



City of Colleyville City Council Agenda

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

Tuesday, November 19, 2013

City Council Chambers

**PRE COUNCIL MEETING
EXECUTIVE SESSION
5:30 P.M.
EXECUTIVE CONFERENCE ROOM
THIRD FLOOR**

CALL TO ORDER

- PC-1** Update and discussion of the Quiet Zone Project
- PC-2** Presentation of the Performance Management Report
- PC-3** Presentation of the Quarterly Investment Report for quarter ending September 30, 2013
- PC-4** Presentation of the Monthly Financial Report - October 2013
- PC-5** Discussion of the November 19, 2013, 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 public hearing or action items on the agenda

Section 551.071 - Legal - Consultation with attorney regarding pending litigation - Moxie Pest Services - Dallas, LLC v. City of Colleyville

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities

Section 551.087 - Economic Development - Discuss or deliberate regarding commercial or financial information that the City has received from business prospects that 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

RESUME REGULAR MEETING**7:30 P.M.****CITY COUNCIL CHAMBERS****INVOCATION: Pastor Rich Green, Compass Christian Church****PLEDGE OF ALLEGIANCE: City Attorney Matthew Boyle****2. EXECUTIVE SESSION: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - Resolution R-13-3686****3. ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS****Announcements of civic and charitable events****Presentation of calendar events and updates****Announcements of awards and recognition**

Proclamation in recognition of the Colleyville Woman's Club 35 Year Anniversary - Carol Wollin, President, and Executive Board members, Colleyville Woman's Club

In recognition of Colleyville's featured business - Walmart Neighborhood Market, 4904 Colleyville Boulevard, Steve Chapman, Store Manager - Mayor Pro Tem Mike Taylor and Economic Development Director Marty Wieder

4. CONSENT: READING AND PUBLIC HEARING - Resolution R-13-3687

4a Approval of the minutes of the regular City Council meeting of November 5, 2013

4b Approval of a contract with Stripe-A-Zone, Inc., in an amount not to exceed \$95,289.43, for replacement of worn out pavement markings at various locations throughout the City, and authorize the city manager to execute the contract

4c Consideration of a request for approval of a final plat for 13.63 acres out of the Elizabeth Cox Survey, John H. Havens Survey, and the Jesse Doss Survey, located in the 4900 block of Heritage Avenue, Case PC13-010

4d Consideration of a request for approval of a final plat for 11.875 acres on Abstract 65 of the H.L. Allen Survey, and Abstract 798 of the J. Harrell Survey, located at 6816 Murphy Road, Case PC13-023

4e Approval of a donation to Colleyville Center from the Colleyville Garden Club, in the amount of \$7,000, for the purchase of five Nellie R. Stevens' Holly trees and five decorative pots

5. ORDINANCE(S): SECOND READING AND PUBLIC HEARING**5a Ordinance O-13-1894**

Consideration of a request for a zoning change from R40-Single Family Residential to PUD-R-Planned Unit Development Residential on 15.4 acres of Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road, Case ZC13-014

5b Ordinance O-13-1895

Request for approval of amendments to the Future Land Use Map of the Colleyville Master Plan for Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road, from a Retail and Institutional Land Use Designation to a Single Family Land Use Designation

5c Ordinance O-13-1896

Approval of a request to amend the filing date of the financial disclosure forms requirement of Ordinance O-02-1322

**6. ORDINANCE(S):
FIRST READING AND PUBLIC HEARING****6a Ordinance O-13-1897**

Consideration of a request for approval of a zoning change from R40-Single Family Residential to R20-Single Family Residential on 2.5 acres of Lot B1A, A1B, B3, and B2, Block 4, of the W. C. Newton Subdivision, located at 708 W. L.D. Lockett Road, Case ZC13-015

7. RESOLUTION(S): READING AND PUBLIC HEARING**7a Resolution R-13-3688**

Consideration of appointments to the Park Land Dedication Committee

7b Resolution R-13-3689

A resolution casting votes for electing members to the Tarrant Appraisal District Board of Directors

