 3, Block 5 in the Woodbriar Estates Addition.

DRC Review: The DRC met on April 18, 2022 and offered the applicant the following comment: The addition to the accessory building was completed without a permit and its height exceeds the requirements of the Land Development Code. Staff is recommending denial of the request. The size of the building also exceeds the maximum area allowed for accessory buildings; that being 4% of the lot area. Both conditions will be part of the SUP case.

Drainage: NA

Surrounding Development: The properties to the north, east, south, and west are zoned R-15 Single Family Residential district and contain single family residential development.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff recommends denial of the garage modification due to technical non-compliance with the Land Development Code. The Land Development Code allows for an accessory building which does not meet the Land Development Code criteria to seek an SUP.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the area request for the size of the accessory building, but subject to the height of the roof being brought into compliance at their May 9, 2022 meeting by a vote of 4-3.

Financial Impact

There is no financial impact to the City.

Recommendation

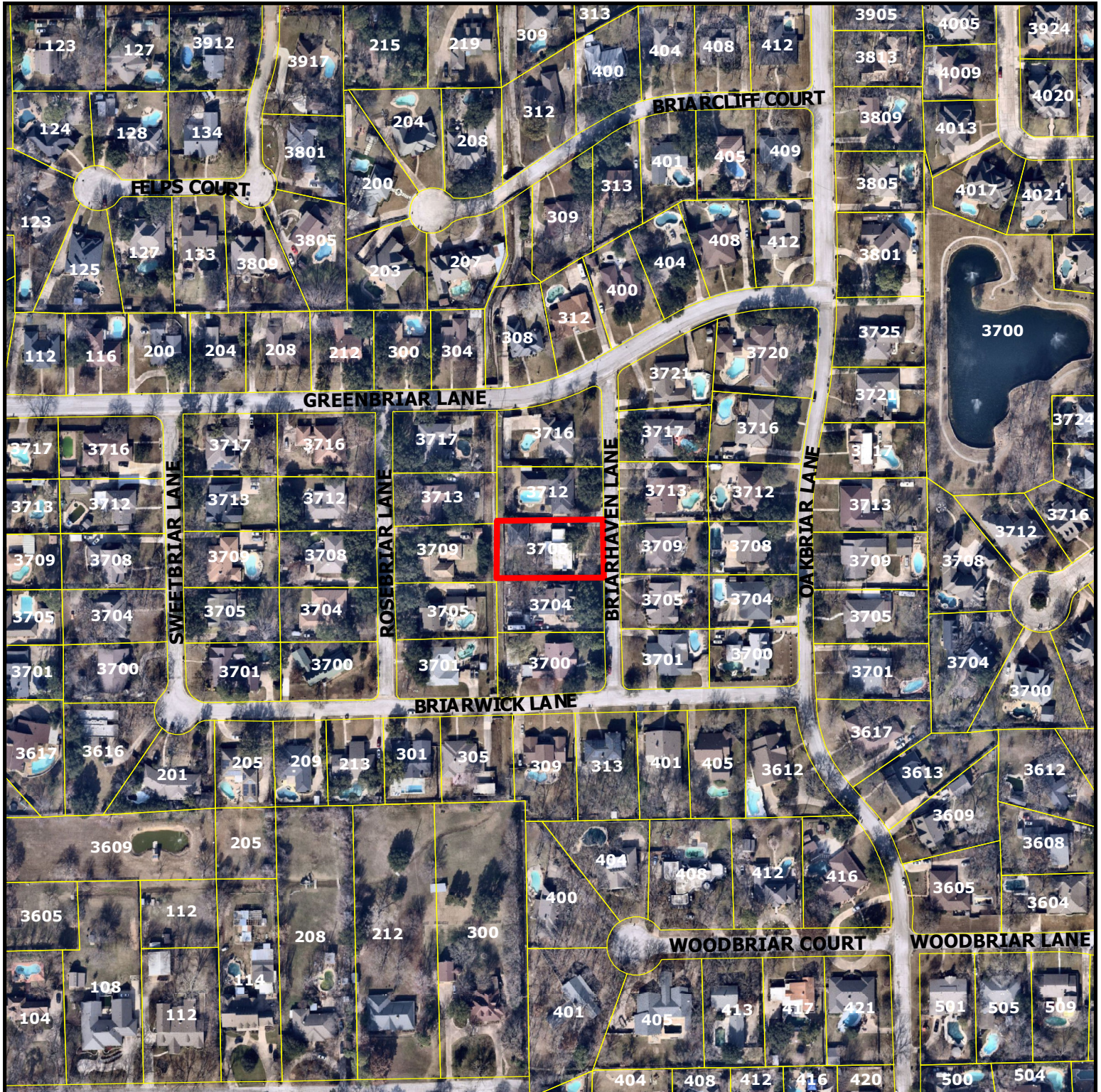
Denial

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map

4. Woodbriar Estates Plat
5. Survey
6. Original Structure - Aerial
7. Structure Modification 1
8. Structure Modification 2
9. Structure Exhibit - Current
10. Notification Map
11. Notification Letter
12. Notification List
13. Ordinance O-22-2204
14. Ordinance O-22-2204 - Optional

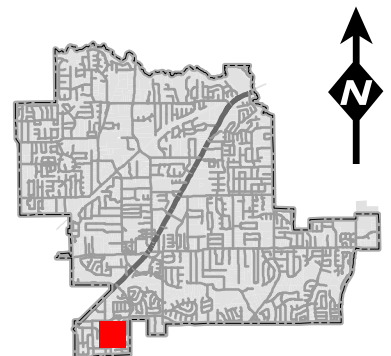
Aerial Map



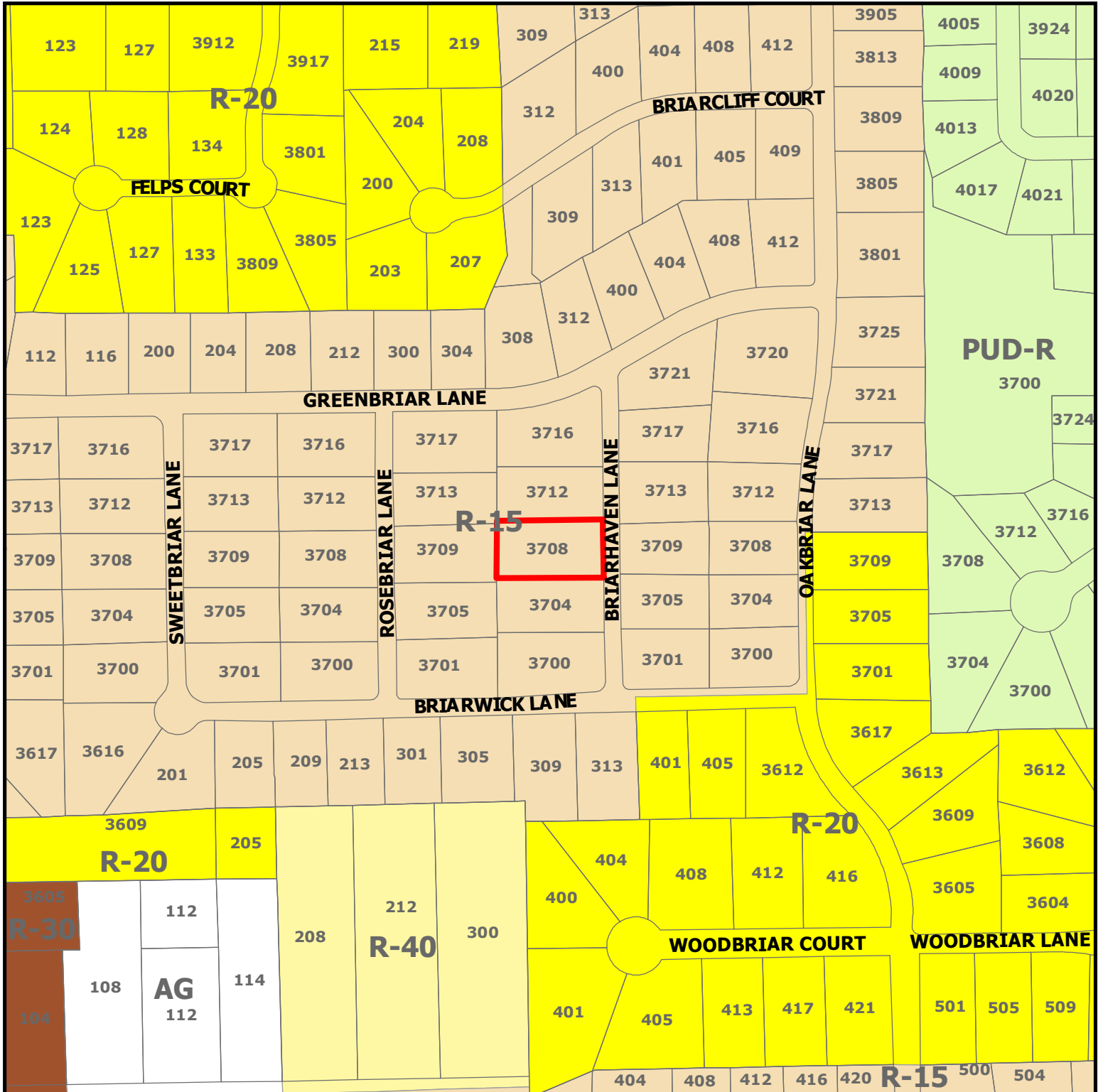
ZC22-013
3708 Briarhaven Lane

DISCLAIMER:
 This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.

 Subject Property



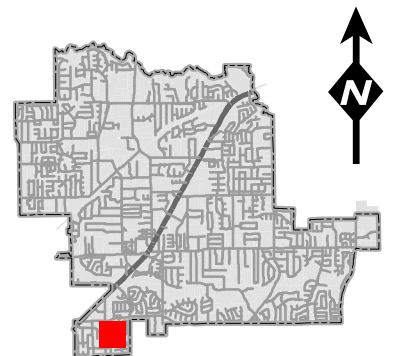
Zoning Map



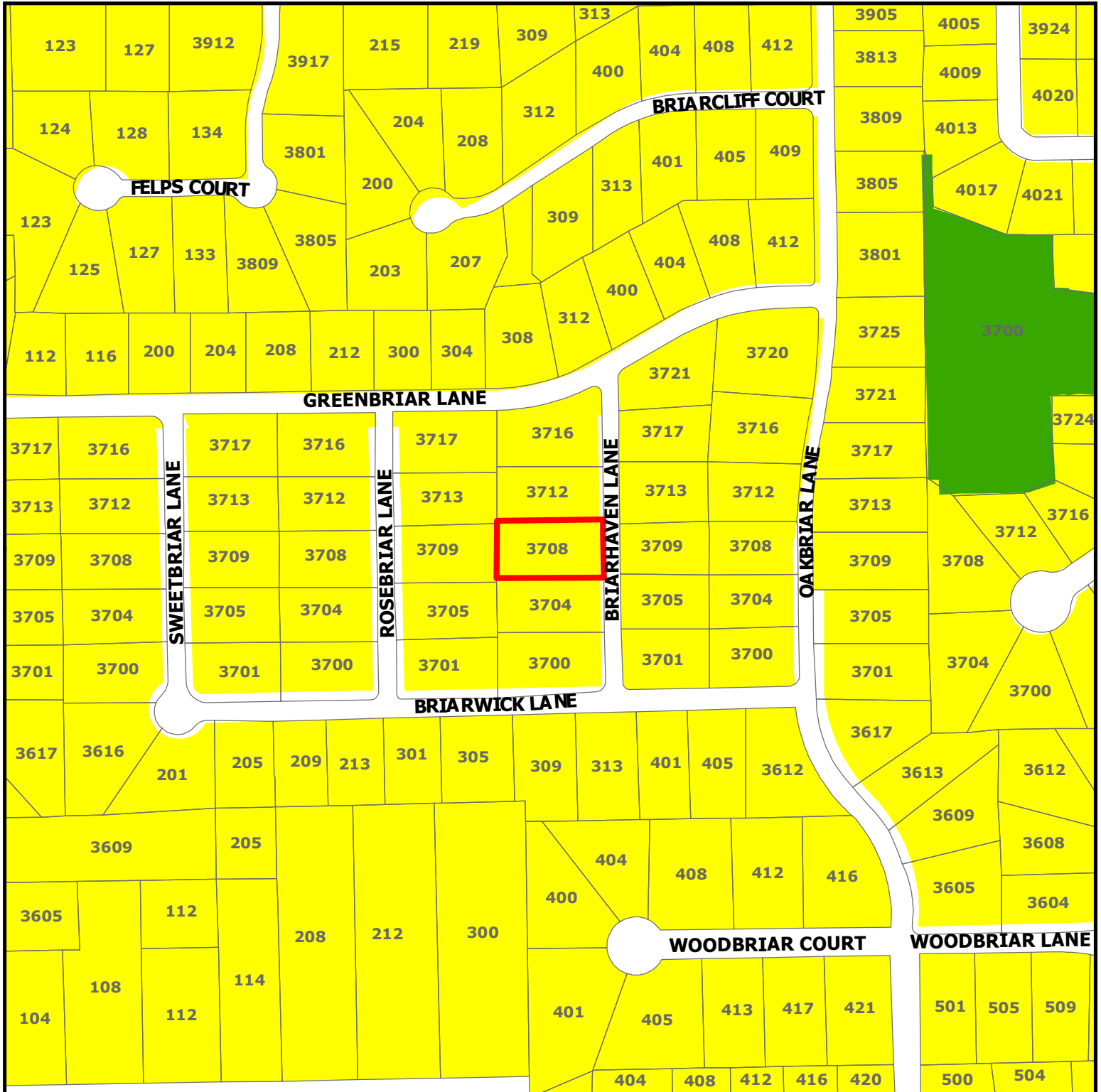
ZC22-013
3708 Briarhaven Lane

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 Subject Property



Future Land Use Map

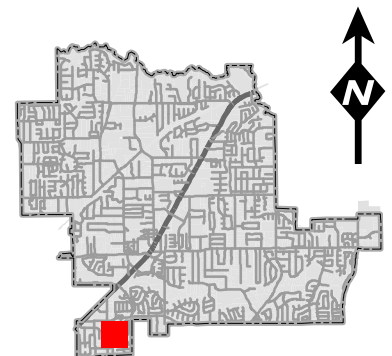
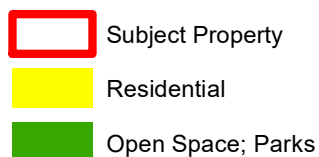


ZC22-013

3708 Briarhaven Lane

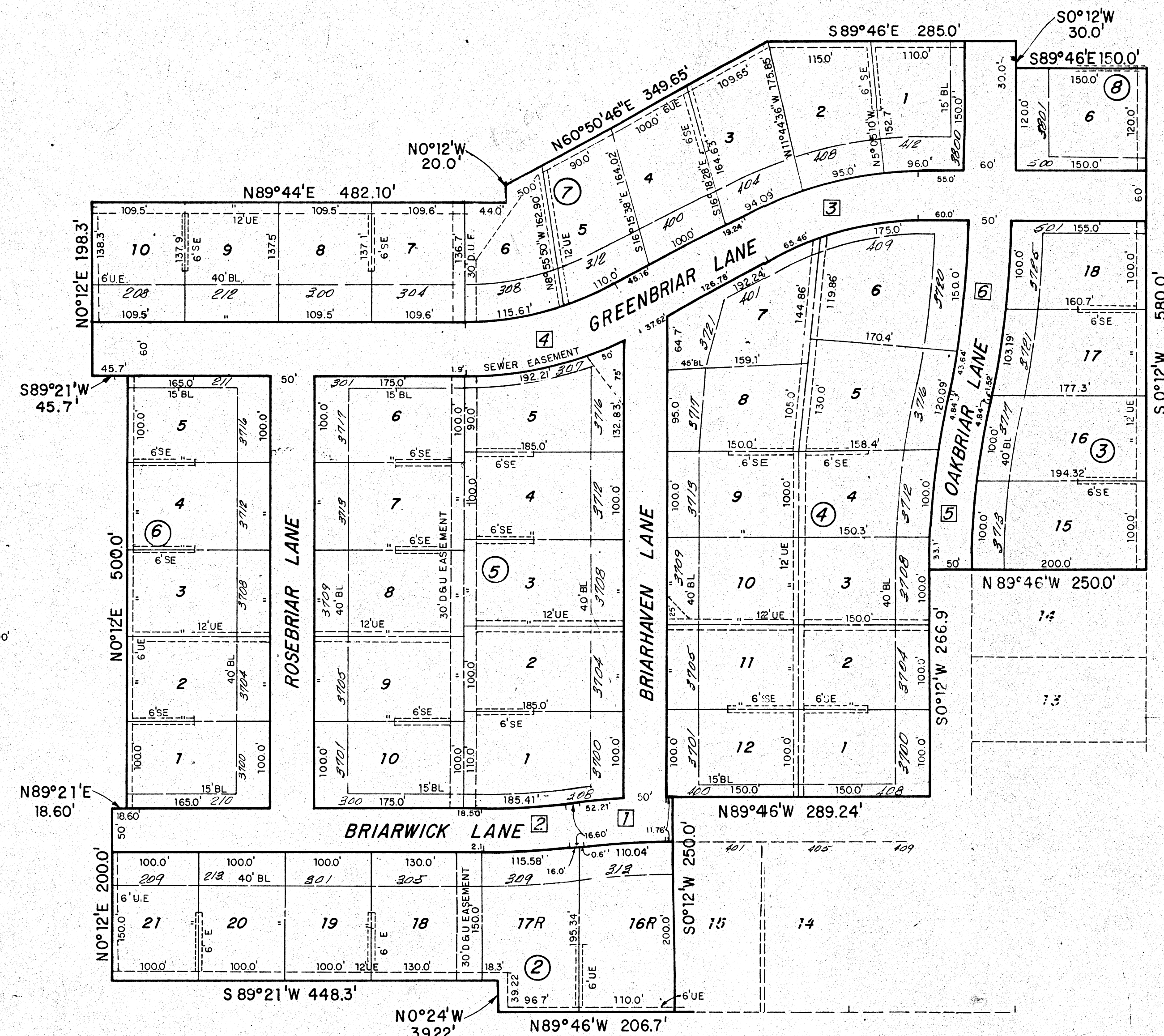
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NOTE ALL EASEMENT MARKED 6' S E ARE SERVICE EASEMENT



Q CURVE DATA

NO.	DELTA	RADIUS	TANG.	LENGTH
1	5°06"	1,122.70'	50'	99.93'
2	4°13'	1,358.00'	50'	99.91'
3	29°01'40"	386.20'	100'	195.66'
4	29°05'	385.51'	100'	195.68'
5	12°41'	899.79'	100'	199.18'
6	12°41'	899.79'	100'	199.18'

PLAT OF
WOODBRIAR ESTATES SECTION TWO
& LOTS 16-R & 17-R BLOCK 2,
WOODBRIAR ESTATES SECTION ONE
AN ADDITION TO THE CITY OF
COLLEYVILLE, TARRANT COUNTY,
TEXAS

NOTE :
THIS PLAT INCLUDES A REVISION TO LOTS 16 & 17, BLOCK 2 AND ALL OF BLOCK 4, SECTION 1
THIS PLAT IS TO SUPERSEDE ALL OTHER RECORDED PLATS ON THIS PROPERTY.

STATE OF TEXAS
COUNTY OF TARRANT

That we, NORTHAMPTON COUNTY COUNCIL, the owners of the following described property, to-wit:

Being a 11.00% were taken from out of the Jonathan Riley survey, Austin, Co., Tarrant County, Texas, and being described as follows:

DEFINING at a point located at the west northeast corner of Lot 11, Block 3, East Briar Estates, Section 600, in addition to the City of Yellowville, DeWitt County, Texas, according to plat located in Volume 24-74, Page 29, Deed Records, Garza County, Texas.

TRENCE North 80 degrees 45 minutes East 159.0 feet;
 TRENCE South 0 degrees 12 minutes East 161.9 feet;
 TRENCE North 0 degrees 16 minutes East 159.24 feet;
 TRENCE South 0 degrees 12 minutes East 161.9 feet;
 TRENCE North 80 degrees 45 minutes East 159.7 feet;
 TRENCE North 0 degrees 12 minutes East 161.22 feet;
 TRENCE South 80 degrees 12 minutes East 148.4 feet;
 TRENCE North 0 degrees 12 minutes East 160.0 feet;
 TRENCE North 10 degrees 12 minutes East 161.7 feet;
 TRENCE South 80 degrees 12 minutes East 147.7 feet;
 TRENCE North 0 degrees 12 minutes East 161.7 feet;
 TRENCE North 80 degrees 12 minutes East 148.10 feet;
 TRENCE North 0 degrees 12 minutes East 160.0 feet;
 TRENCE North 80 degrees 0 minutes 0 seconds East 159.00 feet;
 TRENCE South 80 degrees 0 minutes East 159.0 feet;
 TRENCE South 0 degrees 12 minutes East 161.0 feet;
 TRENCE South 80 degrees 0 minutes East 158.0 feet;
 TRENCE South 80 degrees 0 minutes East 158.0 feet;
 TRENCE South 0 degrees 12 minutes East 161.0 feet to place of
 BEGINNING and CONTINUING 24.00 acres of land.

so hereby admit the attached plat is one plan for subdividing the same. One known as "Country Estates, Section Two and Lots 1-4 and 17-8, to k 2, Ac. 34.91" is in section 24, in addition to the City of Fort Worth, Tarrant County, Texas. The description of streets, easements and boundary lines are to be as shown on attached plat.

J. B. Sandlin
J. B. SANDLIN,
President

STATE OF TEXAS
COUNTY OF DALLAS
before me, the undersigned, a Notary Public in and for said
County and State of Texas, on this 15th day of November, 1947,
presented to me for signature and attestation the foregoing
the parties to the same, who are of legal age, sane, sober, and
able to execute the same, and who are not under any legal disability,
and acknowledged to me that they executed the same for the purposes
and consideration therein expressed.

NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

NOVEMBER 15 1947

C. Luper

APPROVED BY-PLANNING AND ZONING COMMISSION
FOR THE CITY OF COLLEYVILLE, TEXAS.

[Signature]
 CHAIRMAN
 [Signature]
 SECRETARY
 27 NOV 72
 DATE

Recorded in Volume 388-80, Page 18
Deed Records Tarrant County, Texas



 **LOYD BRANSON**
REGISTERED PUBLIC SURVEYOR
1028 NORTH SYLVANIA AVE.
834-3477 76111

I DO HEREBY CERTIFY THAT THIS MAP IS TRUE
& CORRECT AS SURVEYED ON THE GROUND.

Lloyd Branson
LOYD BRANSON

DATE 11-10-77

WARRIAR ESTS.

Surveyed By:

TerraCorp

terraCorp Associates LLC #101855-00
3180 Broadway Blvd
Suite 216
Dallas, TX 75204

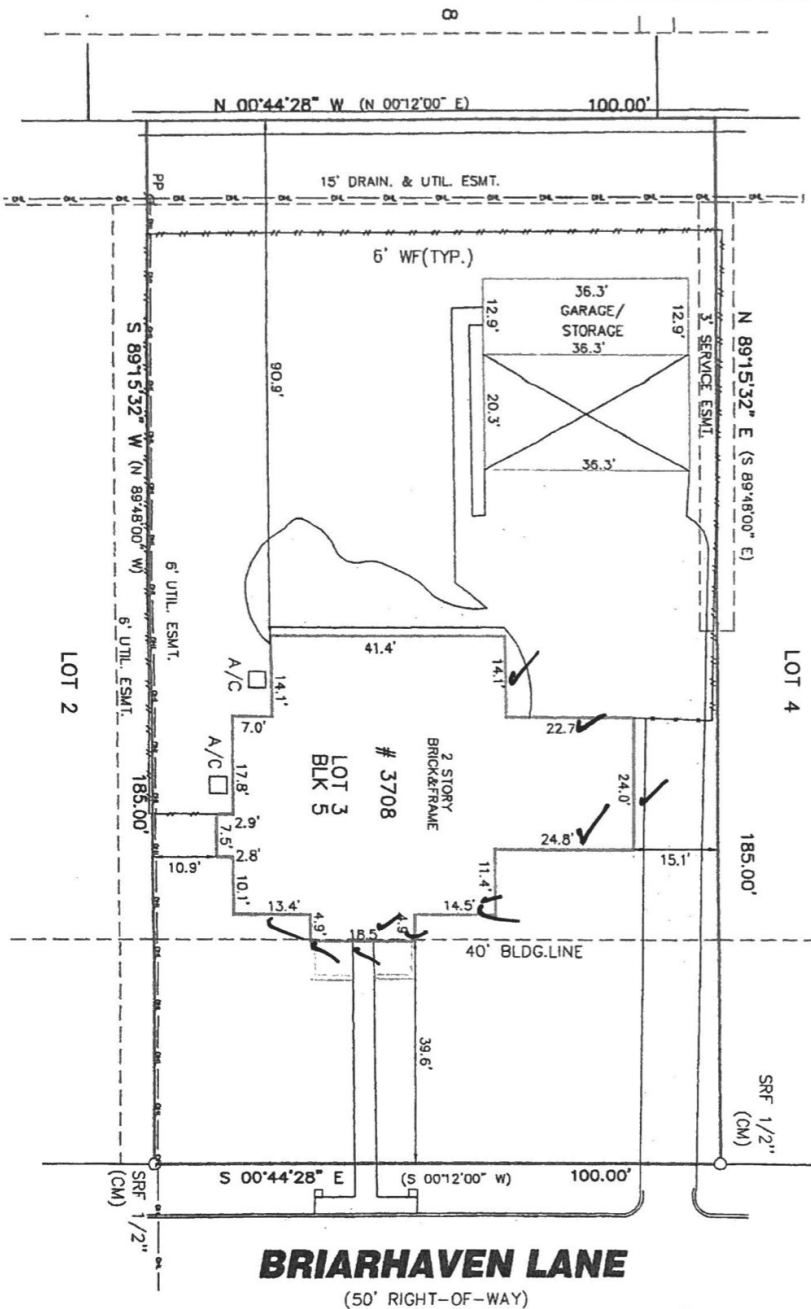
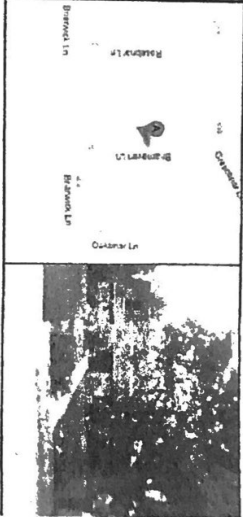
www.terraCorpSurvey.com
enr@terraCorpSurvey.com
P 972-866-4526
F 972-866-4527

Ordered By:

Marcus Rush
Addison Branch
16301 Quorum Drive, Suite 1208
Addison, TX 75001
Phone 214-445-2936
marcus.rush@imortgage.com

imortgage

Property Address:	3708 Briarhaven Lane, Colleyville, TX 76034	TerraCorp Order No.:	TX1204-1176
Client Order Number:	CV12635948	Completed Date:	04/20/12
Legal Description:	LOT 3, BLOCK 5, WOODBRIAR ESTATES, SECTION II, AN ADDITION TO THE CITY OF COLLEYVILLE, TARRANT COUNTY, TEXAS, ACCORDING TO MAP OR PLAT THEREOF RECORDED IN VOLUME 388-80, PAGE(S) 18, OF THE MAP AND/OR PLAT RECORDS OF TARRANT COUNTY, TEXAS.		
Map Order To:	Mortgage Family Trust, Header - Fair First, American Title: IMORTGAGE.COM		



NOTES

1. Bearings shown hereon are based on NAD83/CORR96, EPOCH 2002) tied to the Texas Coordinate System of 1983, North Central Zone (4202) using the Geospatial RTX GPS Network.

2. The following items are from Schedule B, Commitment for Title Insurance, First American Title Insurance Company, CF No. CV12635948, Issued April 27, 2012.

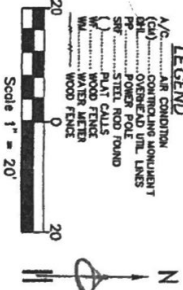
10c. A levy foot building line along the front property line as set out on plat recorded in Volume 388-80, Page 18 of the Plat Records of Tarrant County, Texas.

10d. A lot utility easement along the South property line, as shown on plat recorded in Volume 388-80, Page 18 of the Plat Records of Tarrant County, Texas.

The convergence/merging angle is 00°43'43" with a combined scale factor of 0.99983236.

FLOOD NOTE

According to the FEMA 48488C20K the property does lie in "Zone X" and does not lie within the 100-year flood zone.



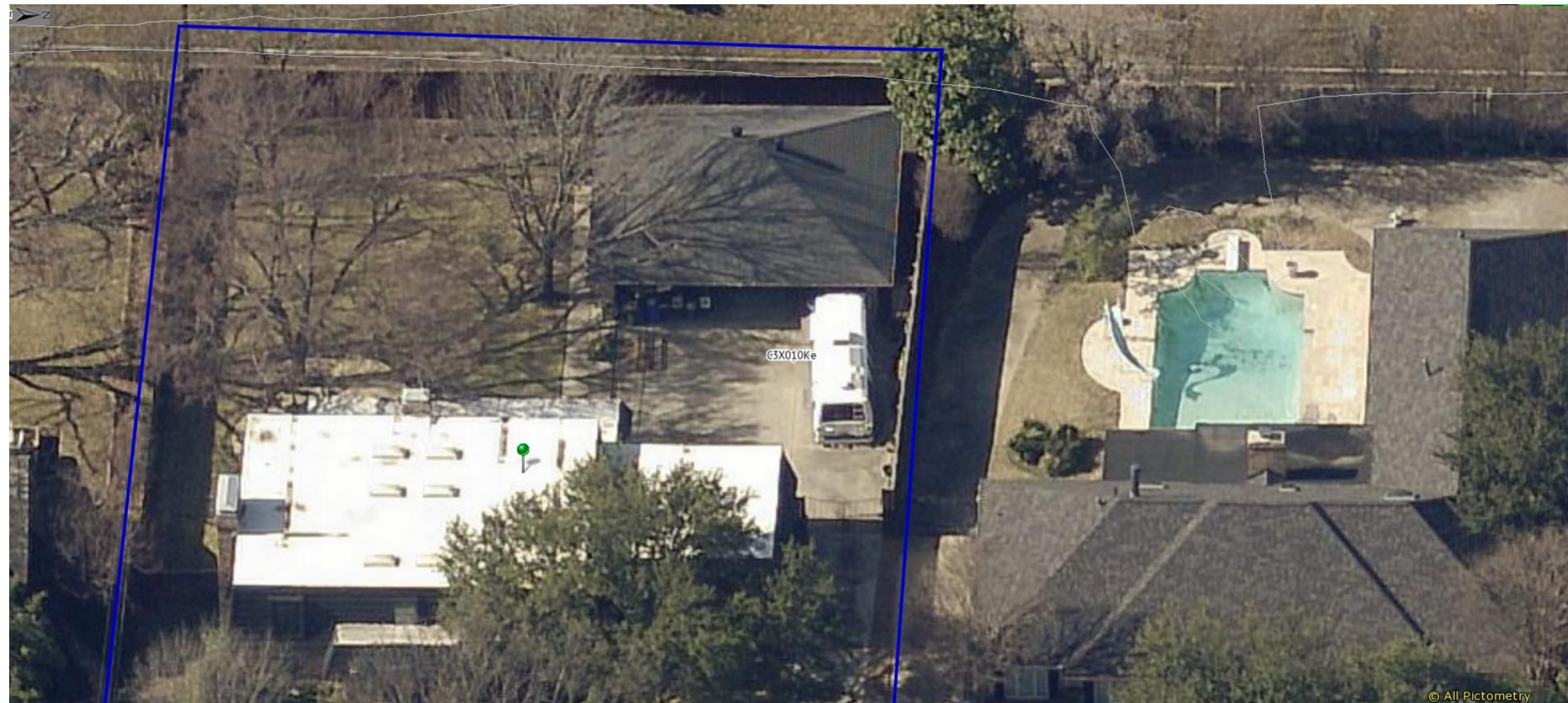
I hereby certify that this plat represents the results of a survey made on the ground on the 20th day of April, 2012.

Signed 20th day of April, 2012

Neil D. Culver

NEIL D. CULVER
STATE OF TEXAS
LAND SURVEYOR
5211

Photo

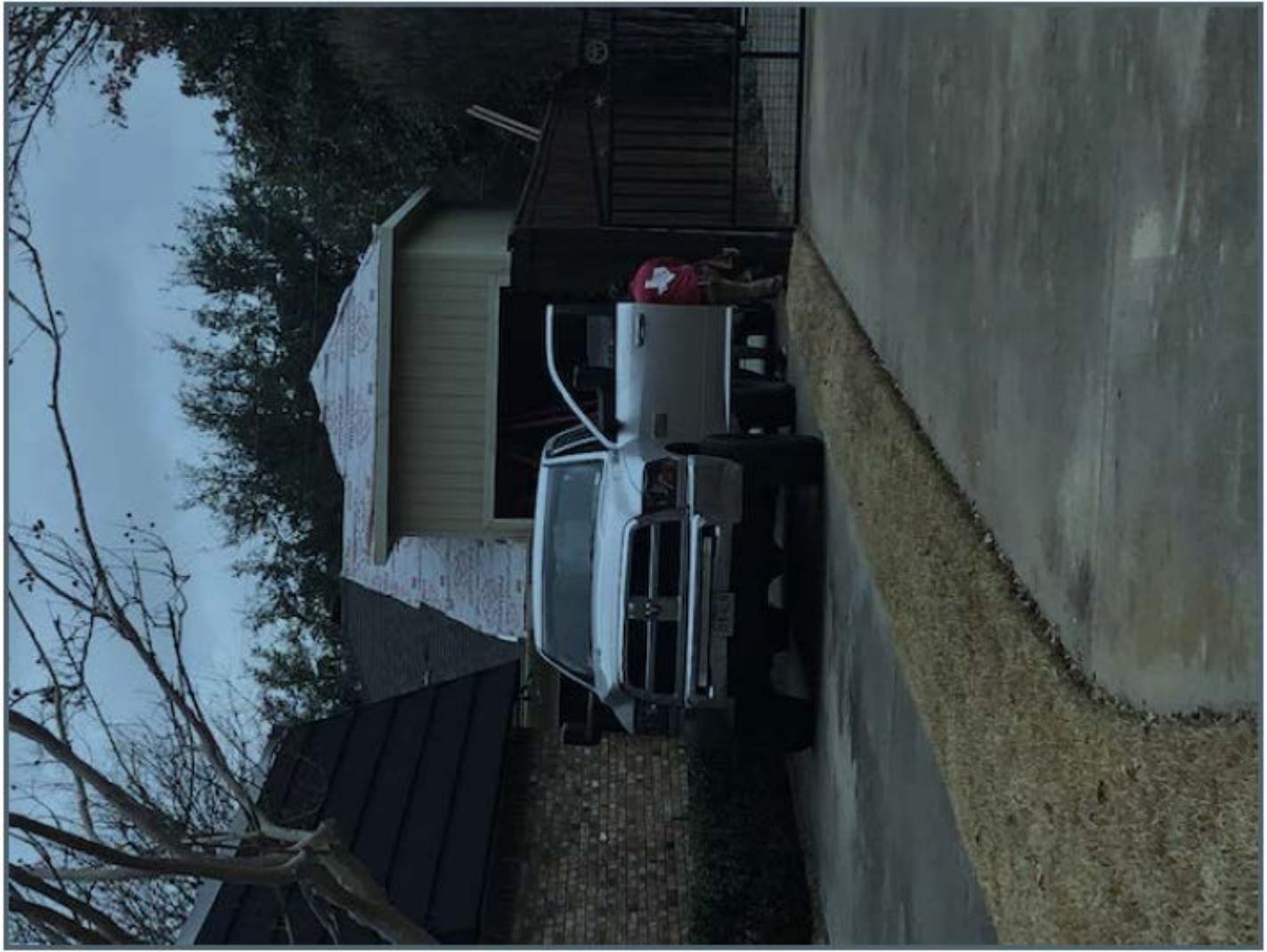


01/12/2021

From: [Les Folse](#)
To: [Les Folse](#)
Date: Tuesday, February 8, 2022 10:06:17 AM



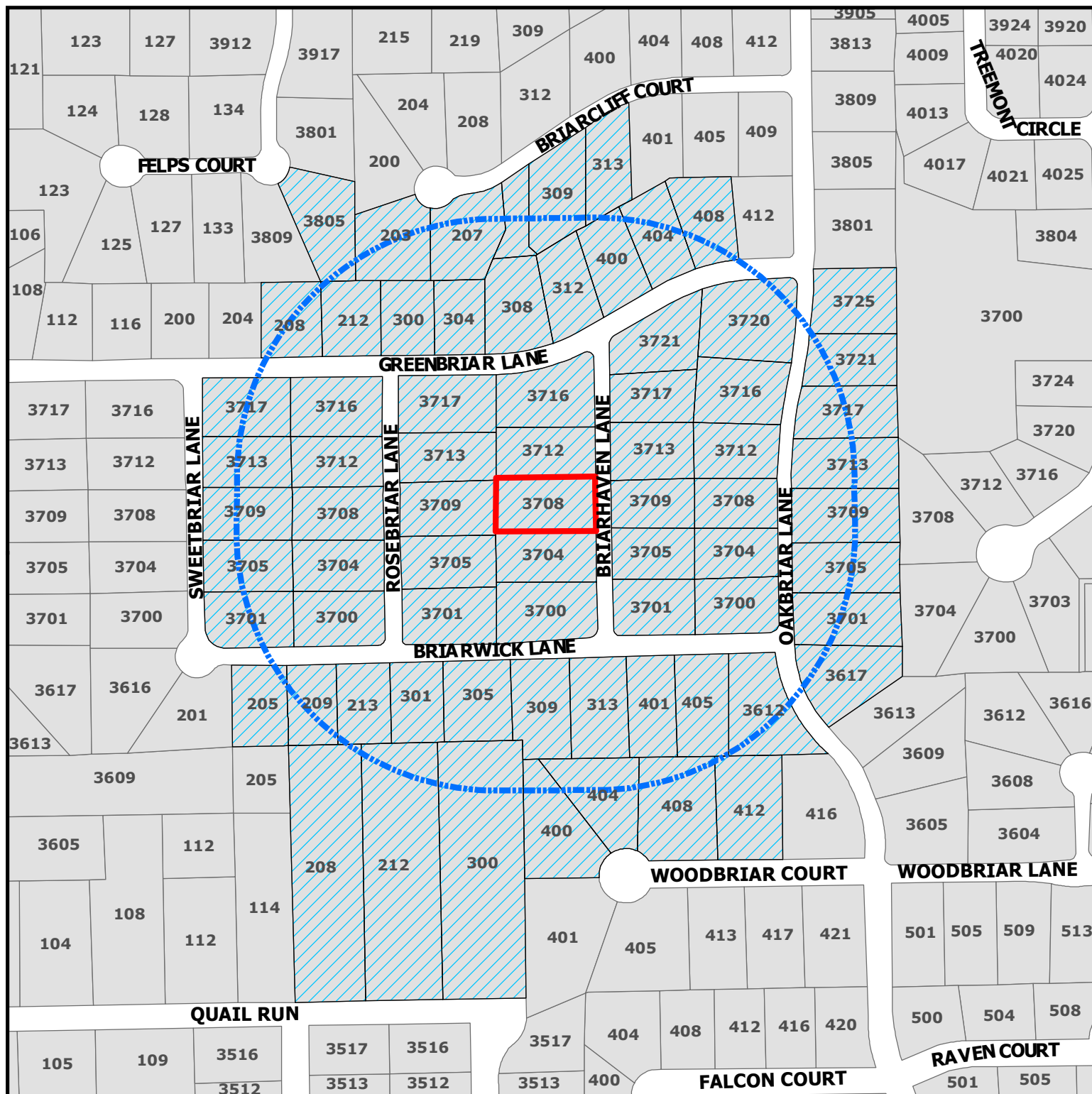
Sent from my iPhone







Notification Map



ZC22-013

3708 Briarhaven Lane

DISCLAIMER:

This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.



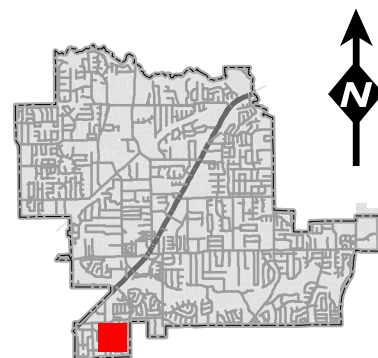
Subject Property



500ft Buffer



Properties within 500ft





NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, May 9, 2022 at 7:00 p.m.
City Council Meetings: Tuesday, June 7, 2022 & Tuesday, June 21, 2022 at 7:30 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a Special Use Permit for an accessory building to exceed the permitted lot coverage for accessory buildings and to exceed the maximum height allowed at a 5-foot setback. The purpose is to allow for an existing, oversized accessory building to remain that was modified with a taller wall and roofline to penetrate the vertical height envelope for accessory buildings. The maximum height of the wall allowed at the 5-foot setback is 8 feet tall. The maximum size for accessory buildings is 4% of the lot area.

Zoning Case: ZC22-013

Applicant: Will Priest

Owner: Will Priest

Location: 3708 Briarhaven Lane

Property Description: Lot 3, Block 5, Woodbriar Estates Addition

Present Zoning: R-15 Single Family Residential

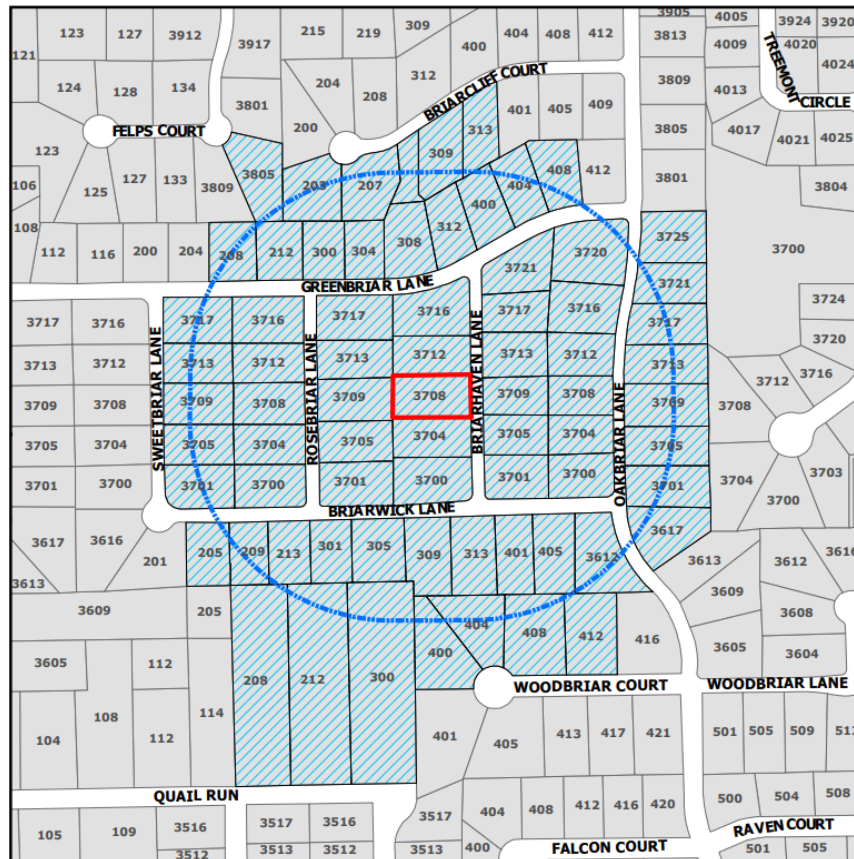
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

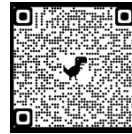
Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034