7c Resolution R-13-3690

Approval to pass through a water and sewer rate increase received by the City of Colleyville from the Trinity River Authority

7d Resolution R-13-3691

Approval of changing the dates of the May 20, August 5, October 7, and November 4, 2014 regular City Council meetings

8. CITIZEN COMMENTS/PRESENTATIONS REGARDING ITEMS NOT ON THE AGENDA**9. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR NOVEMBER 19, 2013 - Reading and Public Hearing - Resolution R-13-3692****10. ADJOURNMENT**

I hereby certify this agenda was posted on City Hall bulletin boards Friday, November 15, 2013 by 5:00 p.m.

Amy Shelley, TRMC
City Secretary

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 PC-1

Agenda Date 11/19/2013

Type Pre Council

Department Public Works

Title

Update and discussion of the Quiet Zone Project

Explanation

In 2007, City staff submitted an application for federal grant funding to design and construct quiet zones along the Cotton Belt rail line through Colleyville. In November 2008, the Federal Highway Administration (FHWA) approved the 2008 Statewide Transportation Improvement Program (STIP) and the Texas Transportation Commission passed Minute Order 111335, which provided \$1,463,000 for the design and construction of railroad quiet zones at Bransford Road, Pleasant Run Road, and John McCain Road in Colleyville. As part of the grant, a local match of \$359,000 was required.

On October 22, 2012, City Council adopted Resolution R-12-3519, that authorized the Mayor to execute an interlocal agreement with the Fort Worth Transportation Authority (the "T"), in which the "T" agreed to provide the local match and administer all contracts associated with the design and construction of the quiet zones. The interlocal agreement stipulates that the City will procure the design and construction contracts.

On March 19, 2013, City Council approved Resolution R-13-3610, authorizing the city manager to execute an engineering services agreement with CTC, Inc. in the amount of \$321,803.50, to design the supplemental safety measures required to create quiet zones in Colleyville.

This item is a presentation by the design firm to update the City Council on the status of the project.

Attachments

1. Quiet Zone Update Presentation
2. Resolution R-12-3519
3. Resolution R-13-3610



QUIET ZONE UPDATE

*Prepared for the Colleyville City Council
Nov. 19, 2013*



Background

- City acquired grant funding for design and construction of a quiet zone
- City executed an Interlocal Agreement (ILA) with the T for implementation of the quiet zone
- Three crossings were included:
 - John McCain Road
 - Pleasant Run Road
 - Bransford Road

CTC project team

 CTC, Inc.	
 Urban Engineers, Inc.	 *Civil Associates, Inc.
 *Arredondo, Zepeda & Brunz, LLC	 *Lina T. Ramey & Associates, Inc.
 *Bowman Engineering Consulting, Inc.	 *Mas-Tek Engineering & Associates, Inc.

** Disadvantaged Business Enterprise (DBE)*

CTC team responsibilities

- Successfully establish the Quiet Zone (QZ)
- Utilize Federal Railroad Administration (FRA) approved Supplemental Safety Measures (SSMs) for QZ treatments
- Coordinate with DART and Fort Worth & Western Railroad (FWWR)
- Develop plans, specifications and estimates (PS&E) for the QZ treatments and bike paths across railroad right-of-way
- Provide railroad warning systems design
- Prepare the Notice of Intent (NOI) and Notice of establishment (NOE) for creation of the QZ through the FRA process

SSMs considered

- Crossing closure
- One-way street
- Median treatment
 - John McCain Road
- Four-quadrant gates
 - Pleasant Run Road
 - Bransford Road

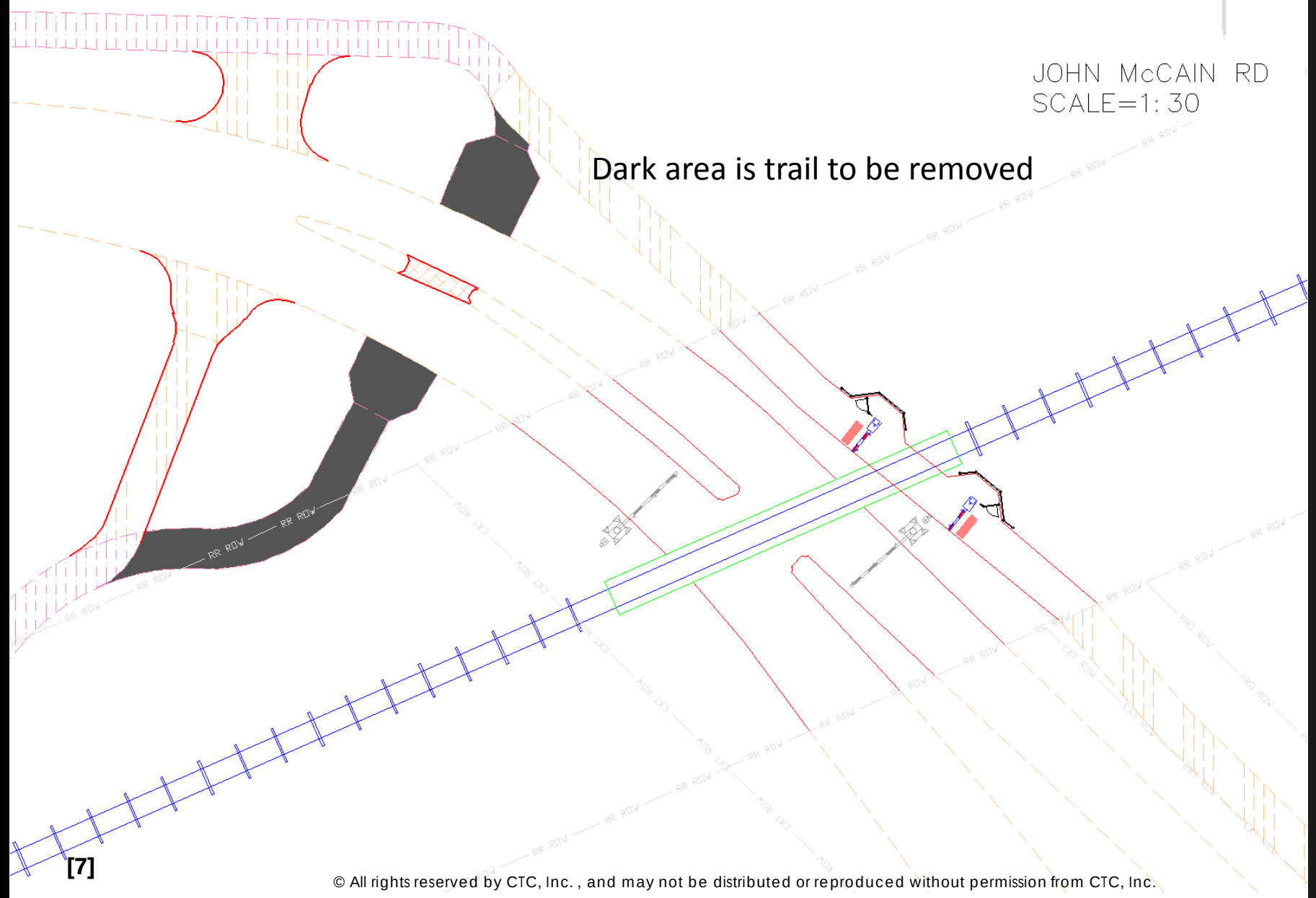
JOHN MCCAIN ROAD





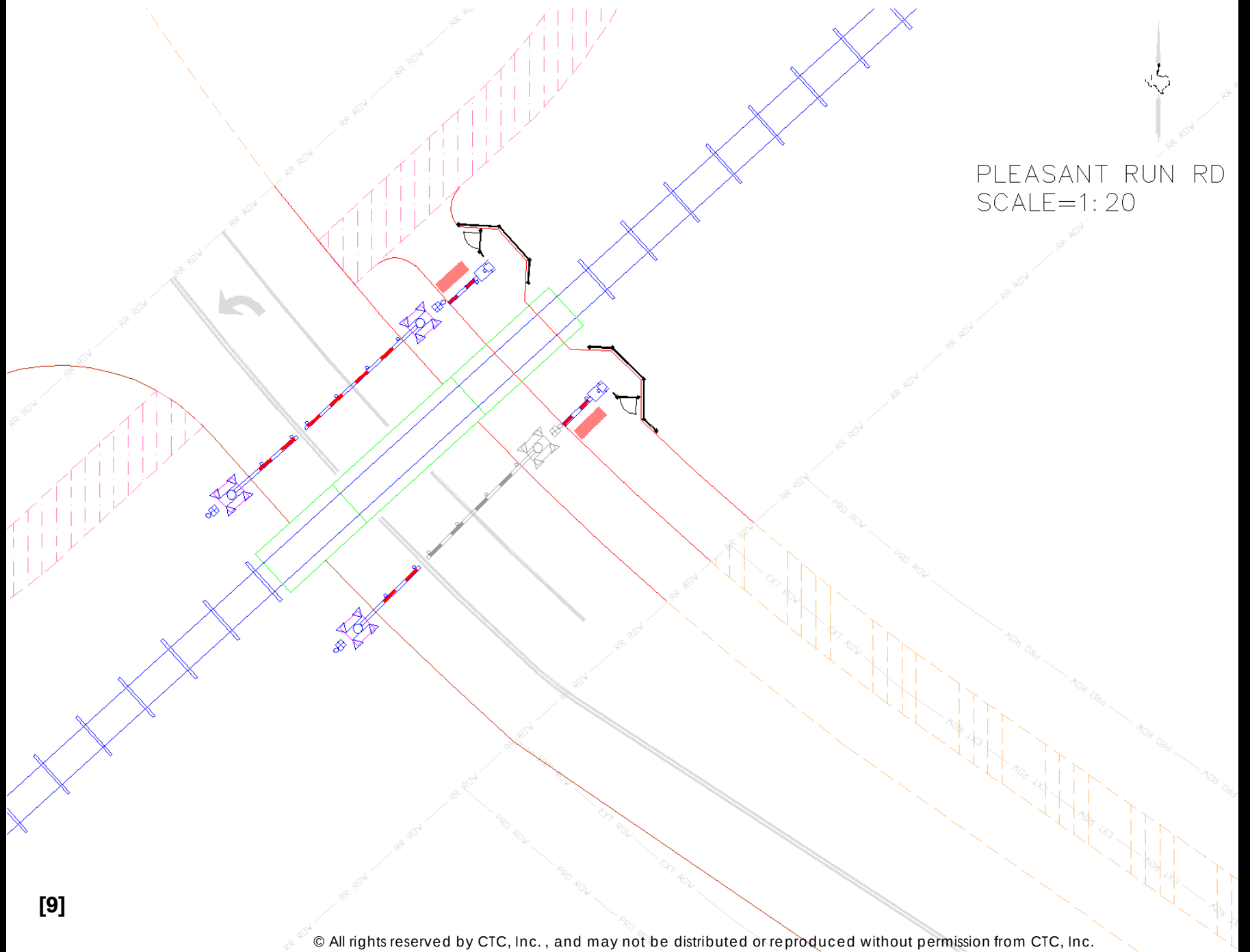
JOHN McCain RD
SCALE=1:30

Dark area is trail to be removed



[7]

PLEASANT RUN ROAD



PLEASANT RUN RD
SCALE=1:20



BRANSFORD ROAD

[10]
[10]
[10]