NOTICE OF PUBLIC HEARING

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
BELLEFEUILLE, PHIL	3713 ROSEBRIAR LN	COLLEYVILLE, TX
ODOMORE, FRIDAY	313 BRIARWICK LN	COLLEYVILLE, TX
WATTS, JENNINGS R	3717 ROSEBRIAR LN	COLLEYVILLE, TX
MOORE, NICHOLAS	209 BRIARWICK LN	COLLEYVILLE, TX
CEKUTA, CHRISTOPHER	309 BRIARCLIFF CT	COLLEYVILLE, TX
DENYER, STUART	308 GREENBRIAR LN	COLLEYVILLE, TX
HELSTOWSKI, PATRICIA	408 WOODBRIAR CT	COLLEYVILLE, TX
BERNAL, DANIEL	3717 OAKBRIAR LN	COLLEYVILLE, TX
MORAN, JAMES R	3701 SWEETBRIAR LN	COLLEYVILLE, TX
JONES, DAN W	404 GREENBRIAR LN	COLLEYVILLE, TX
ALLRED, JON G	3700 ROSEBRIAR LN	COLLEYVILLE, TX
SIDES, MICHAEL	3705 ROSEBRIAR LN	COLLEYVILLE, TX
CARLSON, SCOTT A	300 QUAIL RUN	COLLEYVILLE, TX
HALCOMB, RANDY	212 GREENBRIAR LN	COLLEYVILLE, TX
HOLLOWAY, LENDON	3709 BRIARHAVEN LN	COLLEYVILLE, TX
EVANS, JON R	313 BRIARCLIFF CT	COLLEYVILLE, TX
INGERSOLL, MICHAEL	3717 SWEETBRIAR LN	COLLEYVILLE, TX
LYNCH, VICKI	3713 BRIARHAVEN LN	COLLEYVILLE, TX
GRIFFITH, CARL D	3700 OAKBRIAR LN	COLLEYVILLE, TX
MCDOUGALL, JASON	PO BOX 1242	BRIDGEPORT, TX
WITT, ROBERT W	3716 ROSEBRIAR LN	COLLEYVILLE, TX
BROWN, MICHELLE	3705 SWEETBRIAR LN	COLLEYVILLE, TX
GLENN, JAMES W	212 QUAIL RUN	COLLEYVILLE, TX
WHITMIRE, DONALD R	205 BRIARWICK LN	COLLEYVILLE, TX
AKSENTOWITZ, J	3708 OAKBRIAR LN	COLLEYVILLE, TX
WARREN, MARY	3700 BRIARHAVEN LN	COLLEYVILLE, TX
LENHART FAMILY LIVING TRUST	412 WOODBRIAR CT	COLLEYVILLE, TX
ROBERTS, SHONNA K	3721 BRIARHAVEN LN	COLLEYVILLE, TX
BERRY, CRAIG	3617 OAKBRIAR LN	COLLEYVILLE, TX
DUGGAN, RICHARD L	3704 ROSEBRIAR LN	COLLEYVILLE, TX
CAMPBELL, CANDACE	3601 SAN BAR LN	COLLEYVILLE, TX
STALLINGS, TERRY A	208 QUAIL RUN	COLLEYVILLE, TX
BASHAM, FRANCINE C	203 BRIARCLIFF CT	COLLEYVILLE, TX
MONTAGUE, JEFFREY	3717 BRIARHAVEN LN	COLLEYVILLE, TX
POWELL, ROBERT L	3712 ROSEBRIAR LN	COLLEYVILLE, TX
CUSICK, LAURANCE A	3701 OAKBRIAR LN	COLLEYVILLE, TX
BUDRI, AZIZ K	400 GREENBRIAR LN	COLLEYVILLE, TX
BRANCH, SONDRAL GAIL	304 GREENBRIAR LN	COLLEYVILLE, TX
MARINO, ROBERT A	3725 OAKBRIAR LN	COLLEYVILLE, TX
GOODSON, TONI	3712 BRIARHAVEN LN	COLLEYVILLE, TX
GRAMLING, M S	208 GREENBRIAR LN	COLLEYVILLE, TX
ZAK, GARY	3705 OAKBRIAR LN	COLLEYVILLE, TX
SCHRAEDER, ROBERT	213 BRIARWICK LN	COLLEYVILLE, TX
GALLEGOS, ELVIS	300 GREENBRIAR LN	COLLEYVILLE, TX
WARMERDAM, BRADLEY	3721 OAKBRIAR LN	COLLEYVILLE, TX
PRIEST, WILLIAM	3708 BRAIRHAVEN LN	COLLEYVILLE, TX
SWAIN, THERESA	301 BRAIRWICK LN	COLLEYVILLE, TX
DASHNER, MELVIN L	3716 OAKBRIAR LN	COLLEYVILLE, TX
LACKEY, DUSTIN	3713 OAKBRIAR LN	COLLEYVILLE, TX
WOLFE, JAMES D	3704 BRIARHAVEN LN	COLLEYVILLE, TX
REEVES, DAVID A	305 BRIARWICK LN	COLLEYVILLE, TX
MURPHY, JAMES F	3709 SWEETBRIAR LN	COLLEYVILLE, TX
TAMAYO, JESSE F	3708 ROSEBRIAR LN	COLLEYVILLE, TX
KAHLER, LEON	401 BRIARWICK LN	COLLEYVILLE, TX

NORTHEAST CONSTR CO INC	5137 DAVIS BLVD	NORTH RICHLAND HILLS, TX
RIZKAL, SAM P	3704 OAKBRIAR LN	COLLEYVILLE, TX
TABORSKY, ANNA	408 GREENBRIAR LN	COLLEYVILLE, TX
KUNEY HAZEL MAY REVOCABLE LIVI	309 BRIARWICK LN	COLLEYVILLE, TX
ALTSCHUL, DANIEL	3701 BRIARHAVEN LN	COLLEYVILLE, TX
THOMAS, STEVE R	312 GREENBRIAR LN	COLLEYVILLE, TX
HODGES, CHEVI	3701 ROSEBRIAR LN	COLLEYVILLE, TX
BARTLETT, DEL W	3805 FELPS CT	COLLEYVILLE, TX
SZAKIN, PETER T	3712 OAKBRIAR LN	COLLEYVILLE, TX
HASKELL, NORMAN E	3709 OAKBRIAR LN	COLLEYVILLE, TX
MATHIS, CECIL S	3709 ROSEBRIAR LN	COLLEYVILLE, TX
BOBBY RAY AND CHERYL VIRGINIA	405 BRIANWICK LN	COLLEYVILLE, TX
DINSER 2004 FAMILY TRUST	3612 OAKBRIAR LN	COLLEYVILLE, TX
HALL, JUDY	400 WOODBRIAR CT	COLLEYVILLE, TX
DOUGHTY, RALPH O	404 WOODBRIAR CT	COLLEYVILLE, TX
WITHROW, KARI	3716 BRIARHAVEN LN	COLLEYVILLE, TX
BENNETT, JERRY LEE	3705 BRIARHAVEN LN	COLLEYVILLE, TX
GARMAN, DONALD J	3720 OAKBRIAR LN	COLLEYVILLE, TX
WOODBRIAR ESTATES ADDITION	3700 SWEETBRIAR	COLLEYVILLE, TX
WOODS OF COLLEYVILLE ADDN, THE	4024 TREEMONT CIRCLE	COLLEYVILLE, TX
WOODBRIAR NORTH ADDITION	3700 SWEETBRIAR	COLLEYVILLE, TX
QUAIL CREST ESTATES	408 FALCON COURT	COLLEYVILLE, TX
HURST EULESS BEDFORD ISD	1849 CENTRAL DR	BEDFORD, TX

ORDINANCE O-22-2204

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON 0.38 ACRES, BEING LOT 3, BLOCK 5, WOODBRIAR ESTATES ADDITION, LOCATED AT 3708 BRIARHAVEN LANE, BY AUTHORIZING A SPECIAL USE PERMIT FOR AN ACCESSORY BUILDING TO EXCEED THE PERMITTED LOT COVERAGE AND HEIGHT FOR ACCESSORY BUILDINGS; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a Special Use Permit for an accessory building to exceed the permitted lot coverage and height for accessory buildings, Case No. ZC22-013; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT all the foregoing premises and findings are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

Sec. 2. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by

authorizing a Special Use Permit for an accessory building to exceed the permitted lot coverage and height for accessory buildings on lot on 0.38 acres, being Lot 3, Block 5, Woodbriar Estates Addition, located at 3708 Briarhaven Lane, as depicted on the attached as Exhibit "A".

Sec. 3. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.

Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

a. The Special Use Permit shall apply to the existing 1,545 s.f. accessory building to be taller than permitted and exceed the maximum permitted lot coverage.

b. The accessory building shall be generally consistent with the site plan and building plans as depicted on the attached Exhibit "B".

c. The accessory building shall be generally consistent with the building elevations and floor plan as depicted on the attached Exhibit "C".

d. All requirements of the Land Development Code shall be met, except where amended herein.

Sec. 5. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.

Sec. 6. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.

Sec. 7. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.

Sec. 8. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 7th day of June 2022.

The second reading and public hearing being conducted on the 6th day of July 2022.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS ON THIS THE 6TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit "A" - Location and Zoning Map

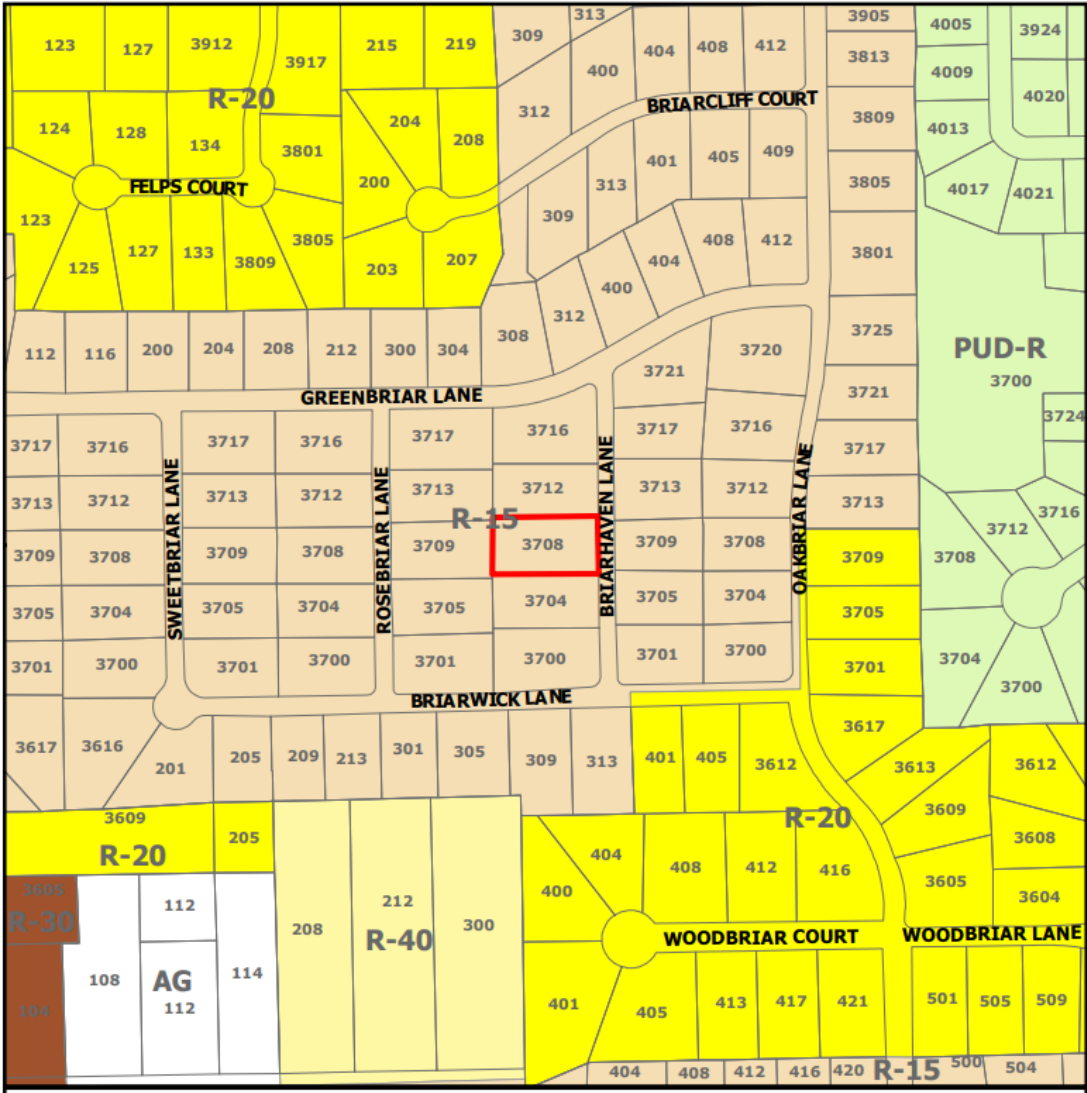


Exhibit "B" – Site Plan

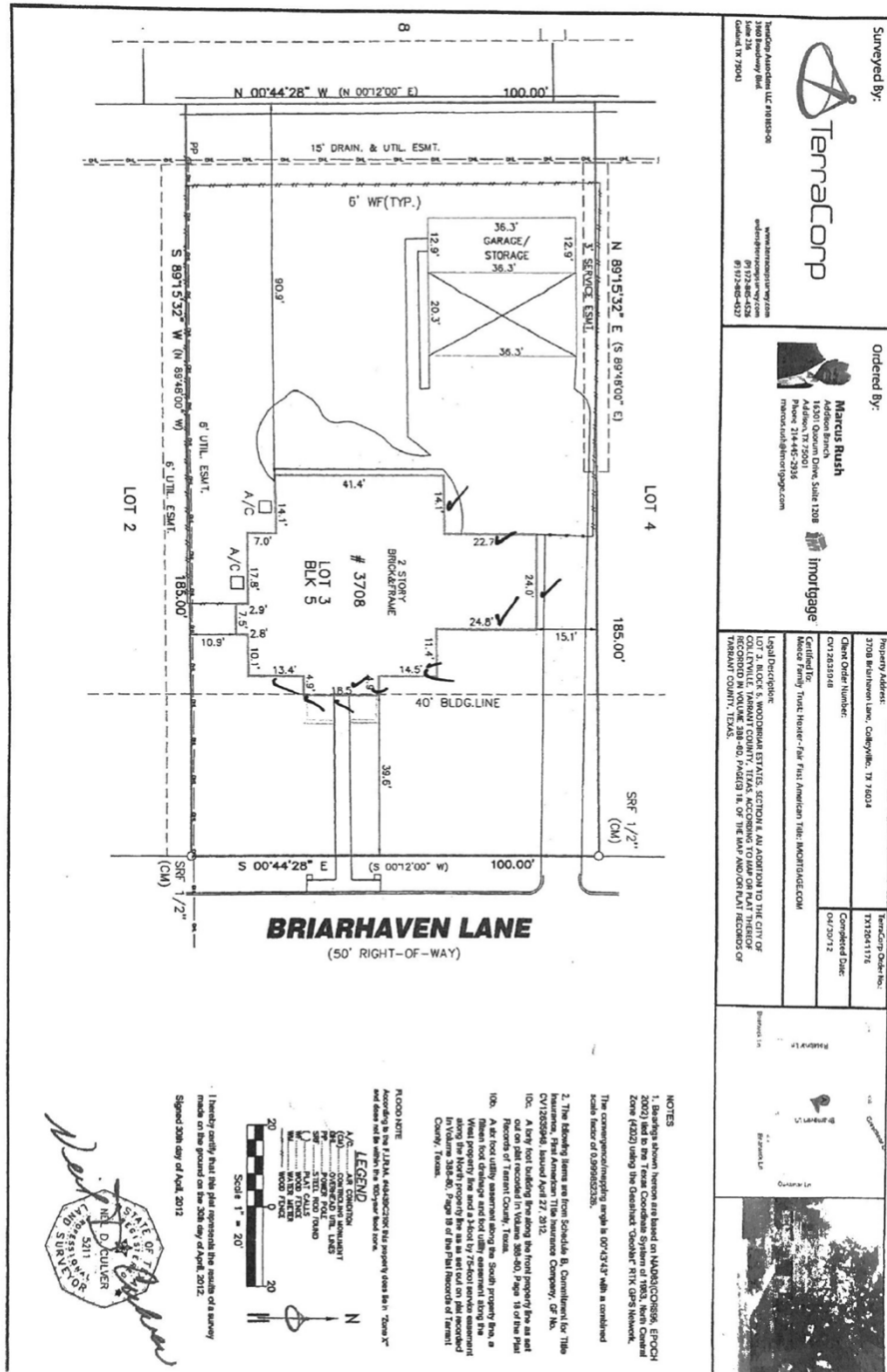


Exhibit "C" – Elevation





ORDINANCE O-22-2204

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON 0.38 ACRES, BEING LOT 3, BLOCK 5, WOODBRIAR ESTATES ADDITION, LOCATED AT 3708 BRIARHAVEN LANE, BY AUTHORIZING A SPECIAL USE PERMIT FOR AN ACCESSORY BUILDING TO EXCEED THE PERMITTED LOT COVERAGE AND HEIGHT FOR ACCESSORY BUILDINGS; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a Special Use Permit for an accessory building to exceed the permitted lot coverage and height for accessory buildings, Case No. ZC22-013; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT all the foregoing premises and findings are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

Sec. 2. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by

authorizing a Special Use Permit for an accessory building to exceed the permitted lot coverage and height for accessory buildings on lot on 0.38 acres, being Lot 3, Block 5, Woodbriar Estates Addition, located at 3708 Briarhaven Lane, as depicted on the attached as Exhibit "A".

Sec. 3. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.

Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

- a. The Special Use Permit shall apply to the existing 1,545 s.f. accessory building to be taller than permitted and exceed the maximum permitted lot coverage.
- b. The accessory building shall be generally consistent with the site plan and building plans as depicted on the attached Exhibit "B".
- c. The accessory building shall be generally consistent with the building elevations and floor plan as depicted on the attached Exhibit "C" and subject to the following:
 1. Brick shall be provided on all sides of the accessory building. (Options: front façade only or front façade & a portion of the sides)
 2. The brick shall be installed within 90 days of approval.
- d. A fine of \$2,500 shall be assessed for work being done without a permit.
- e. All requirements of the Land Development Code shall be met, except where amended herein.

Sec. 5. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable

by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.

- Sec. 6. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.
- Sec. 7. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.
- Sec. 8. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 7th day of June 2022.

The second reading and public hearing being conducted on the 21st day of June 2022.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS ON THIS THE 21ST DAY OF JUNE 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

____ Mayor Pro Tem Kathy Wheat
____ George Bond, Place 2
____ Chuck Kelley, Place 5

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

OPTIONAL

The map displays a grid of streets and lots in a portion of the City of Portland, Oregon. The streets shown include Briarcliff Court, Felps Court, Greenbriar Lane, Briarhaven Lane, Briarwick Lane, Sweetbriar Lane, Rosebriar Lane, Oakbriar Lane, Woodbriar Court, and Woodbriar Lane. The map is color-coded by zoning district: yellow for Residential Single-Family (R-20, R-30, R-40), orange for Residential Medium-Density (R-15), green for Planned Urban Development (PUD-R), and brown for General Commercial (AG). A red rectangle highlights a specific lot at the intersection of Briarhaven Lane and Greenbriar Lane, which is zoned R-15. The map also shows numerous lot numbers and the names of the zoning districts within each area.

Surveyed By:		 TerraCorp		 TerraCorp	
Burlington, Vermont, LLC 05403-0204 3300 Montpelier Blvd. Suite 204 Burlington, VT 05404		Burlington, Vermont, LLC 05403-0204 3300 Montpelier Blvd. Suite 204 Burlington, VT 05404		Burlington, Vermont, LLC 05403-0204 3300 Montpelier Blvd. Suite 204 Burlington, VT 05404	
Ordered By:		 Marcus Rush		 Marcus Rush	
Address: 3300 Montpelier Blvd., Suite 204 Burlington, VT 05404 Phone: 214-445-2935 Email: marcus@terra-corp.com		Address: 3300 Montpelier Blvd., Suite 204 Burlington, VT 05404 Phone: 214-445-2935 Email: marcus@terra-corp.com		Address: 3300 Montpelier Blvd., Suite 204 Burlington, VT 05404 Phone: 214-445-2935 Email: marcus@terra-corp.com	
 imortage		 imortage		 imortage	
Property Address: 37310B Northwestern Ave., Caryville, TN 38024		Property Address: 37310B Northwestern Ave., Caryville, TN 38024		Property Address: 37310B Northwestern Ave., Caryville, TN 38024	
Client Order Number: CTR325348		Client Order Number: CTR325348		Client Order Number: CTR325348	
Confidential Date: 04/20/12		Confidential Date: 04/20/12		Confidential Date: 04/20/12	
Certified To: Michele Perry, Vice President, First American Title, Mortgage & Escrow		Certified To: Michele Perry, Vice President, First American Title, Mortgage & Escrow		Certified To: Michele Perry, Vice President, First American Title, Mortgage & Escrow	
Local Jurisdiction: LOT 2, BLOCK 5, WOODBINE ESTATES, SECTION 8, AN ADDITION TO THE CITY OF CUMMINGS, TARRANT COUNTY, TEXAS, ACCORDING TO PLAT OF PLAT 16142 OF TARRANT COUNTY, TEXAS, 44-265, PLAT 16, OF THE 54TH AND 55TH RANGES OF TARRANT COUNTY, TEXAS.		Local Jurisdiction: LOT 2, BLOCK 5, WOODBINE ESTATES, SECTION 8, AN ADDITION TO THE CITY OF CUMMINGS, TARRANT COUNTY, TEXAS, ACCORDING TO PLAT OF PLAT 16142 OF TARRANT COUNTY, TEXAS, 44-265, PLAT 16, OF THE 54TH AND 55TH RANGES OF TARRANT COUNTY, TEXAS.		Local Jurisdiction: LOT 2, BLOCK 5, WOODBINE ESTATES, SECTION 8, AN ADDITION TO THE CITY OF CUMMINGS, TARRANT COUNTY, TEXAS, ACCORDING TO PLAT OF PLAT 16142 OF TARRANT COUNTY, TEXAS, 44-265, PLAT 16, OF THE 54TH AND 55TH RANGES OF TARRANT COUNTY, TEXAS.	

Exhibit "C" – Elevation







City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 7a

Agenda Date 7/6/2022

Number Resolution R-22-4745

Type Resolution

Department Community Development

Title

Consideration of a replat with a plat waiver for lot size for Lot 15R1, Block 1, Wescoat Place Addition, being Lot 15 W1/2, Block 1, Wescoat Place Addition, located at 6105 Bettinger Drive, Case PC22-008

Strategic Plan

4.1 Protect Colleyville's semi-rural residential character

Explanation

Reading and Public Hearing

John Hickerson, the applicant, has submitted a request for a replat with a plat waiver for lot size on Lot 15R1, Block 1, Wescoat Place Addition; being approximately 0.697 acres; and zoned R-40 Single Family Residential. The purpose is to replat the property in order to create one lot for the construction of a new single family home.

Existing Conditions/Background: The subject property, 6105 Bettinger Drive, resides on the east side of Bettinger Drive south of the intersection of White Drive. The subject property has R-40 zoning and is currently undeveloped.

Proposed Zoning: Request – The applicant requests to replat the property and maintain the R-40 Single Family zoning district. The minimum standards for the R-40 zoning district are as follows:

Minimum Lot Size	40,000 sf.	30,355 SF
Minimum Lot Width	150 feet	±152 feet
Minimum Lot Depth	150 feet	±200 feet
Front Building Line	40 feet	
Side Building Line	15 feet	
Rear Building Line	25 feet	
Max. Lot Coverage	20%	
Max. Impervious Coverage	50%	

Analysis: The proposed replat is compatible with the R-40 zoning district except for the lot area which is 30,355 sq.ft, and requires a plat waiver. If the plat waiver is not approved, then the property would need to be rezoned to the R-30 Single Family Residential zoning district. A request to rezone the property to the R-30 Single Family

Residential district is also being processed. If the zoning is approved, then the plat waiver is no longer needed, as the lot will comply with all R-30 dimensional standards.

Surrounding Development: The properties to the north, south, and east are zoned R-40 Single Family Residential district and are improved with single family homes. The property to the west is zoned R-20 Single Family Residential district and is improved with a single family home.

Plat Status: The property is identified as Lot 15 W1/2, Block 1, Wescoat Place Addition.

DRC Review: The DRC met on May 23rd and offered the following comments to the applicant:

1. Rename Ballinger Road to Bettinger Road.
2. Provide an accurate date of preparation.
3. Update all the calls and the square footage to be accurate.
4. Provide a 16' drainage and utility easement along the back property line.

Tree Preservation: Any subdivision of the subject property must comply with Chapter 5 (Tree Preservation) of the Land Development Code. Where any tree is slated for removal, no site grading, dirt disturbance or new construction may occur on the property until a Tree Removal Permit has been issued that is associated with an approved Tree Preservation Plan.

In addition to the requirements for submittal of a Tree Removal Permit and Tree Preservation Plan, future development on the site must maintain the minimum existing protected tree canopy coverage as required in Chapter 5.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff recommends approval of the replat with a plat waiver for lot size.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the replat at their June 13, 2022 meeting by a vote of 5-0.

Financial Impact

There is no financial impact to the City.