Four-quadrant gate operation



Exit gate operation



Broken gate scenario



Pedestrian gate



Pedestrian gate

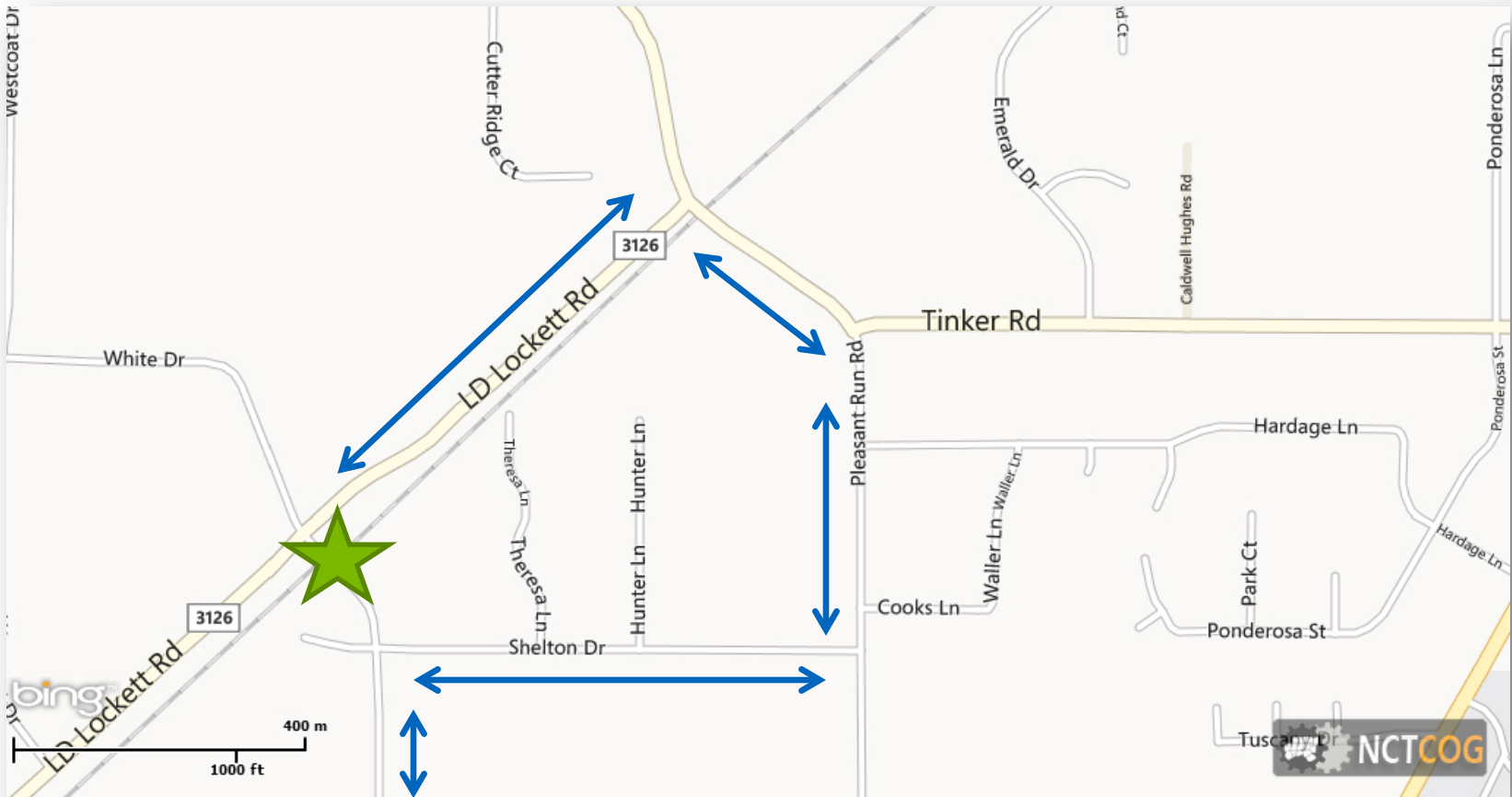


Example of fencing