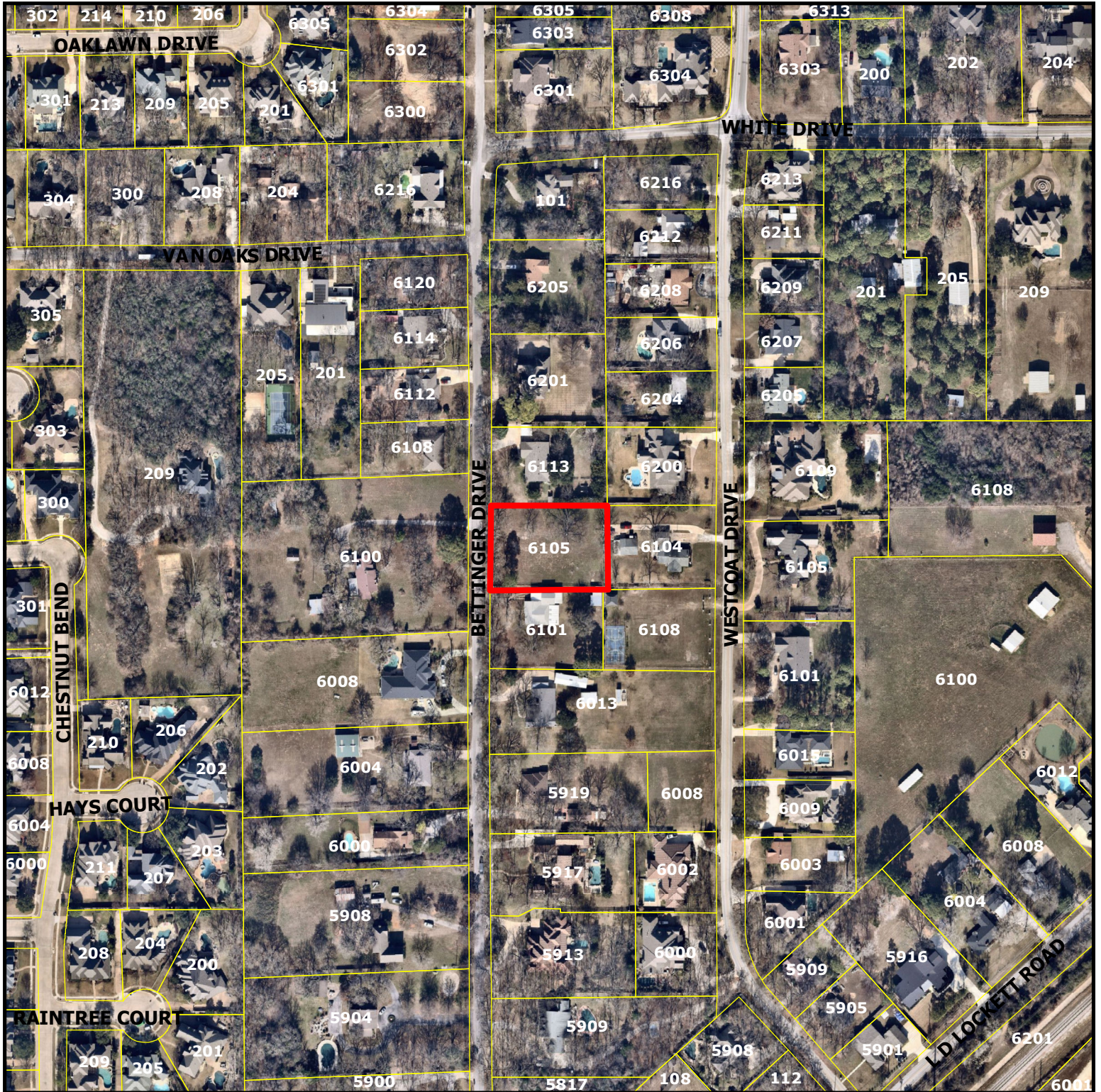
Recommendation

Approve

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Replat
5. Topographic and Tree Survey
6. Notification Map
7. Notification Letter
8. Notification List
9. Resolution R-22-4745

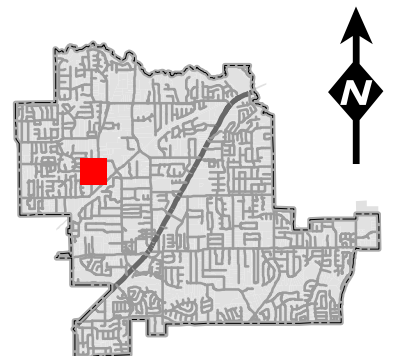
Aerial Map



PC22-008
6105 Bettinger Drive

DISCLAIMER:
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 Subject Property



The map displays a residential neighborhood with the following details:

- Streets:** OAKLAWN DRIVE, WHITE DRIVE, VAN OAKS DRIVE, CHESTNUT BEND, HAYS COURT, RAIN TREE COURT, BETTINGER DRIVE, WESTCOAT DRIVE, and L.D. LOCKETT ROAD.
- Zoning Codes:** R-20, R-40, R-10, R-30, PUD-R, AG, and R-20.
- Highlighted Lot:** A red rectangle highlights the lot at 6105, which is zoned R-40.
- Other Lots:** Numerous other lots are shown with their addresses (e.g., 101, 201, 301, 401, 501, 601, 6101, 6102, 6103, 6104, 6105, 6106, 6107, 6108, 6109, 6110, 6111, 6112, 6113, 6114, 6115, 6116, 6117, 6118, 6119, 6120, 6121, 6122, 6123, 6124, 6125, 6126, 6127, 6128, 6129, 6130, 6131, 6132, 6133, 6134, 6135, 6136, 6137, 6138, 6139, 6140, 6141, 6142, 6143, 6144, 6145, 6146, 6147, 6148, 6149, 6150, 6151, 6152, 6153, 6154, 6155, 6156, 6157, 6158, 6159, 6160, 6161, 6162, 6163, 6164, 6165, 6166, 6167, 6168, 6169, 6170, 6171, 6172, 6173, 6174, 6175, 6176, 6177, 6178, 6179, 6180, 6181, 6182, 6183, 6184, 6185, 6186, 6187, 6188, 6189, 6190, 6191, 6192, 6193, 6194, 6195, 6196, 6197, 6198, 6199, 6200, 6201, 6202, 6203, 6204, 6205, 6206, 6207, 6208, 6209, 6210, 6211, 6212, 6213, 6214, 6215, 6216, 6217, 6218, 6219, 6220, 6221, 6222, 6223, 6224, 6225, 6226, 6227, 6228, 6229, 6230, 6231, 6232, 6233, 6234, 6235, 6236, 6237, 6238, 6239, 6240, 6241, 6242, 6243, 6244, 6245, 6246, 6247, 6248, 6249, 6250, 6251, 6252, 6253, 6254, 6255, 6256, 6257, 6258, 6259, 6260, 6261, 6262, 6263, 6264, 6265, 6266, 6267, 6268, 6269, 6270, 6271, 6272, 6273, 6274, 6275, 6276, 6277, 6278, 6279, 6280, 6281, 6282, 6283, 6284, 6285, 6286, 6287, 6288, 6289, 6290, 6291, 6292, 6293, 6294, 6295, 6296, 6297, 6298, 6299, 6300, 6301, 6302, 6303, 6304, 6305, 6306, 6307, 6308, 6309, 6310, 6311, 6312, 6313, 6314, 6315, 6316, 6317, 6318, 6319, 6320, 6321, 6322, 6323, 6324, 6325, 6326, 6327, 6328, 6329, 6330, 6331, 6332, 6333, 6334, 6335, 6336, 6337, 6338, 6339, 6340, 6341, 6342, 6343, 6344, 6345, 6346, 6347, 6348, 6349, 6350, 6351, 6352, 6353, 6354, 6355, 6356, 6357, 6358, 6359, 6360, 6361, 6362, 6363, 6364, 6365, 6366, 6367, 6368, 6369, 6370, 6371, 6372, 6373, 6374, 6375, 6376, 6377, 6378, 6379, 6380, 6381, 6382, 6383, 6384, 6385, 6386, 6387, 6388, 6389, 6390, 6391, 6392, 6393, 6394, 6395, 6396, 6397, 6398, 6399, 6400, 6401, 6402, 6403, 6404, 6405, 6406, 6407, 6408, 6409, 6410, 6411, 6412, 6413, 6414, 6415, 6416, 6417, 6418, 6419, 6420, 6421, 6422, 6423, 6424, 6425, 6426, 6427, 6428, 6429, 6430, 6431, 6432, 6433, 6434, 6435, 6436, 6437, 6438, 6439, 6440, 6441, 6442, 6443, 6444, 6445, 6446, 6447, 6448, 6449, 6450, 6451, 6452, 6453, 6454, 6455, 6456, 6457, 6458, 6459, 6460, 6461, 6462, 6463, 6464, 6465, 6466, 6467, 6468, 6469, 6470, 6471, 6472, 6473, 6474, 6475, 6476, 6477, 6478, 6479, 6480, 6481, 6482, 6483, 6484, 6485, 6486, 6487, 6488, 6489, 6490, 6491, 6492, 6493, 6494, 6495, 6496, 6497, 6498, 6499, 6500, 6501, 6502, 6503, 6504, 6505, 6506, 6507, 6508, 6509, 6510, 6511, 6512, 6513, 6514, 6515, 6516, 6517, 6518, 6519, 6520, 6521, 6522, 6523, 6524, 6525, 6526, 6527, 6528, 6529, 6530, 6531, 6532, 6533, 6534, 6535, 6536, 6537, 6538, 6539, 6540, 6541, 6542, 6543, 6544, 6545, 6546, 6547, 6548, 6549, 6550, 6551, 6552, 6553, 6554, 6555, 6556, 6557, 6558, 6559, 6560, 6561, 6562, 6563, 6564, 6565, 6566, 6567, 6568, 6569, 6570, 6571, 6572, 6573, 6574, 6575, 6576, 6577, 6578, 6579, 6580, 6581, 6582, 6583, 6584, 6585, 6586, 6587, 6588, 6589, 6590, 6591, 6592, 6593, 6594, 6595, 6596, 6597, 6598, 6599, 6600, 6601, 6602, 6603, 6604, 6605, 6606, 6607, 6608, 6609, 6610, 6611, 6612, 6613, 6614, 6615, 6616, 6617, 6618, 6619, 6620, 6621, 6622, 6623, 6624, 6625, 6626, 6627, 6628, 6629, 6630, 6631, 6632, 6633, 6634, 6635, 6636, 6637, 6638, 6639, 6640, 6641, 6642, 6643, 6644, 6645, 6646, 6647, 6648, 6649, 6650, 6651, 6652, 6653, 6654, 6655, 6656, 6657, 6658, 6659, 6660, 6661, 6662, 6663, 6664, 6665, 6666, 6667, 6668, 6669, 6670, 6671, 6672, 6673, 6674, 6675, 6676, 6677, 6678, 6679, 6680, 6681, 6682, 6683, 6684, 6685, 6686, 6687, 6688, 6689, 6690, 6691, 6692, 6693, 6694, 6695, 6696, 6697, 6698, 6699, 6700, 6701, 6702, 6703, 6704, 6705, 6706, 6707, 6708, 6709, 6710, 6711, 6712, 6713, 6714, 6715, 6716, 6717, 6718, 6719, 6720, 6721, 6722, 6723, 67

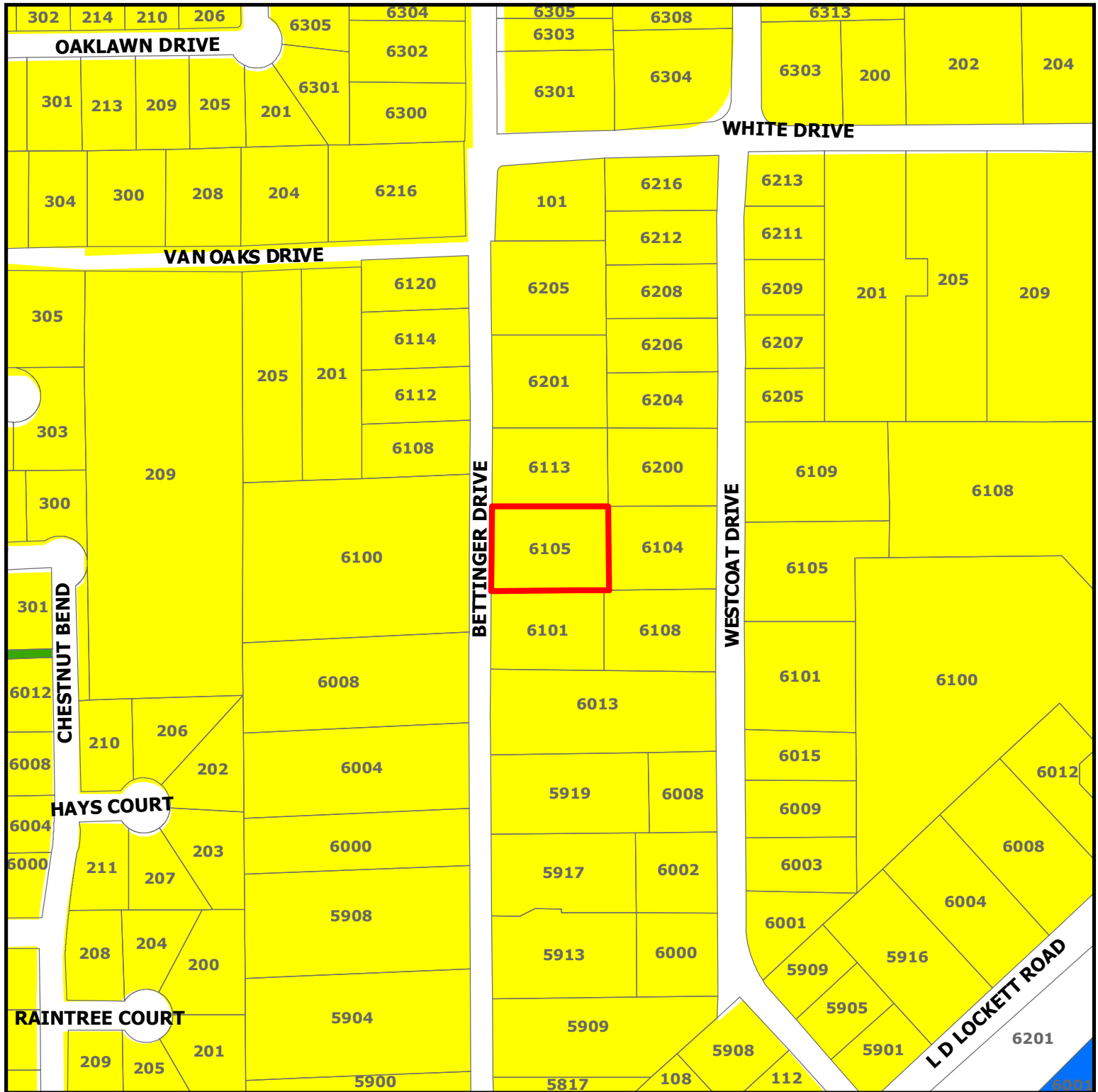


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Subject Property

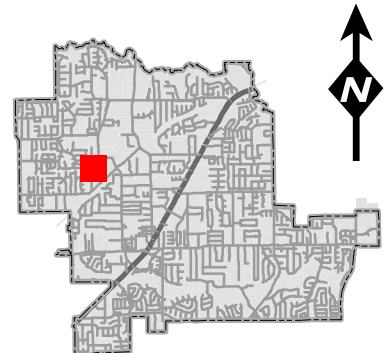
Future Land Use Map



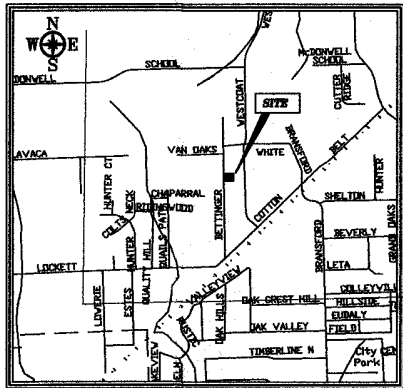
PC22-008

6105 Bettinger Drive

- Subject Property
- Residential
- Institutional
- Open Space; Parks



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VICINITY MAP
SCALE 1" = 200'

JANE HICKSON
CLINT VAN DYK
D-212199216
3918.77374
2853.23474

BALLINGER ROAD

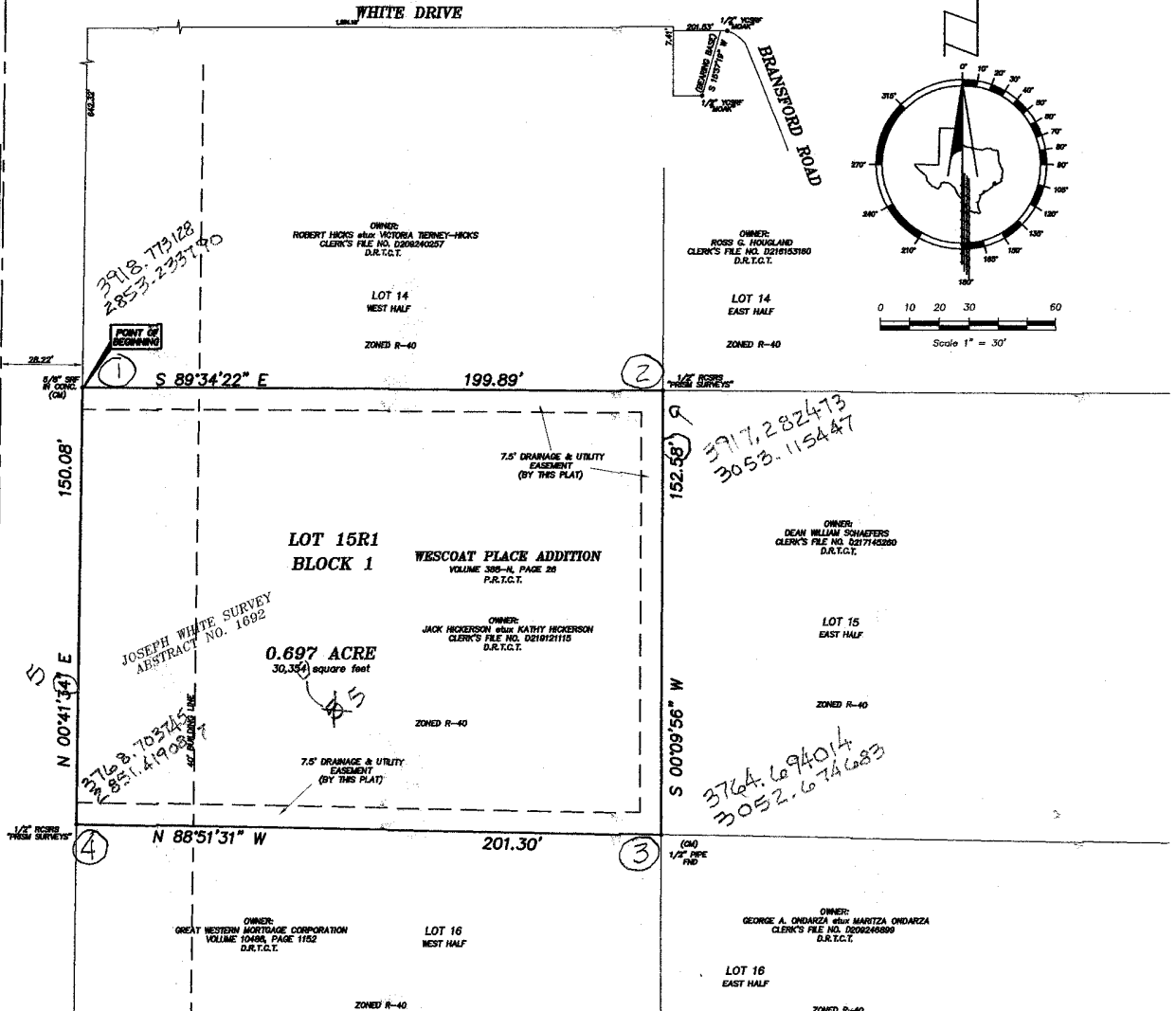
ZONED R-20

OWNER:
PAULA HESTER
NST. NO. 0203463918
D.T.C.T.

LOT 1-R
JOHN CLAUDE BUSHONGSON
DABET B. SLIDE 082
P.T.C.T.

1099R
2021

Flood Statement
By graphic zoning only from the Flood Insurance Rate Maps for Tarrant County, Texas, and Incorporated Areas, no portion of this property is located in a special flood hazard area. The property appears in Zone X (unshaded), Community Panel No. 48439C0009K, Map Revised: September 25, 2009.



OWNER:
ROBERT HICKS and VICTORIA TERNEY-HICKS
CLERK'S FILE NO. 0206240507
D.T.C.T.

LOT 14
WEST HALF
ZONED R-40

OWNER:
ROSE G. HAWKLAND
CLERK'S FILE NO. 0210153180
D.T.C.T.

LOT 14
EAST HALF
ZONED R-40

OWNER:
DEAN WILLIAM SCHAEFFERS
CLERK'S FILE NO. 021740380
D.T.C.T.

LOT 15
EAST HALF
ZONED R-40

3764.694014
2052.674683

OWNER:
GEORGE A. ONDARZA and MARTHA ONDARZA
CLERK'S FILE NO. 0206240890
D.T.C.T.

LOT 16
EAST HALF
ZONED R-40

OWNER:
GREAT WESTERN MORTGAGE CORPORATION
VOLUME 0408, PAGE 1152
D.T.C.T.

LOT 16
WEST HALF
ZONED R-40

LEGEND

WHEN USED, THE ABBREVIATIONS LISTED BELOW HAVE THE FOLLOWING MEANINGS	
AC	AIR CONDITIONER
AD	AREA DRAIN
BOL	BURIED CABLE MARKER
BOLM	BURIED GAS LINE MARKER
BOL	METAL BOLLARD
CL	CENTERLINE
CLF	CHAIN LINK FENCE
CONC	CONCRETE
D.T.C.T.	DEED RECORDED TARRANT COUNTY, TEXAS
EM	ELECTRIC METER
FN	FIRE HYDRANT
GEN	ELECTRIC GENERATOR
GTE	GENERAL TELEPHONE
GW	DOWN GUT & ARCHER
HOS	HANDICAP PARKING SIGN
LA	LANDSCAPE LIGHTS
MAN	MANHOLE
MSP	MARSH
M.T.C.T.	MAP/PLAT RECORDED TARRANT COUNTY, TX
PP	POWER POLE
RF	REINFORCED CONCRETE PIPE
RP	REFLECTION POST
SD	RETAINING WALL
SDM	STONE DRAIN INLET
SD	SEWER
SSM	STREET SIGN
SSM	STREET SIGN MARKER
STF	STEEL ROD FOUND
STF	STEEL ROD SET
SWM	SOUTHWESTERN BELL TELEPHONE MARKER
TR	TOP OF BANK
TR	TELEPHONE FENCE
TYP	TYPICAL
TRNS	TRANSFORMER
TS	TRAFFIC SIGN
TU	TEXAS UTILITIES COMPANY
WV	WATER VALVE
WV	WATER METER
WV	WATER WELVE
WV	BUILDING HEIGHT MEAS. LOCATION

STATE OF TEXAS
COUNTY OF TARRANT

WHEREAS, we John Hickerson and wife Kathy Hickerson are the owners of the west 1/2 of Lot 15, Block 1, Wescoat Place, an addition to the City of Colleyville, Tarrant County, Texas as recorded in Volume 388-N, at Page 26 of the Plat Records of Tarrant County, Texas as evidenced by the Deed recorded under Clerk's File No. 0201012115 of the Deed Records of Tarrant County, Texas, Texas and being more fully described as follows:

BEING a description of a 0.697 acre or 30,354 square foot tract of land situated in the Joseph White Survey Abstract No. 1692, in the City of Colleyville, Tarrant County, Texas and being (by deed call) the west 1/2 of Lot 15, in Block 1 of Wescoat Place addition on addition to the City of Colleyville as shown on the Plat recorded in Volume 388-N, at Page 26 of the Plat Records of Tarrant County, Texas. Said 0.697 acre tract being more fully described as follows:

BEGINNING at a 5/8-inch steel rod found for corner in the present east right-of-way line of Bettlinger Road (a called 45 foot wide right-of-way formerly known as County Project No. 3120) said steel rod being the west corner corner between said Lot 15 and Lot 14, a distance of 152.58 feet to a 1/2-inch steel rod with a red plastic cap stamped "Prism Surveys" set for corner;

THENCE South 80 deg. 34 min. 22 sec. East, departing said present east right-of-way line and along the common line between said Lot 14 and Lot 15, a distance of 199.89 feet to a 1/2-inch steel rod with a red plastic cap stamped "Prism Surveys" set for corner;

THENCE South 00 deg. 00 min. 56 sec. West, a distance of 201.30 feet to a 1/2-inch steel rod found for corner on the common line between said Lot 15 and Lot 16 in said Wescoat Addition;

THENCE North 80 deg. 31 min. 31 sec. West, along the common line between said Lot 15 and Lot 16, a distance of 201.30 feet to a 1/2-inch steel rod with a red plastic cap stamped "Prism Surveys" set for corner on the previously mentioned east right-of-way line of Bettlinger Road;

THENCE North 00 deg. 41 min. 34 sec. East, departing said Lot 16 and along said east right-of-way line, a distance of 152.58 feet to the POINT OF BEGINNING and containing 0.697 acre or 30,354 square feet of land more or less.

NOW THEREFORE, KNOW ALL PERSONS BY THESE PRESENTS:

That we, John Hickerson and Kathy Hickerson, Owners, do hereby adopt this plat designating the hereinbefore described property as WESCOAT PLACE REVISED, an addition to the City of Colleyville, Tarrant County, Texas, and do hereby dedicate the same to the public use forever of streets, right-of-way and alleys shown thereon, and do hereby reserve the easements shown on this plat for the mutual use and accommodation of all public utilities desiring to use or using the same. Any public utility shall have the right to remove and keep removed all or part of any buildings, fences, trees, shrubs or other improvements or growths in which any way endanger or interfere with the construction, maintenance or efficiency of its respective systems on any of these easements, and any public utility shall at all times have the right of ingress and egress to and from and upon the said easement for the purpose of constructing, reconstructing, inspecting, and patrolling, without the necessity at any time of procuring the permission of anyone, this plat approved subject to all platting ordinances, rules, regulations, and resolutions of the City of Colleyville, Texas.

Witness our hands this _____ day of _____, 2022.

John Hickerson
(owner)

Kathy Hickerson
(owner)

Planning and Zoning Commission Approval

WHEREAS The Planning and Zoning Commission of the City of Colleyville, Texas voted affirmatively on this _____ day of _____, 2022, to approve this Plat.

Chairman, Planning and Zoning Commission

Attest: Secretary, Planning and Zoning Commission

STATE OF TEXAS
COUNTY OF TARRANT

BEFORE ME, the undersigned authority, on this day personally appeared John Hickerson known to me to be the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the _____ day of _____, 2022.

Notary Public, in and for Tarrant County, Texas.
My commission expires _____
Printed Name: _____

STATE OF TEXAS
COUNTY OF TARRANT

BEFORE ME, the undersigned authority, on this day personally appeared Kathy Hickerson known to me to be the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the _____ day of _____, 2022.

Notary Public, in and for Tarrant County, Texas.
My commission expires _____
Printed Name: _____

SURVEYOR'S CERTIFICATE:

KNOW ALL MEN BY THESE PRESENTS:

That I, Michael Dale Link, a Registered Professional Land Surveyor (licensed in the State of Texas, do hereby certify that this Plat is true and correct and was prepared from an actual survey made under my supervision on the ground. Further, this survey conforms to the general rules of procedure of the most current Professional Land Surveying Practices act.

Michael Dale Link
Registered Professional Land Surveyor No. 4808

Notes:

- 1) The purpose of this replat is to create a Lot out of a portion of a previously platted parcel.
- 2) CM-Indicates controlling monument.
- 3) The basis of bearings for this survey is the northmost line of Lot 15, in Block 1 of Wescoat Place as recorded in Cabinet A, at Page 6505 of the Plat Records of Tarrant County, Texas.
- 4) No construction or filing, without the written approval of the City of Colleyville shall be allowed within a drainage easement, and then only after detailed engineering plans and studies show that no flooding will result, that no obstruction to the natural flow of water will result, and subject to all owners of the property affected by such construction becoming a party to the request. Where construction is permitted, all finished floor elevations shall be a minimum of two feet above the 100-year flood elevation.
- 5) Any public utility, including the City of Colleyville, shall have the right to move and keep moved all or part of any building, fences, shrubs, other growths or improvements which in any way endanger or interfere with the construction, maintenance, or efficiency of its respective systems on any of the easements shown on the plat, and any public utility, including the City of Colleyville, shall have the right at all times of ingress and egress to and from and upon said easements for the purpose of construction, reconstruction, inspection, patrolling, maintaining and adding to or removing all or part of its respective systems without the necessity at any time of procuring the permission of anyone.

City Council Approval

WHEREAS The City Council of the City of Colleyville, Texas voted affirmatively on this _____ day of _____, 2022, to approve this Plat.

Mayor, City of Colleyville

Attest: City Secretary

REPLAT
LOT 15R1, BLOCK 1
WESCOAT PLACE REVISED

AN ADDITION TO THE CITY OF COLLEYVILLE, TARRANT COUNTY, TEXAS. BEING A REPLAT OF THE WEST 1/2 OF LOT 15, BLOCK 1, OF WESCOAT PLACE ACCORDING TO THE PLAT RECORDED IN VOLUME 388-N, AT PAGE 26 OF THE PLAT RECORDS OF TARRANT COUNTY, TEXAS, SITUATED IN THE O. C. C. STURM SURVEY ABSTRACT NO. 1487, IN THE CITY OF COLLEYVILLE, TARRANT COUNTY, TEXAS.

ONE LOT- 0.697 ACRE

PREPARED: MAY 26, 2022

OWNER/DEVELOPER

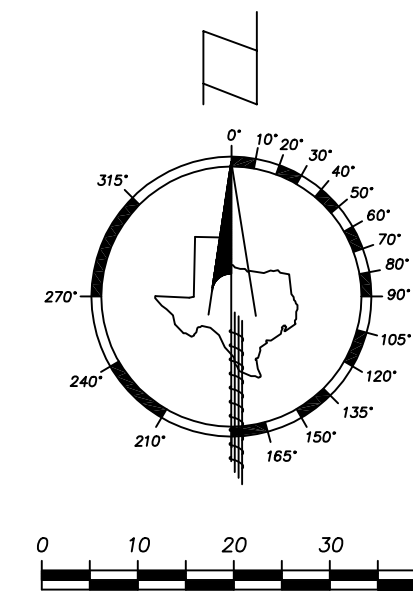
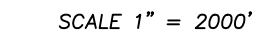
JAKE AND KATHY HICKERSON
2504 HIGHLAND PARK COURT
COLLEYVILLE, TEXAS 76034
(214) 819-7741
CONTACT: JAKE HICKERSON
EMAIL: jhickerson@gnltransportation.com

PRISM SURVEYS, INC.

FIRM NO. 101325-00

COMMERCIAL, RESIDENTIAL,
BOUNDARY, TOPOGRAPHIC,
TITLE & CONSTRUCTION SURVEYS

3533 BELL DRIVE
HURST, TEXAS 76053
(817) 540-8048
(817) 283-1148 (FAX)
EMAIL: mike@prism-surveys.com



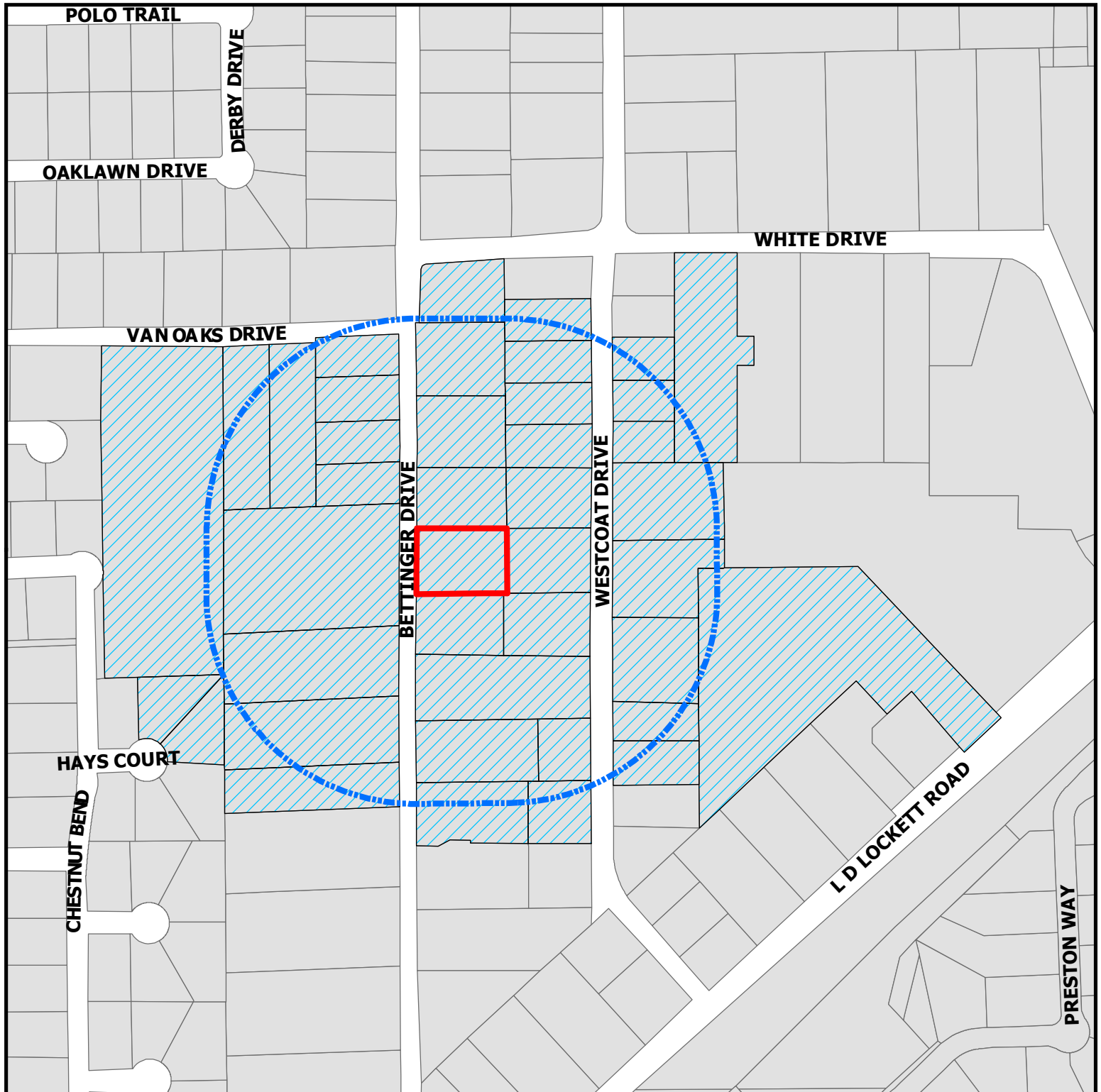
PROJECT NO. 22-1219 SHEET 1 of

OAK CREPE MYRTLE PECAN HACKBERRY CEDAR

SITE BENCHMARK NO. 1:
A chiseled "X" cut in the southwest corner of a concrete collar surrounding a sanitary sewer manhole located in Ballinger Street. The benchmark is located approximately 31.8 feet west of and 7.7 feet south of the northwest corner of this property. Elevation: 685.13 feet.

S-4128

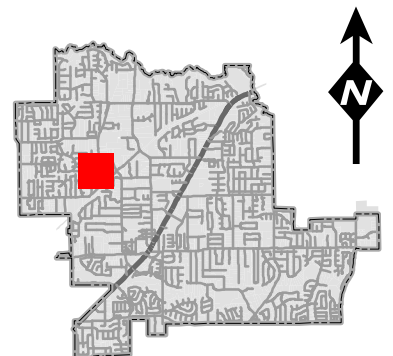
Notification Map



PC22-008
6105 Bettinger Drive

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-  Subject Property
-  500ft Buffer
-  Properties within 500ft





NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, June 13, 2022 at 7:00 p.m.

City Council Meeting: Tuesday, July 5, 2022 at 7:30 p.m.

3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a Replat with a plat waiver for lot size for Lot 15R1, Block 1, Wescoat Place Addition. The purpose is to replat the property in order to allow for the construction of a new single-family home.

Zoning Case: PC22-008

Applicant: John Hickerson

Owner: John Hickerson

Location: 6105 Bettinger Drive

Property Description: Lot 15 W1/2, Block 1, Wescoat Place Addition

Present Zoning: R-40 Single Family Residential

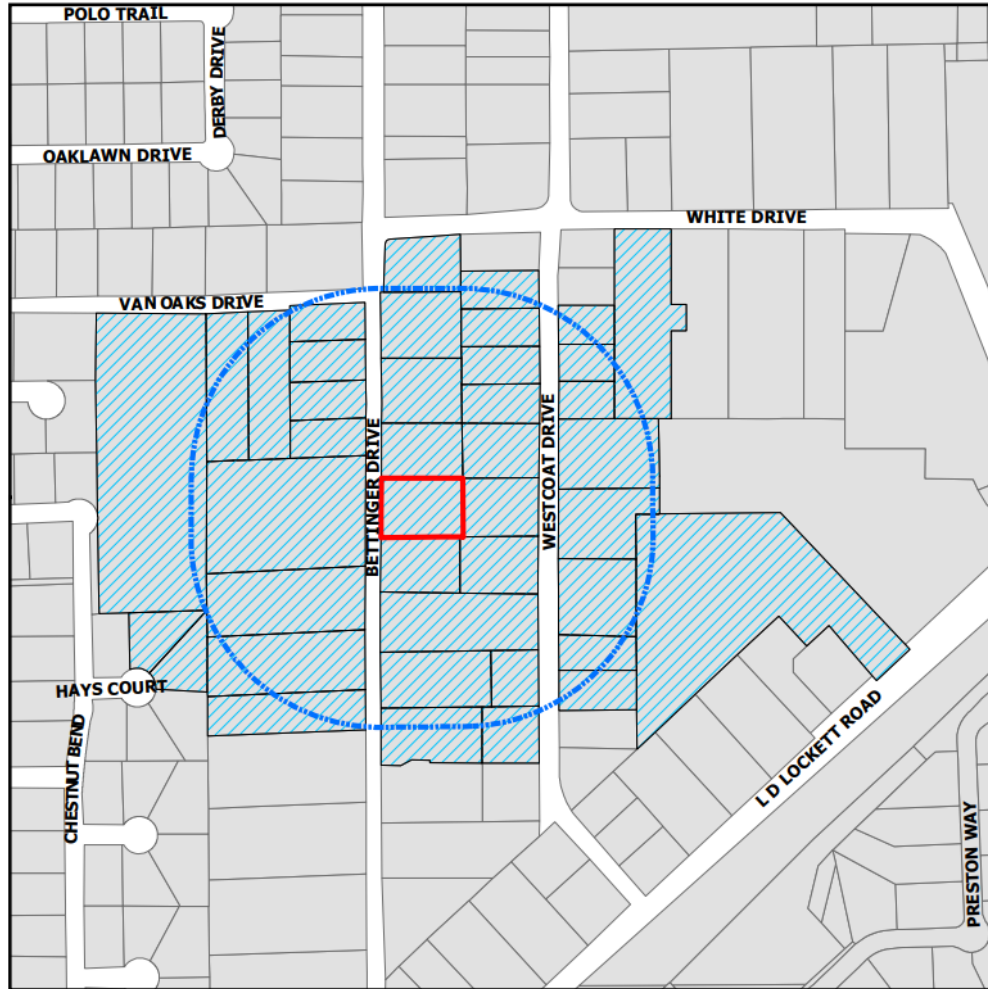
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

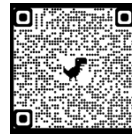
**Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034**

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
BARRY, HENRY L	6207 WESTCOAT DR	COLLEYVILLE, TX
BEARDEN, GAY L	6000 BETTINGER DR	COLLEYVILLE, TX
BRABON, TERRY W	6101 BETTINGER DR	COLLEYVILLE, TX
BRADLEY, GERARD W	101 WHITE DR	COLLEYVILLE, TX
BREWER, MARY B	6208 WESTCOAT DR	COLLEYVILLE, TX
CAMERON, MARK J	6002 WESTCOAT DR	COLLEYVILLE, TX
CAMP, MITZI M EST	202 HAYS CT	COLLEYVILLE, TX
CHURCH, GUY	205 VAN OAKS DR	COLLEYVILLE, TX
DAVIS, KERI K	6201 BETTINGER DR	COLLEYVILLE, TX
DOODY, KEVIN J	401 W LD LOCKETT RD	COLLEYVILLE, TX
FITZGERALD, B J	201 WHITE DR	COLLEYVILLE, TX
GASTON FAMILY TRUST	6112 BETTINGER DR	COLLEYVILLE, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
HANKINS, TRACEY	6206 WESTCOAT DR	COLLEYVILLE, TX
HAWKINS, VINCENT	206 HAYS CT	COLLEYVILLE, TX
HESTER, PAULA D	6008 BETTINGER DR	COLLEYVILLE, TX
HICKERSON, JOHN T	2504 HIGHLAND PARK CT	COLLEYVILLE, TX
HICKS, ROBERT	6113 BETTINGER DR	COLLEYVILLE, TX
HOUGLAND, STACI	6200 WESTCOAT DR	COLLEYVILLE, TX
HUDSON, LESLEY	6015 WESTCOAT DR	COLLEYVILLE, TX
JESSE K BRAY LIVING TRUST	6108 LOCKETT RD	COLLEYVILLE, TX
JOHN & WANDA BENNETT TRUST	6013 BETTINGER DR	COLLEYVILLE, TX
KIDD, WALTER EST	304 AZALEA DR	GRAPEVINE, TX
LOVE, BETTY L	6108 BETTINGER DR	COLLEYVILLE, TX
MOLOVICH, JOHN	6205 BETTINGER DR	COLLEYVILLE, TX
MOSCHEL, JEFFREY	6209 WESTCOAT DR	COLLEYVILLE, TX
ONDARZA, GEORGE	232 ROYAL VISTA DR	CEDAR HILL, TX
REMINGTON PARK ADDITION	5751 KROGER DR	KELLER, TX
SCHAEFERS, DEAN W	6104 WESTCOAT DR	COLLEYVILLE, TX
SIMPLER, RUSSELL	6205 WESTCOAT DR	COLLEYVILLE, TX
SIMPSON, GREGORY	209 W VAN OAKS DR	COLLEYVILLE, TX
SMITH, TRACE C	6004 BETTINGER DR	COLLEYVILLE, TX
SOLIDAY, JON P	5917 BETTINGER DR	COLLEYVILLE, TX
STOUT, JONATHAN	6101 WESTCOAT DR	COLLEYVILLE, TX
TATE, ARVEL	6683 FM 2264	RHOME, TX
THORESON, JEFFRY	6009 WESTCOAT DR	COLLEYVILLE, TX
THRASHER, MARSHALL	5919 BETTINGER DR	COLLEYVILLE, TX
ULLRICH, ADAM	6109 WESTCOAT DR	COLLEYVILLE, TX
VAN DEVENTER, CLINT R ETAL	2803 RIVERSIDE PKWY APT 6005	GRAND PRAIRIE, TX
VENNER, WILLIAM	6105 WESTCOAT DR	COLLEYVILLE, TX
WEBSTER, LUCINDA	6114 BETTINGER DR	COLLEYVILLE, TX
WOLFE, THERESA	6120 BETTINGER DR	COLLEYVILLE, TX

RESOLUTION R-22-4745

**A RESOLUTION APPROVING A REPLAT WITH A PLAT WAIVER FOR
LOT SIZE FOR LOT 15R1, BLOCK 1, WESCOAT ADDITION**

WHEREAS, the Planning and Zoning Commission recommended approval of the replat with a plat waiver for lot size for Lot 15R1, Block 1, Wescoat Addition, on June 13, 2022.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF COLLEYVILLE, TEXAS:**

Sec. 1. THAT the replat with a plat waiver for lot size for 15R1, Block 1, Wescoat Addition on approximately 0.697 acres, attached as Exhibit "A" - Plat Exhibit, is hereby approved.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE 6TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

[illegible]



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 7b

Agenda Date 7/6/2022

Number Resolution R-22-4746

Type Resolution

Department Community Development

Title

Consideration of a replat for Lots 1-R and 3, Block 1, Dotti Addition, being Lot 1, Block 1, Dotti Addition, located at 1310 Tinker Road, Case PC22-009

Strategic Plan

4.1 Protect Colleyville's semi-rural residential character

Explanation

Reading and Public Hearing

L. Gasten Schoonover, the applicant, has submitted a request for a replat for Lots 1-R and 3, Block 1, Dottie Addition; being approximately 8.9237 acres; and zoned R-20 Single Family Residential district and R-30 Single Family Residential district. The purpose is to create two lots from one lot and allow for the construction of a new single family home.

Existing Conditions/Background: The subject property, 1310 Tinker Road Road, resides on the north side of Tinker Road west of the intersection of Colleyville Boulevard and Tinker Road. The subject property has R-20 and R-30 zoning and is currently developed with a single family home and accessory buildings.

Proposed Zoning: Request – The applicant requests to replat the property and maintain the R-20 zoning district. The minimum standards for the R-20 zoning district are as follows:

Minimum Lot Size	20,000 sf.	24, 051 SF
Minimum Lot Width	100 feet	±130 feet
Minimum Lot Depth	125 feet	±185 feet
Front Building Line	30 feet	
Side Building Line	10 feet	
Rear Building Line	25 feet	
Max. Lot Coverage	30%	
Max. Impervious Coverage	60%	

Analysis: The proposed Lots 1-R and 3 are compatible with the R-20 and R-30 zoning districts and meet the intent of the City's Comprehensive Master Plan.

Surrounding Development: The properties to the north are zoned R-30 Single Family Residential district and are improved with single family homes. The properties to the south are zoned R-20 Single Family Residential district and are improved with single family homes. The property to the east is zoned AG Agricultural and is developed with a single family home. The properties to the west are zoned AG Agricultural, and R-40 and R-30 Single Family Residential and are improved with single family homes.

Plat Status: The property is identified as Lot 1, Block 1, Dotti Addition.

DRC Review: The DRC met on May 23rd and offered the following comments to the applicant:

1. Remove the language regarding a plat waiver.
2. Remove "That CADG Camel Place, LLC" and replace with the correct ownership language.

Tree Preservation: Any subdivision of the subject property must comply with Chapter 5 (Tree Preservation) of the Land Development Code. Where any tree is slated for removal, no site grading, dirt disturbance or new construction may occur on the property until a Tree Removal Permit has been issued that is associated with an approved Tree Preservation Plan.

In addition to the requirements for submittal of a Tree Removal Permit and Tree Preservation Plan, future development on the site must maintain the minimum existing protected tree canopy coverage as required in Chapter 5.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff recommends approval of the replat.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the replat at their June 13, 2022 meeting by a vote of 5-0.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Replat
5. Notification Map
6. Notification Letter
7. Notification List
8. Resolution R-22-4746

Aerial Map

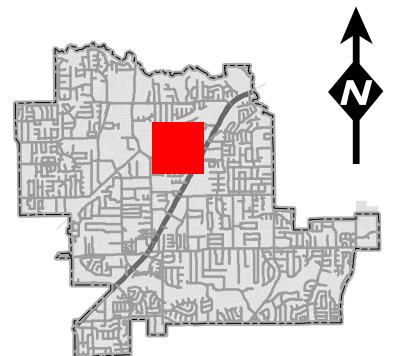


PC22-009
1310 Tinker Road

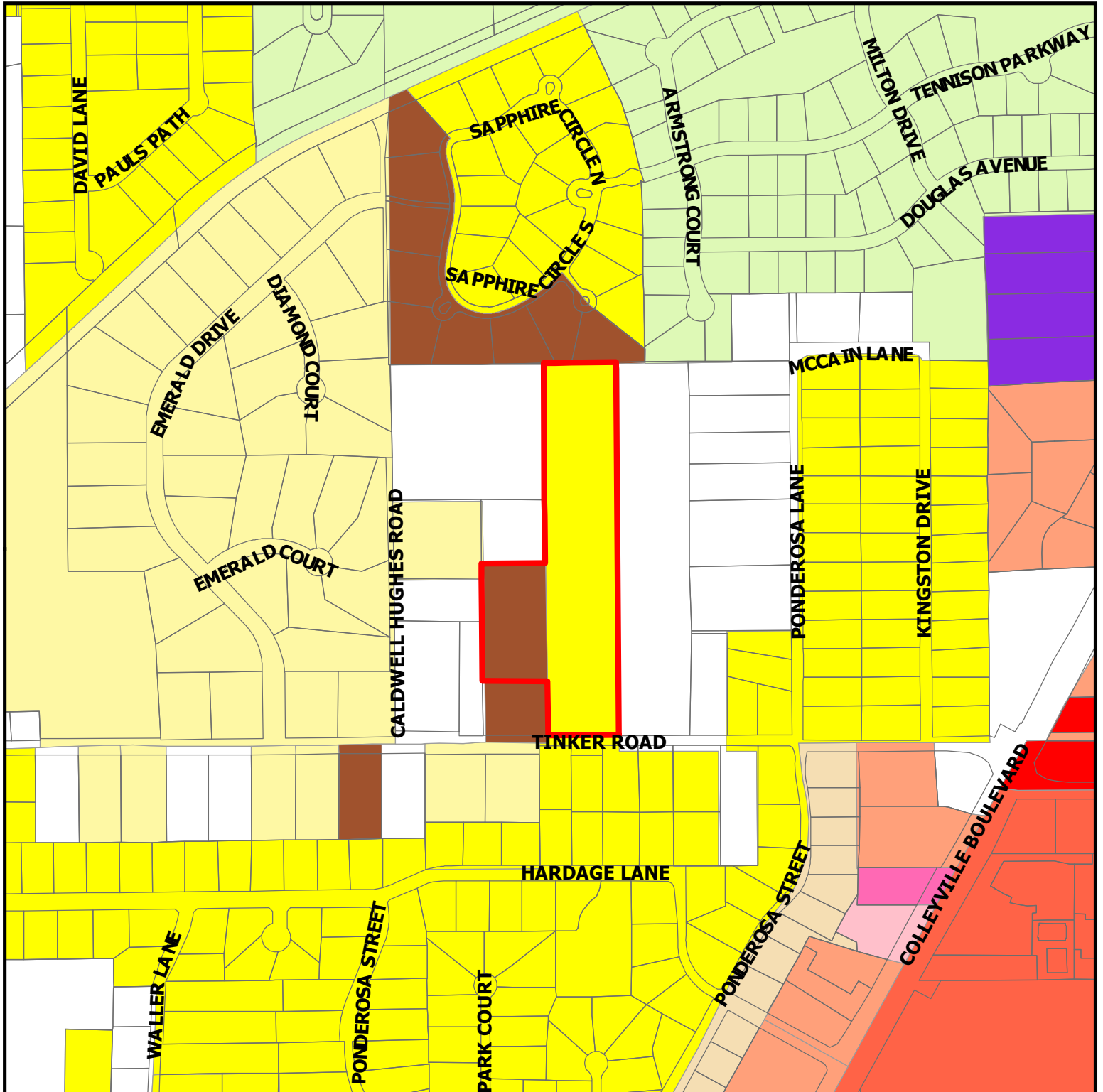
DISCLAIMER:
This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.



Subject Property



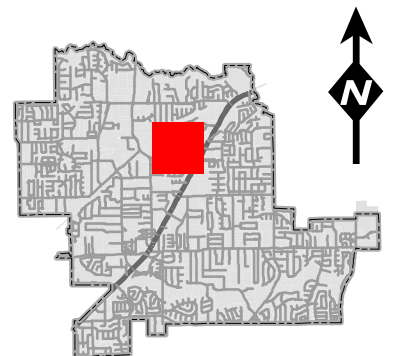
Zoning Map



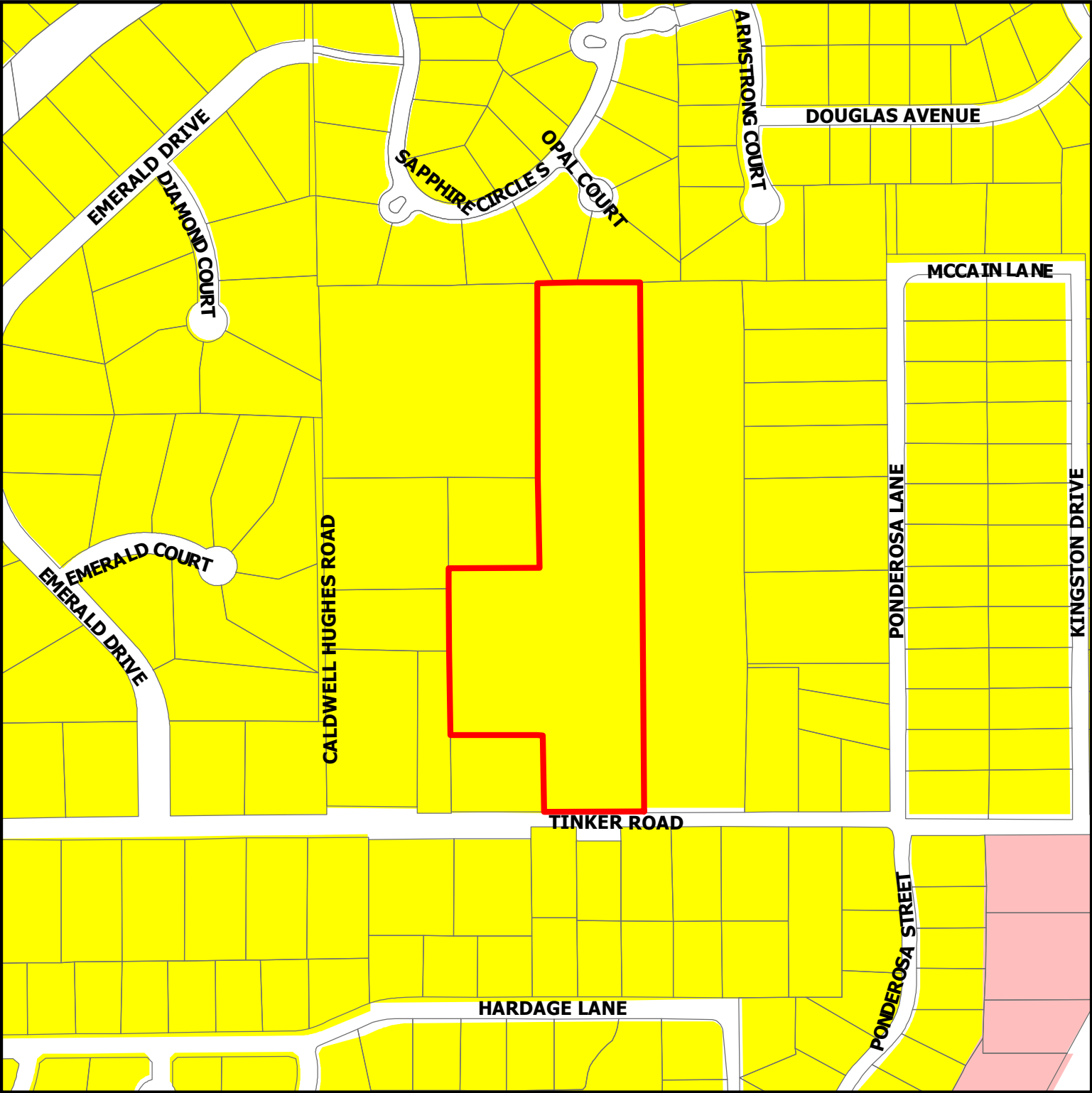
PC22-009
1310 Tinker Road

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 Subject Property



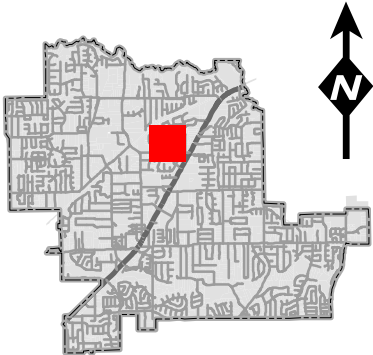
Future Land Use Map

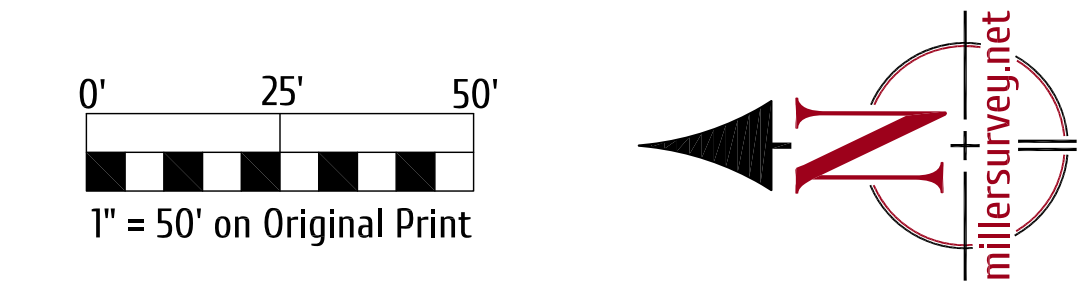
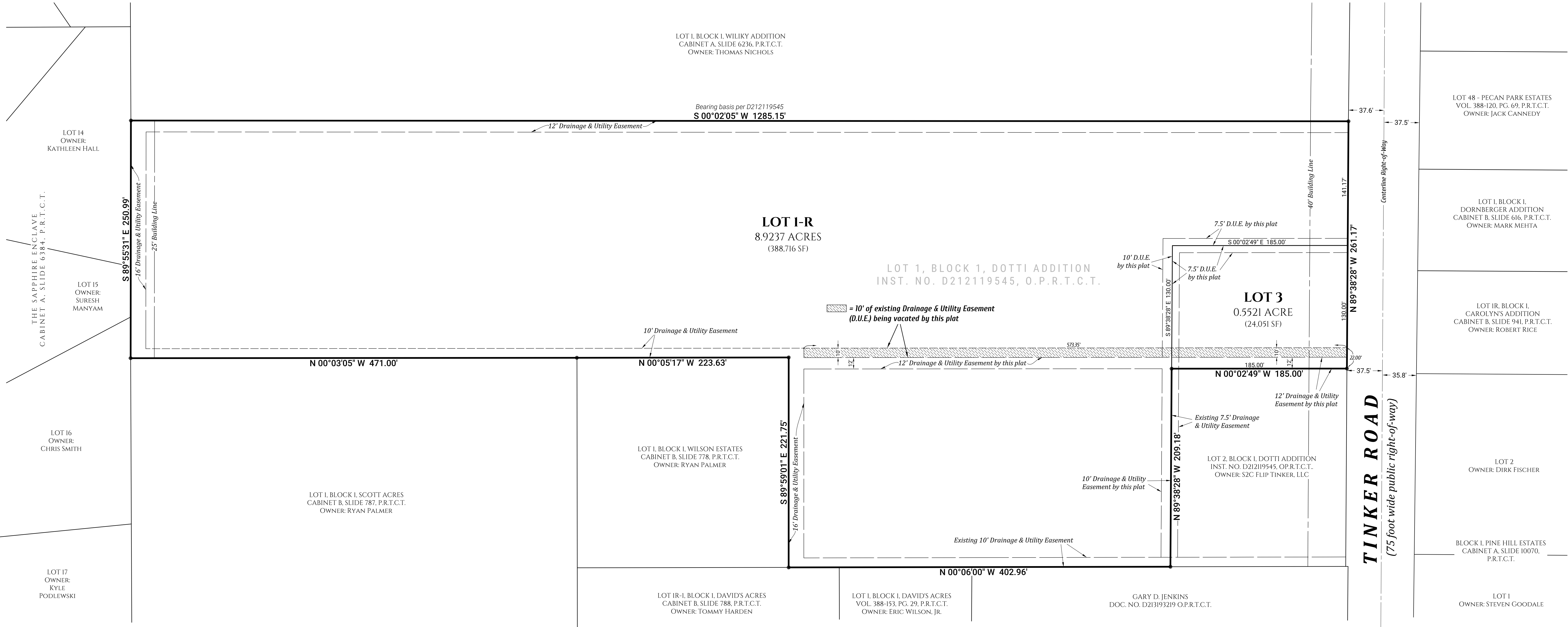


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PC22-009
1310 Tinker Road

-  Subject Property
-  Residential
-  Colleyville Blvd Corridor





STATE OF TEXAS §
COUNTY OF TARRANT §

OWNER'S DEDICATION AND CERTIFICATE

WHEREAS Michael Dotti is the sole owner of a tract of land out of the A. L. Lott Survey, Abstract No. 963 and situated in the City of Colleyville, Tarrant County, Texas, having been surveyed by Miller Surveying, Inc. in May of 2021, said tract being all of Lot 1, Block 1, Dotti Addition, an addition to the City of Colleyville, Tarrant County, Texas according to the plat thereof recorded as Instrument No. D212119545 of the Official Public Records of Tarrant County, Texas;

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That Michael Dotti does hereby adopt this plat designating the hereinbefore described property as **LOT 1,-R AND LOT 3, BLOCK 1, DOTTI ADDITION** an addition to the City of Colleyville, Tarrant County, Texas, and do hereby dedicate fee simple to the public use forever all streets, rights-of-way, and alleys shown thereon, and do hereby reserve the easements shown on this plat for the mutual use and accommodation of all public utilities desiring to use or using the same. Any public utility shall have the right to remove and keep removed all or part of any buildings, fences, trees, shrubs or other improvements or growths in which any way endanger or interfere with the construction, maintenance or efficiency of its respective systems on any of these easements, and any public utility shall at all times have the right of ingress and egress to and from and upon the said easement for the purpose of constructing, reconstructing, inspecting, and patrolling, without the necessity at any time of procuring the permission of anyone. This plat approved subject to all platting ordinances, rules regulations, and resolutions of the City of Colleyville, Texas.

Witness my hand this ____ day of _____, 20____.

Michael Dotti, Owner

STATE OF TEXAS §
COUNTY OF TARRANT §

Before me, the undersigned Notary Public in and for said county and State on this day personally appeared Michael Dotti, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and considerations therein expressed, and in the capacity therein stated.

Given under my hand and seal of office this ____ day of _____, 20____.

Notary Public in and for Tarrant County
My printed name _____
My commission expires: _____

PLANNING AND ZONING COMMISSION APPROVAL

WHEREAS The Planning and Zoning Commission of the City of Colleyville, Texas voted affirmatively on this the ____ day of _____, 20____, to approve this Plat.

Chairman, Planning and Zoning Commission

Attest: Secretary, Planning and Zoning Commission

CITY COUNCIL APPROVAL

Whereas the City Council of the City of Colleyville, Texas voted affirmatively on this ____ day of _____, 20____, to approve of this Plat.

Mayor, City of Colleyville

Attest: City Secretary

KNOW ALL MEN BY THESE PRESENTS:

That I, Jason B. Rawlings, Registered Professional Land Surveyor No. 5665 licensed in the State of Texas, do hereby certify that this Plat is true and correct and was prepared from an actual survey made under my supervision on the ground. Further, this survey conforms to the general rules of procedures and practices of the most current Professional Land Surveying Practices Act.

Jason B. Rawlings Date



FINAL REPLAT

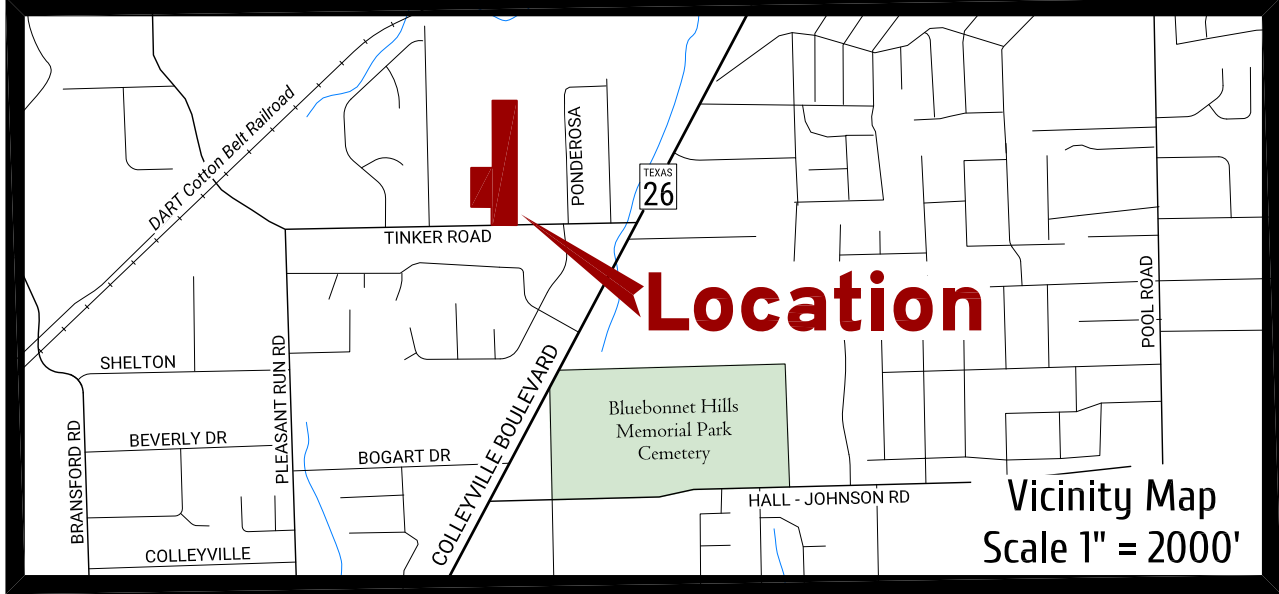
DOTTI ADDITION

LOT 1-R AND LOT 3, BLOCK 1

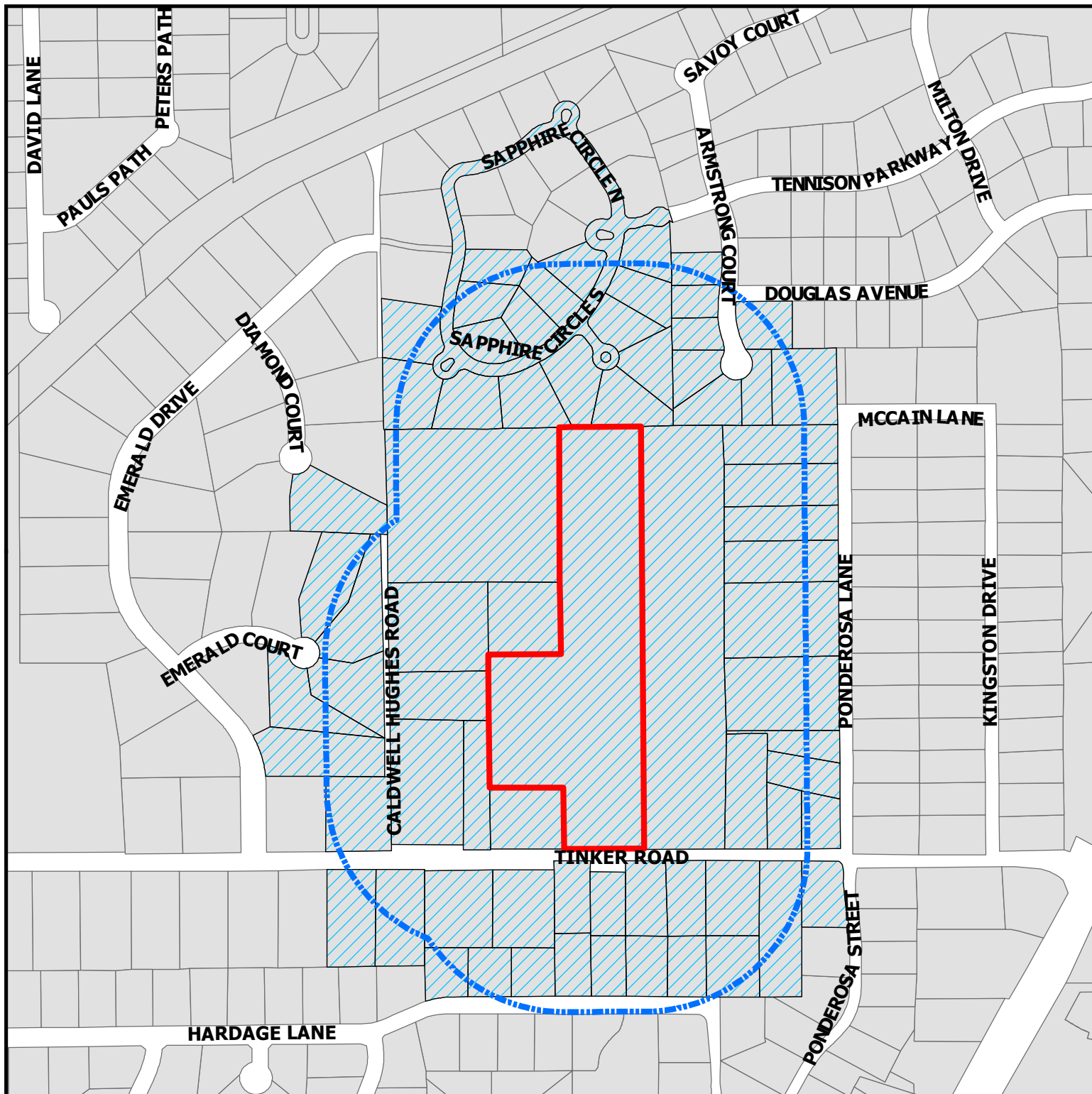
BEING A REPLAT OF LOT 1, BLOCK 1, DOTTI ADDITION, AN ADDITION TO THE CITY OF COLLEYVILLE TARRANT COUNTY, TEXAS ACCORDING TO THE PLAT THEREOF RECORDED AS INSTRUMENT NO. D212119545 OF THE OFFICIAL PUBLIC RECORDS OF TARRANT COUNTY, TEXAS

BEING 8.4758 ACRES OUT OF THE A. J. LOTT SURVEY, ABSTRACT NO. 963, COLLEYVILLE, TARRANT COUNTY, TEXAS

MAY 2022



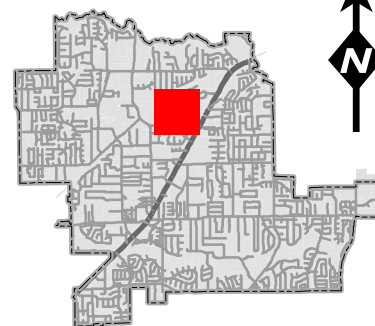
Notification Map



PC22-009
1310 Tinker Road

DISCLAIMER:
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-  Subject Property
-  500ft Buffer
-  Properties within 500ft





NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, June 13, 2022 at 7:00 p.m.

City Council Meeting: Tuesday, July 5, 2022 at 7:30 p.m.

3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a Replat for Lots 1-R and 3, Block 1, Dotti Addition. The purpose is to replat the property into 2 lots in order to allow for the construction of a new single family home. The new lots will comply with all R-20 dimensional standards.

Zoning Case: PC22-009

Applicant: L. Gasten Schoonover

Owner: Michael Dotti

Location: 1310 Tinker Road

Property Description: Lot 1, Block 1, Dotti Addition

Present Zoning: R-20 and R-30 Single Family Residential

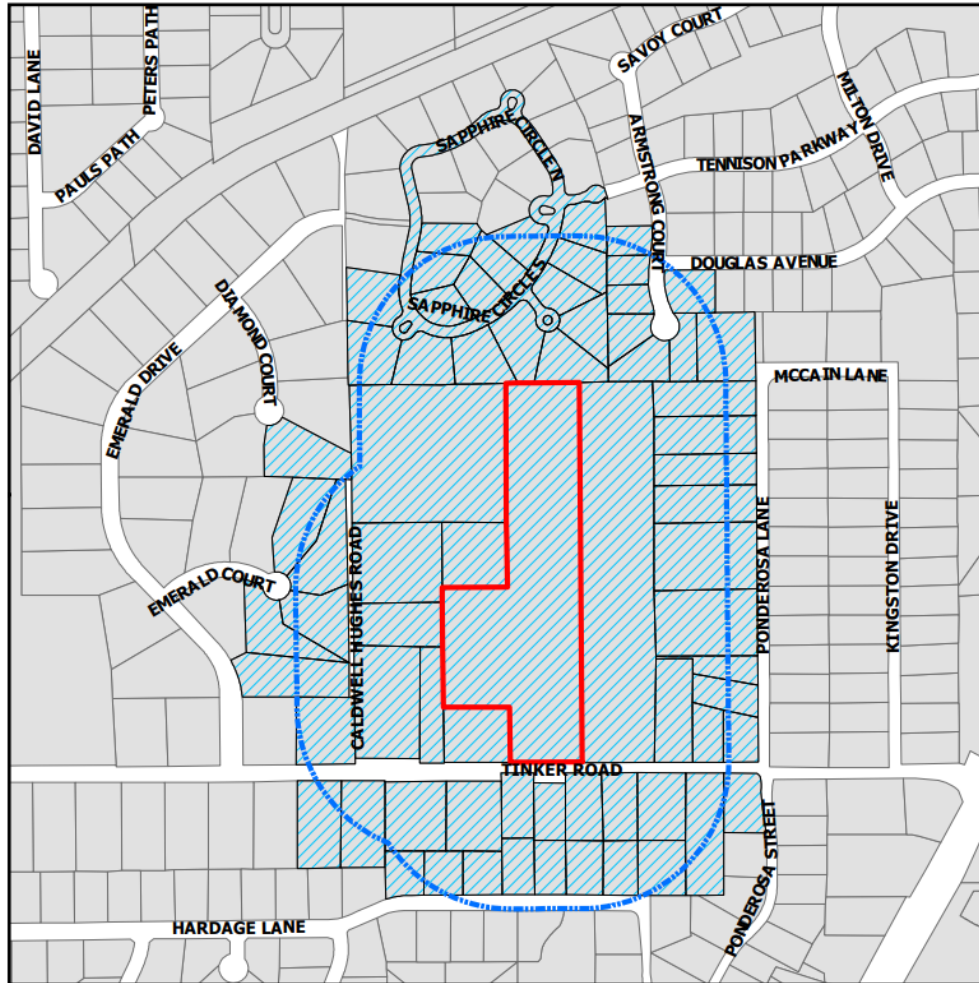
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

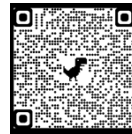
**Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034**

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
AGUILAR, NORMA	1315 TINKER RD	COLLEYVILLE, TX
AVAKIAN, RAFFI	1308 HARDAGE LN	COLLEYVILLE, TX
BAIER, DALE E	1410 TINKER RD	COLLEYVILLE, TX
BANA, FAROOQ	6601 SAPPHIRE CIR S	COLLEYVILLE, TX
BLAISURE, KEVIN	6604 ARMSTRONG CT	COLLEYVILLE, TX
BLYTHE, STANLEY L	1105 EMERALD CT	COLLEYVILLE, TX
BRANSON, DAVID L	6619 SAPPHIRE CIR S	COLLEYVILLE, TX
BROCKMAN, JOHN	1212 HARDAGE LN	COLLEYVILLE, TX
CADY, JEFFEREY A	1312 HARDAGE LN	COLLEYVILLE, TX
CAIN, ALVIN R	1103 EMERALD CT	COLLEYVILLE, TX
CALLIHAN, RICK D	6608 SAPPHIRE CIR S	COLLEYVILLE, TX
CANNEDY, JACK D	1313 TINKER RD	COLLEYVILLE, TX
COLE, CHARLES	6612 ARMSTRONG CT	COLLEYVILLE, TX
DAVID FINK AND MARLENE FINK RE	6400 PONDEROSA LN	COLLEYVILLE, TX
DOTTI, MICHAEL	1310 TINKER RD	COLLEYVILLE, TX
FINNIGAN, JAY	6608 ARMSTRONG CT	COLLEYVILLE, TX
FISCHER, DIRK T	PO BOX 93029	SOUTHLAKE, TX
FLYZIK, MICHAEL P	6605 SAPPHIRE CIR S	COLLEYVILLE, TX
FORBES, ANNIE M	1318 HARDAGE LN	COLLEYVILLE, TX
FORBES, WARREN F	1317 TINKER RD	COLLEYVILLE, TX
GOODALE, STEVEN E	1209 TINKER RD	COLLEYVILLE, TX
GORDON, TRACY	6512 PONDEROSA LN	COLLEYVILLE, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
GUNDEL, CINDY	6500 PONDEROSA LN	COLLEYVILLE, TX
HAILE, BRADLEY THOMAS	6209 PONDEROSA ST	COLLEYVILLE, TX
HALL, KATHLEEN	1205 OPAL CT	COLLEYVILLE, TX
HARDEN, TOMMY E	6450 CALDWELL HUGHES RD	COLLEYVILLE, TX
HEMANI, ZULEKHA	6612 SAPPHIRE CIR S	COLLEYVILLE, TX
HIDUK, ERIN A	1204 HARDAGE LN	COLLEYVILLE, TX
ISAAC, CHRISTOPHER W	6504 PONDEROSA LN	COLLEYVILLE, TX
ISLEY, ANDREW SCOTT	1304 HARDAGE LN	COLLEYVILLE, TX
JENKINS, GARY D	1212 TINKER RD	COLLEYVILLE, TX
JONES, ELISA	1204 TINKER RD	COLLEYVILLE, TX
JONES, PAUL S	6301 EMERALD DR	COLLEYVILLE, TX
JUSTISS, JAMES E	6508 PONDEROSA LN	COLLEYVILLE, TX
LEE, JONATHAN R	6412 PONDEROSA LN	COLLEYVILLE, TX
LEWIS, MARY BELINDA	7004 ROSEBROOK	COLLEYVILLE, TX
LOUDER, JOSH	6604 SAPPHIRE CIR S	COLLEYVILLE, TX
MAKHANI, NAZLEEN	6623 SAPPHIRE CIR S	COLLEYVILLE, TX
MANYAM, SURESH K	6609 SAPPHIRE CIR S	COLLEYVILLE, TX
MANYLOUN, PHET	6616 SAPPHIRE CIR S	COLLEYVILLE, TX
MEHTA, MARK K	1309 TINKER RD	COLLEYVILLE, TX
MERRILL, H L	1106 EMERALD CT	COLLEYVILLE, TX
MILLER, JUDITH A	1412 TINKER RD	COLLEYVILLE, TX
MIZELL, TERRY	1500 MCCAIN LN	COLLEYVILLE, TX
MONTERRA ADDITION	6811 MILTON DR	COLLEYVILLE, TX
MOORE, JASON N	1314 HARDAGE LN	COLLEYVILLE, TX
MUHAMMEDI, RAHIM	6616 ARMSTRONG CT	COLLEYVILLE, TX
NICHOLS, THOMAS	1312 TINKER RD	COLLEYVILLE, TX
PALMER, RYAN H	6500 CALDWELL HUGHES RD	COLLEYVILLE, TX
PODLEWSKI, KYLE	6615 SAPPHIRE CIR S	COLLEYVILLE, TX
REED, THOMAS L	6600 ARMSTRONG CT	COLLEYVILLE, TX
RICE, ROBERT R	PO BOX 1621	COLLEYVILLE, TX
RICHARDS, LESLIE E	1401 TINKER RD	COLLEYVILLE, TX

RISCHON DEVELOPMENT CORP	6003 SUNDERLAND DR	COLLEYVILLE, TX
ROSSER, OBIE RAY	1401 DOUGLAS AVE	COLLEYVILLE, TX
RYAN, ARTHUR FRANCIS	6516 PONDEROSA LN	COLLEYVILLE, TX
SAPPHIRE ENCLAVE ADDITION, THE	5751 KROGER DR STE 203	KELLER, TX
SAPPHIRE ENCLAVE HO ASSOC INC	PO BOX 935	KELLER, TX
SCHNEIDER, AUDRIANNE	6607 SAPPHIRE CIR S	COLLEYVILLE, TX
SHADLE, DANIEL H	1208 HARDAGE LN	COLLEYVILLE, TX
SMITH, CHRISTOPHER	6611 SAPPHIRE CIR S	COLLEYVILLE, TX
SUMMERALL, CHERILYN	1109 TINKER RD	COLLEYVILLE, TX
TERHOEVE, JOHN M	1204 OPAL CT	COLLEYVILLE, TX
THE JNO TRUST	1104 TINKER RD	COLLEYVILLE, TX
THE MUNTZ FAMILY TRUST	1304 TINKER RD	COLLEYVILLE, TX
THOMAS, LUDA D	1104 EMERALD CT	COLLEYVILLE, TX
UNDERWOOD, DAVID L	6308 PONDEROSA LN	COLLEYVILLE, TX
WILSON, ERIS B	6400 CALDWELL HUGHES RD	COLLEYVILLE, TX
WISEMAN, ETHAN	6624 SAPPHIRE CIR S	COLLEYVILLE, TX
WODRICH, JULIE	6603 ARMSTRONG CT	COLLEYVILLE, TX
XUE, SIDNEY Y	27914 IBERVILLE GLEN DR	KATY, TX

RESOLUTION R-22-4746

**A RESOLUTION APPROVING A REPLAT FOR LOTS 1-R AND 3,
BLOCK 1, DOTTI ADDITION**

WHEREAS, the Planning and Zoning Commission recommended approval of the replat for Lots 1-R and 3, Block 1, Dottie Addition, on June 13, 2022.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT the replat for Lots 1-R and 3, Block 1, Dotti Addition on approximately 8.9237 acres, attached as Exhibit "A" - Plat Exhibit, is hereby approved.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE 6TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

STATE OF TEXAS \$
COUNTY OF TARRANT \$

Before me, the undersigned Notary Public, to be the person whose name is subscribed to this instrument, for the purpose and considerations therein expressed,

Given under my hand and seal of office _____

Notary Public in and for Tarrant County
My printed name _____
My commission expires _____

STATE OF TEXAS §
COUNTY OF TARRANT §

I, _____, the undersigned Mayor of the City and County of Tarrant, Texas, do hereby certify that the foregoing is a true and correct copy of the resolution adopted by the Board of Commissioners of the County of Tarrant, Texas, on the _____ day of _____, 20____.

Given under my hand and seal of office this _____ day of _____, 20____.

_____ Mayor Public in and for Tarrant County
Attest: _____ County Clerk Public in and for Tarrant County

OWNER:
CARONNEI, DOITH
1313 EAGLE TRAIL
MADISONVILLE, TENN 37054
817-224-1291
webcor@verizon.net

APPLICANT:
L. GASTON SCHOOVER
801 EAGLE TRAIL
WELLER, TEXAS 75448
817-264-3762
lgast@comcast.net

BEING A REPLAT OF LOT 1, BLOCK 1, OF COLLEYVILLE TARRANT CO. TEXAS, BEING 8.4758 ACRES OUT OF TA 963, COLLEYVILLE

1. DOTTI ADDITION, AN ADDITION TO THE CITY OF DOTTI, TEXAS ACCORDING TO THE PLAT THEREOF, 21212119545 OF THE OFFICIAL PUBLIC RECORDS OF TARRANT COUNTY, TEXAS

THE A J LOTT SURVEY, ABSTRACT NO. 121212119545, TARRANT COUNTY, TEXAS

MAY 2022

ADDITIONAL REPEAT

SURVEYING, INC.
Professional Precision
8104 Parkside Lane, Box 300
Columbia, SC 29206
803.733.8888
redlaserurvey.com
ISO 9001:2008 Certified



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
www.colleyville.com

Agenda Number 7c

Agenda Date 7/6/2022

Number Resolution R-22-4747

Type Resolution

Department City Secretary

Title

Appointment of a member to the Planning and Zoning Commission to fill an unexpired term

Strategic Plan

1.2 Develop future community leaders

Explanation

Reading and Public Hearing

This item provides for City Council to consider making an appointment to the Planning and Zoning Commission to fill a position expiring November 2023 for Place 7.

Applications which were received within the last year include:

Zac Bunn
Matthew Foust
Eric Holland
Cliff LeBlanc
Victoria Ochoa
James Poettcker
Robert Scott
Joseph Stout
Jerome Obinabo
Scotty Richardson
Steve Harvey

Financial Impact

There is no financial impact to the City.

Recommendation

None

Attachments

1. Planning and Zoning Applications

2. Planning and Zoning Commission Roster
3. Resolution R-22-4747



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)

1. PLANNING AND ZONING COMMISSION



2. CLICK HERE TO MAKE SELECTION

3. CLICK HERE TO MAKE SELECTION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Matthew Foust

Address: 5601 Oak Top Drive; Colleyville, TX 76034

Phone: 817-944-0877 E-mail Address: matthewjfoust@gmail.com

How long have you been a Colleyville resident? approx. five years

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**

Legal skill, knowledge, experience, education, and training that provides a strong foundational understanding of applying detailed statutory and rules-based guidelines to specific factual scenarios.

2. **What do you perceive your role will be in serving on a board, commission, or committee?**

In the context of P&Z, ensuring Colleyville's quality growth and development by consistently and fairly applying the City's various rules, regulations, and requirements. Additionally, working collaboratively with citizens, developers, and other stakeholders to facilitate innovative solutions for the City.

3. **In your opinion, what policies / programs / assets of Colleyville are working well?**

First and foremost, its thoughtful, conservative approach to fiscal responsibility. Generally, the City approaches issues with a longterm time-horizon in mind, meaning that the focus is on developing high-caliber, sustainable solutions. Specifically, P&Z does an admirable job of working toward consistency while remaining empathetic to circumstances that are simply beyond the applicant's reasonable control.

4. **What are some issues in Colleyville which may require change?**

The evolution of e-commerce (think Amazon) and COVID-induced changes (think work-from-home) have created uncharted territory for cities. However, these changes are an opportunity for Colleyville, rather than a threat: utilizing new approaches to create growth that is consistent with these changing dynamics.

5. **If you could influence the City in just one way, what would that be?**

Unfortunately, our world is a polarized place, and our City isn't immune. I would want to influence the City by showing respect, demonstrating courtesy, and extending grace toward other individuals regardless of our philosophical, political, or other differences.

6. **Please share your vision for the City of Colleyville.**

A community that continually creates a higher standard-of-living for its citizens; that develops constructive partnerships with its local businesses; and that works toward progress while not forgetting the traditional notions of respect and decency.

All information provided is public pursuant to the Texas Public Information Act.

Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office: 817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 1/19/22

Recorded/Printed:

Acknowledged By: AL



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)

1. ADHOC: GENERAL FUND CIP FEE ADVISORY COMMITTEE
2. PLANNING AND ZONING COMMISSION
3. METROPORT TEEN COURT ADVISORY BOARD

▼

▼

▼

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Eric J. Holland

Address: 5500 Sycamore Dr., Colleyville, TX 76039

Phone: 972-983-9055 E-mail Address: ericholland1974@yahoo.com

How long have you been a Colleyville resident? 2 yrs, 3 mos

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:

I have served on a community improvement board in Galveston, TX and an appeals board at the University of Texas. I have extensive professional experience in litigation and negotiation/dispute resolution, and my current job involves constant customer negotiation, evaluation of contractual wording, and financial structure.

2. What do you perceive your role will be in serving on a board, commission, or committee?

I would imagine that my role would be advisory (in the ad hoc CIP committee or the Teen Court board) or determinative (in the instance of the Planning and Zoning Commission). I would anticipate participating in hearings that are based on facts and an objective evaluation of evidence presented to arrive at decisions beneficial to the community and fair to the appellant in light of the statutory standards in place.

3. In your opinion, what policies/programs/assets of Colleyville are working well?

Development of businesses and common areas seem to be going well, as does the process for appealing the tax value of residences. The police department also seems to be friendly and engaging while having a noticeable presence, which serves to both bolster the confidence of the public and to serve as a deterrent to crime. City services seem to function fantastically, as do the various community activities.

4. What are some issues in Colleyville which may require change?

Construction projects often seem to take longer than may be anticipated. Examples are the sidewalk at the NE corner of Hwy 26 and Hall-Johnson and the median project all along Hwy 26. This leads to increased congestion in vehicular traffic. There could also be better alignment between online policies and their application by the schools.

5. If you could influence the City in just one way, what would that be?

It may seem a bit unrelated to the committees that I identified above, but I would like to see more youth sports programs, specifically flag football and basketball so that our kids do have not leave to play in the leagues in neighboring cities such as Southlake. I would also like to see a higher level of baseball and softball available for the kids that are capable of playing it.

6. Please share your vision for the City of Colleyville.

I envision a city that utilizes low tax rates to promote both business and residential growth and that is able to live within a balanced budget. The increase in economic activity that comes from low taxes and increased disposable income (individuals) or profits (commercial entities) has repeatedly been demonstrated to lead to greater spending and hiring. We have seen multiple times throughout our nation's history that a lowering of the tax rates often leads to increases in taxes received. This is already a fantastic place to live, and utilizing increased revenues to expand upon community activities would lead to a greater sense of community and pride in where we live. I also see a continuation or an increase in transparency with regards to city funds and the expenditures to which they are assigned.

All information provided is public pursuant to the Texas Public Information Act.

Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office: 817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

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Date Received: 10/6/21

Recorded/Printed:

Acknowledged By: AL



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) **Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)**

1. Planning and Zoning Commission
2. Capital Improvement Advisory Committee
3. Parks and Recreation Advisory Board

Name: ☐ Ms. ☐ Mrs. ☒ Mr. James Poettcker

Address: 4611 Cresthaven Dr

Phone: 8173139344 E-mail Address: jpoett@sbcglobal.net

How long have you been a Colleyville resident? 32 yrs

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**
General Surgery, retired. My first degree was Chemical Engineering. Having been on or the chairman of every hospital committee at all the Midcities hospitals I have plenty of experience dealing with difficult situations.
2. **What do you perceive your role will be in serving on a board, commission, or committee?**
Figure out what is best for the citizens of Colleyville and work toward that goal.
3. **In your opinion, what policies / programs / assets of Colleyville are working well?**
Colleyville has been a great place to live for the past 3 decades, close enough to Dallas and Fort Worth, but not too close. Affluent, but not too affluent.
4. **What are some issues in Colleyville which may require change?**
We need to keep any bad influences out of the schools.
5. **If you could influence the City in just one way, what would that be?**
The various departments of the city all seem to be running well. I would like to contribute to keep things running smoothly.
6. **Please share your vision for the City of Colleyville.**
Keep it a great place for my grandson to grow up in.

All information provided is public pursuant to the Texas Public Information Act.
Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 01/18/2022

Recorded/Printed:

Acknowledged By: AL



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) **Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)**

1. Planning and Zoning Commission

2.

3.

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Joseph W. Stout

Address: 5505 Janet Lane, Colleyville, TX 76034

Phone: 817-988-9488 E-mail Address: josephstout@yahoo.com

How long have you been a Colleyville resident? 6 years

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:

President, Kingswood Estates HOA, Colleyville (current); Bedford, TX, Street Improvement/Economic Development Corp member, 1 year; Big Thought educational support organization, Executive Board member, Dallas, 5 years; Fort Worth Chapter Public Relations Society of America, past Board member; Junior Achievement Fort Worth, past Board member; Fort Worth Local Emergency Planning Committee, Lockheed Martin representative; 5 years as bipartisan Lockheed Martin Employees Political Action Committee (PAC) membership ambassador for Grand Prairie and Orlando, Fla. plants; led 40-person department as Director of Communications at Lockheed Martin, 8 years; President, Mid-Cities Community Cats 501c3 animal welfare organization (current). Previous experience covering city government in Hurst for a small daily newspaper for 2 years, attending all City Council meetings and writing numerous stories about zoning and property topics.

2. What do you perceive your role will be in serving on a board, commission, or committee?

Specific to P&Z, it is critical to preserve Colleyville's current standards for residential lot sizes (half-acre or larger) in order to maintain the unique characteristics of our city, while also ensuring that Colleyville remains attractive and welcoming to businesses that will enhance the quality of life and sales tax revenue of our city. On a broader basis, to carry out long-range policies and strategies of the City Council and to offer recommendations to the City Council consistent with those policies. I understand the concept that Board and Commission members serve at the pleasure of the Mayor and Council, and are not put in place to challenge or subvert the policies of the City's elected leaders.

3. In your opinion, what policies/programs/assets of Colleyville are working well?

Colleyville has a unique residential environment and an impressive record of budget management, which includes successfully funding improvements to necessary programs and amenities such as roads, public buildings and parks, for the benefit of our citizens. City leaders have done an outstanding job of ensuring that Colleyville retains its attractive features while also growing and improving its assets, such as the distinguishing "brand" being created along SH-26. I believe these new features will pay off in the future by attracting new residents and business customers to the city, thereby increasing property values and sales tax revenue. Colleyville is truly unique among the cities in Northeast Tarrant County and careful stewardship is needed to maintain and continue these qualities.

4. What are some issues in Colleyville which may require change?

The city may need to take special steps to attract complementary, vital, anchor businesses to the downtown area that surrounds the City Hall and Library complex. That area still has untapped potential to become a center for commerce, dining and living that will bring more visitors to spend their dollars in Colleyville. Another potential issue is that we don't know what zoning challenges may arise in the future due to new types of businesses that could emerge and seek to locate here. In the past stores such as CBD shops, massage parlors or vape shops may have sought to open in Colleyville. The City must stick to its long-term plan and core values to make sure business concepts that have yet to emerge will not threaten Colleyville's standards.

5. If you could influence the City in just one way, what would that be?

If I could have influence in just one way, my goal would be to help protect the outstanding quality of life that Colleyville has today, while also ensuring that Colleyville can attract younger families and continue to be a vital community 10 or 20 years in the future. The City has an aging demographic and therefore must keep Colleyville attractive to young professionals who value all that we offer for young, affluent families. This includes high quality neighborhoods, good schools, great parks and recreational facilities, pockets of the city with a rural feel, an excellent public library, exciting programs for entertainment and the performing arts, and many other amenities.

6. Please share your vision for the City of Colleyville.

My vision: In 2032 and beyond, Colleyville will be home to a new generation of families that will choose our city as a great place to live, work (perhaps at home), and raise their children to become well educated, happy, and contributing adults. The city will be fiscally sound based on real estate values and commerce, including retail and restaurant spending both by residents and people coming to enjoy Colleyville from other parts of the metroplex. Colleyville will be renowned in the metroplex and beyond as a suburban jewel with a fantastic location in the heart of DFW, just miles from an airport that easily connects people to any place they need to travel worldwide.

All information provided is public pursuant to the Texas Public Information Act.

Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office: 817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 2/16/22

Recorded/Printed:

Acknowledged By: AL

JOSEPH W. STOUT
5505 Janet Lane
Colleyville, TX 76034
C: 817-988-9488; josephstout@yahoo.com

Qualifications

Leadership

Successfully led teams ranging in size from six to more than 40 employees in fast-paced, demanding business environments.

Strategic Planning

Served as the director and integrator of Communications planning for all of Lockheed Martin's Aeronautics business, including the F-35, F-22 and F-16 aircraft programs.

Executive Communications

Worked as speechwriter and trusted Communications advisor for three Lockheed Martin division Presidents, including the leader who led the contract win for the F-35 Lightning II program.

Government Affairs/Political

Hosted plant visits by members of Congress in Texas and Florida. Increased donations to the Lockheed Martin Employees Political Action Committee (PAC) with briefings and videos.

Community Relations

Oversaw Lockheed Martin's Community Relations programs in Grand Prairie, Fort Worth and Orlando (Fla.), influencing decisions about philanthropy and volunteerism.

Media Relations & Crisis Management

Expert in cultivating positive media relationships at the global, national, regional and local levels. Respected by media contacts for credibility and responsiveness.

Experience

January 2018 – December 2019: Director of Communications, Tactical & Strike Missiles and Energy, Lockheed Martin Missiles and Fire Control, Grand Prairie and Orlando.

January 2013 – January 2018: Director of Integrated Communications, Lockheed Martin Missiles and Fire Control (MFC), leading nine functional organizations.

April 2001 – December 2012: Director of Communications and Fort Worth Site Lead, Lockheed Martin Aeronautics Company, Fort Worth.

November 1995 – March 2001: Director of Communications, Lockheed Martin Tactical Aircraft Systems.

Other Experience

Manager of Public Affairs and Sr. Communications Specialist, Lockheed Fort Worth Company/General Dynamics Fort Worth Division.

Reporter, Mid-Cities Daily News.

Education

- Bachelor of Arts in English and Journalism, Texas A&M University-Commerce.
- Master of Arts in Business Communication, Jones International University.

Hobbies/Personal Information

- Tennis, fitness and playing guitar.
- Married with two adult children.

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Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)

1. LIBRARY BOARD
2. METROPORT TEEN COURT ADVISORY BOARD
3. PLANNING AND ZONING COMMISSION

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Name: ☐ Ms. ☐ Mrs. ☒ Mr. Robert L (Bob) Scott

Address: 5846 Crescent Ln, Colleyville TX 76034

Phone: 817-676-4220 E-mail Address: bob.scott774@gmail.com

How long have you been a Colleyville resident? 6 years

☒ I understand attendance and active support is required for each appointee. ☒ I understand I am required to comply with the Texas Open Meetings Act training. ☒ I understand I must bring my own device to meetings to view packet information. ☒ I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:

City of Lewisville, NC Rainwater Planning Task Force (2002), Boy Scouts of America, professional staff (2008 - 2016) and volunteer leader (2008 - present) including logistics planning for the 2017 and 2019 National and World Jamborees (Beckley, WV).

2. What do you perceive your role will be in serving on a board, commission, or committee?

Actively participate in the consideration of plans and recommendations brought forward by committee staff support and provide advisory recommendations to City Council on matters brought to the committee or board.

3. In your opinion, what policies/programs/assets of Colleyville are working well?

Generally, the Master Plan seems solid and well considered. Services are well delivered and staff respond to citizens in a professional and courteous manner. Our library, particularly has been a blessing the past two years.

4. What are some issues in Colleyville which may require change?

Transparency and inclusion when considering major community investments and direction. Ongoing consideration of "who and what is Colleyville?", how are we unique from surrounding communities and how do we chart a path to inclusive growth without diminishing the positive qualities of the community?

5. If you could influence the City in just one way, what would that be?

By being open-minded and future oriented. Bringing an attitude of pragmatic, operationally driven consideration of options. Understand - Consider - Plan - Act!

6. Please share your vision for the City of Colleyville.

To think broadly about what Colleyville can be - not just for the current citizens, and not just to be "like" surrounding communities but to be a place where all who want the experience of Colleyville can find a place for their families to be comfortable and successful.

All information provided is public pursuant to the Texas Public Information Act.

Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office: 817.503.1130 Fax: 817.503.1139; cloven@colleyville.com

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Date Received:

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Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)

1. PLANNING AND ZONING COMMISSION
2. PARKS AND RECREATION ADVISORY BOARD
3. COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION

▼

▼

▼

Name: ☒ Ms. ☐ Mrs. ☐ Mr. Victoria Ochoa

Address: 1713 Rock Dove Circle Colleyville TX 76034

Phone: 817-602-6042 E-mail Address: victoriaraquelocha@gmail.com

How long have you been a Colleyville resident? <1 year

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:

As an MSc student of Sustainable Urban Development at the University of Oxford (Oxford, United Kingdom) and someone who attended both Heritage Middle School and Colleyville Heritage High School, I would love to lend my skills to my community.

2. What do you perceive your role will be in serving on a board, commission, or committee?

Assisting the Planning and Zoning Commission could entail reviewing permits or assisting the planners of this commission in whichever capacity they find most useful; whether that be reviewing the zoning of Colleyville or helping to make recommendations, I would be willing to help wherever needed.

3. In your opinion, what policies/programs/assets of Colleyville are working well?

Residents of Colleyville seem satisfied by and large with the condition of the city. I benefited from receiving education in GCISD & know that many are attracted to the school district due to its academic excellence. Notable assets include the beauty of Colleyville, both in the natural and built environments. The parks and roads are also very well-maintained.

4. What are some issues in Colleyville which may require change?

Ensuring that we as a city maintain the "country feel" of Colleyville should be examined within the context of our natural environment and its preservation. If development is the only consideration, we will lose our character (namely our "small town" personality) that is integral to our cultural identity in Colleyville.

5. If you could influence the City in just one way, what would that be?

I would create opportunities that connect our more vulnerable populations (i.e. elderly citizens, the handicapped, etc.) with the broader community so as to ensure that no resident of Colleyville is prevented from enjoying the beauty of this city.

6. Please share your vision for the City of Colleyville.

My dream is for Colleyville to continue to be prosperous and for us to appreciate the natural environment that the city boasts. From beautiful deciduous trees to the numerous bird species found in this area, we have much to be proud of and protect.

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Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office: 817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 12/2/21

Recorded/Printed:

Acknowledged By: AL

Victoria Raquel Ochoa

1713 Rock Dove Circle, Colleyville, Texas 76034 | 817-602-6042 | victoriaraqueochoa@gmail.com

EDUCATION

MSc University of Oxford, Sustainable Urban Development, Oxford, UK, Expected Graduation 2023

BA Smith College, Massachusetts, USA, Graduated January 2020 in Environmental Science and Policy and Portuguese-Brazilian Studies

Undergraduate GPA: 3.86

EXPERIENCE

Marketing Assistant, AB FinWright LLP. (March 2021 - October 2021): Created a comprehensive branding strategy alongside visual aids for improving the website design and social media accounts; performed a SWOT of the firm's website and social media; presented ideas to the managing partners using PowerPoint and Word; routinely met with team members for collaboration.

Sustainable Solutions Capstone, *Climate Migration: A Changing Landscape in the Northern Hilltowns?* (2019): This group project centered on climate migration in four local towns in collaboration with the Pioneer Valley Planning Commission (PVPC). It included analyzing zoning bylaws and presenting the findings and recommendations to aid the towns in winning grants for climate adaptation.

Introduction to Geographic Information Systems, *Mapping Climate Change Vulnerability and Resiliency in the Pioneer Valley* (2019): Worked with the PVPC to increase accessibility of information to townspeople, thus supporting the grant application process that they were undergoing. This online StoryMap displayed and gave context to the risks that climate change poses to the Pioneer Valley as well as the preparations that towns in the Valley had taken to increase climate resilience.

Interpreting and Communicating Environmental Information (2019): Environmental communication for broad and varied audiences. Involved use of Twitter to create informative yet accessible threads about relevant environmental and social issues. Created a podcast about Smith's LMP (Landscape Master Plan).

Executive Assistant, No Fossil Fuel LLC, Clean Power Inc., Kingston, MA (August 2018 – May 2019): Researched purchasers of energy projects, such as wind and solar farms both international and domestic. Attended to miscellaneous administrative tasks and provided support to the founder/president.

Student Outreach for Divest Smith College (September 2015 – December 2018): Researched, organized and presented to the Board of Trustees the financial, environmental, and social case for fossil fuel divestment and participated in a campaign for campus-wide awareness of divestment. As part of the Student Outreach team, I used social media to engage students, faculty, and miscellaneous supporters of Divest. Additional responsibilities included organizing a luncheon for faculty.

Researching Environmental Problems, *Updating Smith College's Landscape Master Plan in the Context of Climate Change* (2017): After analyzing Smith's LMP, our group concluded that liminal areas on campus should be used to sustain the native ecosystem by opting for green space in lieu of lawns. Presented our findings at a conference hosted by the American Association of Geographers.

PRIZES AND GRANTS

Florence Augusta Merriam Bailey Prize, awarded by Smith College 2020

This prize recognized the work my team produced as part of the Sustainable Solutions Capstone. Our research on climate migration contributed to the climate resilience plans of four different rural towns.

Finalist for Davis Foundation Projects for Peace Grant 2020

A proposal developed in collaboration with community stakeholders to establish an urban farm in a low-income neighborhood in Rio de Janeiro. Recognized as the runner-up proposal.

International Experience Grant, awarded by Smith College 2019

Traveled to Rio de Janeiro as part of a special studies on urban farming in Brazil.



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1. PLANNING AND ZONING COMMISSION
2. CLICK HERE TO MAKE SELECTION
3. CLICK HERE TO MAKE SELECTION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Cliff LeBlanc

Address: 6013 Volterra Court, Colleyville, TX 76034

Phone: 8178006383

E-mail Address: cliff.g.leblanc@gmail.com

How long have you been a Colleyville resident? 6 years

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**
Parks and Recreation Board Member, Sidewalk Committee member, and Capital Expense Fee team member;
2. **What do you perceive your role will be in serving on a board, commission, or committee?**
Providing guidance and opinion to city staff and council to help them make decisions in city planning and zoning.
3. **In your opinion, what policies/programs/assets of Colleyville are working well?**
City Council's push to keeping things transparent and doing their best to foster growth and quality living in Colleyville.
4. **What are some issues in Colleyville which may require change?**
The vile election season....that just makes city service challenging; challenge in P&Z of looking out for the city without infringing on property owner's rights.
5. **If you could influence the City in just one way, what would that be?**
Temper the election vitriol we see every election...we live in a wonderful city with wonderful caring people...let's stay above the fray.
6. **Please share your vision for the City of Colleyville.**
Colleyville is unique place that brings such a safe location for my children and family to live. I want to do my part in helping Colleyville continue being a top location for families and preserve the investment we've made in labor and money in this city.

All information provided is public pursuant to the Texas Public Information Act.
Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

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Date Received: 3/4/22

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Application for Appointment

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1. PLANNING AND ZONING COMMISSION
2. LIBRARY BOARD
3. PARKS AND RECREATION ADVISORY BOARD

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Name: ☐ Ms. ☐ Mrs. ☒ Mr. Zachary Bunn

Address: 517 Sophie Ln; Colleyville, TX 76034

Phone: (817)706-0848 E-mail Address: zac.bunn@vote4zac.com

How long have you been a Colleyville resident? 3

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:

I have served on a several boards and commissions related to the ISDs in the areas I have lived but not directly for city services.

2. What do you perceive your role will be in serving on a board, commission, or committee?

To listen to, process, and understand relevant data and to make decisions based on that data to create recommendations for city action.

3. In your opinion, what policies/programs/assets of Colleyville are working well?

I think the zoning committee has done a good job keeping a certain feel prevalent in Colleyville and I appreciate the safe keeping of the cities greenspaces and parks. My girls and I enjoy the library and the parks as well.

4. What are some issues in Colleyville which may require change?

I am disappointed that we didn't spend the extra money to bury powerlines while we were doing the massive road work we have undergone and I wish we were more on top of our sidewalks and waterworks but it sounds like there is a plan for that.

5. If you could influence the City in just one way, what would that be?

Less focus on outward appearance and more focus on functionality.

6. Please share your vision for the City of Colleyville.

A great place to raise a family with high walkability and a lot of public greenspace and parks.

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817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 06/01/2022

Recorded/Printed:

Acknowledged By: CL



Application for Appointment

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1. PARKS AND RECREATION ADVISORY BOARD
2. SIGN BOARD/ZONING BOARD OF ADJUSTMENT/SIGN BOARD OF APPEALS
3. PLANNING AND ZONING COMMISSION

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Name: ☐ Ms. ☐ Mrs. ☒ Mr. Jerome Obinabo

Address: 6904 Meade Drive, Colleyville Texas 76034

Phone: 214-499-4464 E-mail Address: netpeople@rocetmail.com

How long have you been a Colleyville resident? 12

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:
See attached.
2. What do you perceive your role will be in serving on a board, commission, or committee?
See attached.
3. In your opinion, what policies/programs/assets of Colleyville are working well?
See attached.
4. What are some issues in Colleyville which may require change?
See attached.
5. If you could influence the City in just one way, what would that be?
See attached.
6. Please share your vision for the City of Colleyville.
See attached.

All information provided is public pursuant to the Texas Public Information Act.
Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 6/22/22

Recorded/Printed:

Acknowledged By: AL

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**
 - a. Board member, Colleyville Lions Club
 - b. Colleyville Citizens Police Academy, 2015
 - c. IT Consultant
2. **What do you perceive your role will be in serving on a board, commission, or committee?**
 - a. To recommend and advise the City Council on matters related to committee work on behalf of citizens of Colleyville.
3. **What policies and programs/ asset are working well?**
 - a. Colleyville's small-town character– low density, small roads, occasional white picket fences, ranches, etc.
 - b. Good parks and schools
 - c. Business friendly (Business Center)
 - d. Lower taxes
 - e. Low crimes
 - f. Colleyville Fire and Police departments
 - g. Colleyville Ministerial Alliance
4. **What are some issues in Colleyville which may require change?**
 - a. New developments that do not enhance Colleyville uniqueness
5. **If you could influence the city in just one way, what would that be?**
 - a. Shop Colleyville first – patronize Colleyville businesses
6. **Please share your vision for the City of Colleyville.**
 - a. My vision is to contribute to making Colleyville the most beautiful, safe, spacious, and technologically advanced city in the world while maintaining and enhancing its unique small-town character. I want to leave Colleyville better than I found it.

A place where people want to raise their kids

A place where people are content

A place with white picket fences

A place with old homes and avant-garde buildings

A place with sporadic farmlands and rolling hills

A place where you feed cows by the roadside on your way to work

A place with agricultural lots filled with horses

A place with large estate spaces

A place with friendly neighbors

A place where you can still find narrow winding roads

A place with the best police/fire departments

A place where you can find peace of mind while driving around aimlessly – a pacifying experience

A place called home



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)

1. PLANNING AND ZONING COMMISSION



2. CLICK HERE TO MAKE SELECTION

3. CLICK HERE TO MAKE SELECTION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Scotty Richardson

Address: 2005 Reynolds Drive, Colleyville TX 76034

Phone: 817-676-2120 E-mail Address: labman0001@hotmail.com

How long have you been a Colleyville resident? 4 years

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**

Colleyville Citizens Police Academy Alumni, Citizens Fire Academy Alumni, CEDC Board Director, Member Colleyville Chamber of Commerce, Colleyville Garden Club/Civic Beautification Board, Colleyville CEO Club, Accepted to 2022-23 Leadership Colleyville. Gainesville TX: Planning & Zoning Board, Park and Rec Board.

2. **What do you perceive your role will be in serving on a board, commission, or committee?**

Act as an advisory body to the City Council concerning approval or disapproval of special zoning requests, special use permits and decisions on platting and subdividing land with the city limits. Develop and recommend to council the Master Plan for the physical development of the City of Colleyville for growth, development, and beautification of the City.

3. **In your opinion, what policies / programs / assets of Colleyville are working well?**

The city's balanced fiscal planning and strategies are some great examples. My favorite is paying in cash for CIP and no bonds. We have the best Police and Fire Departments, nationally recognized. I highly support Highway 26 improvements, including the Gateways. I believe these investments will have financial payback in terms of obtaining high quality businesses, resulting in increased property values and sales taxes

4. **What are some issues in Colleyville which may require change?**

New state mandated requirements keep coming. A good example are the state changes reducing building code standards. The city took great proactive steps by buying acreage at the John McCain city entrance to ensure high quality development. The same with the South retail property acquisition. Not only should we control building quality, but we should also maintain control to ensure the desired businesses in Colleyville.

5. **If you could influence the City in just one way, what would that be?**

Keep the rural and community environment that Colleyville residents enjoy, while building opportunities for desirable restaurants, retail businesses, parks and trails. Low density residential development should be a priority.

6. **Please share your vision for the City of Colleyville.**

A place admired for it's government, quality of life and a community supporting each other.

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Date Received: 6/21/22

Recorded/Printed:

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Application for Appointment

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1. PLANNING AND ZONING COMMISSION
2. SIGN BOARD/ZONING BOARD OF ADJUSTMENT/SIGN BOARD OF APPEALS
3. PARKS AND RECREATION ADVISORY BOARD

▼

▼

▼

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Steve Harvey

Address: 6805 Strauss

Phone: 262.748.6036 E-mail Address: sharveypost@gmail.com

How long have you been a Colleyville resident? 6 years

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:

I served in the United States Navy where I was an engineer. As I transitioned to the private sector I landed in Information Technology where I worked as an Architect and Engineer for over 10 years before moving to Information Security where I served as Chief Information Security Officer in three very large banks. All my roles required me and my teams to view problems and solutions from a macro level to the last detail of the project/program. My background is steeped in reading and understanding blueprints, schematics, and architectural drawings.

2. What do you perceive your role will be in serving on a board, commission, or committee?

Review, assess, and evaluate building and development requests for local businesses public improvements and proposals and make recommendations to the Colleyville City Council as they relate to our city ordinance and codes and the impact to the city strategic plan

3. In your opinion, what policies / programs / assets of Colleyville are working well?

Colleyville is consistently voted as one of the safest places to live in Texas and in the U.S. This is a testament to our law enforcement and first responder teams The investment and development of Colleyville Blvd has resulted in an excellent corridor in and out of our city. Connectivity via the sidewalks and trails program is also an incredibly positive program.

4. What are some issues in Colleyville which may require change?

There are many vacant office and retail spaces along Colleyville Blvd, and they have been that way for, in some cases, years. How are we incentivizing businesses to come to Colleyville vs Southlake and Grapevine?

5. If you could influence the City in just one way, what would that be?

Avoid high density housing programs and keep Colleyville one of the safest "country feeling" cities in Texas.

6. Please share your vision for the City of Colleyville.

Our population is aging. Making Colleyville a destination for food, fun and shopping to increase revenue and preparing for what the next generation of residents will want can keep Colleyville ahead of growth lag.

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Recorded/Printed:

Acknowledged By: AL

PLANNING AND ZONING COMMISSION

PLACE 1

David Groves

5702 Ponderosa Street

Colleyville, TX 76034

(817) 689-9532

David.groves11@gmail.com

TERM: Nov 2020 – Nov 2022

PLACE 2

Lawrence Williamson

709 Thomas Street

Colleyville, TX 76034

(817) 791-4730

Lawrence.S.Williamson@gmail.com

TERM: Nov 2020 – Nov 2022

PLACE 3

Sayed Syed

6705 Sapphire Circle North

Colleyville, TX 76034

(817) 913-0474

sbilqees@gmail.com

TERM: Nov 2020 - Nov 2022

PLACE 4

Tim Raine

3104 Queensbury Way Court

Colleyville, TX 76034

(817) 360-6119

Timraine25@gmail.com

TERM: Nov 2020 - Nov 2022

PLACE 5

Jim Linn

7001 Westcoat Drive

Colleyville, TX 76034

(817) 229-0147

jimlinn@sbcglobal.net

TERM: March 2022 – Nov 2023

PLACE 6

Claudia Bevill

119 Cheek-Sparger Road

Colleyville, TX 76034

H: (817) 849-1360

ckbevill@hotmail.com

TERM: Nov 2021 – Nov 2023

PLACE 7

VACANT

TERM: Nov 2021 – Nov 2023

CITY COUNCIL LIAISON

George Dodson

7309 Balmoral Drive

Colleyville, TX 76034

H: (817) 937-3198

gdodson@colleyville.com

CITY COUNCIL LIAISON

Chuck Kelley

705 Hillside Drive

Colleyville, TX 76034

H: (817) 235-7883

ckelley@colleyville.com

RESOLUTION R-22-4747

**A RESOLUTION APPOINTING A MEMBER TO
THE PLANNING AND ZONING COMMISSION**

WHEREAS, Place 7 on the Planning and Zoning Commission is vacant with a term expiring November 2023.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT the City Council hereby appoints the following to the Planning and Zoning Commission with a term expiring November 2023:

Place 7 –

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 6TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

____ Mayor Pro Tem Kathy Wheat
____ George Bond, Place 2
____ Chuck Kelley, Place 5

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

RESOLUTION R-22-4748

**A RESOLUTION APPROVING CITY COUNCIL ACTION
UNDER BUSINESS AT THE REGULAR CITY COUNCIL MEETING OF
JULY 6, 2022**

WHEREAS, City Council has taken action on certain items on the agenda under Business.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE 6TH DAY OF JULY 2022.

Mayor Bobby Lindamood
Brandi Elder, Place 1
George Dodson, Place 4
Callie Rigney, Place 6

_____	Mayor Pro Tem Kathy Wheat	_____
_____	George Bond, Place 2	_____
_____	Chuck Kelley, Place 5	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor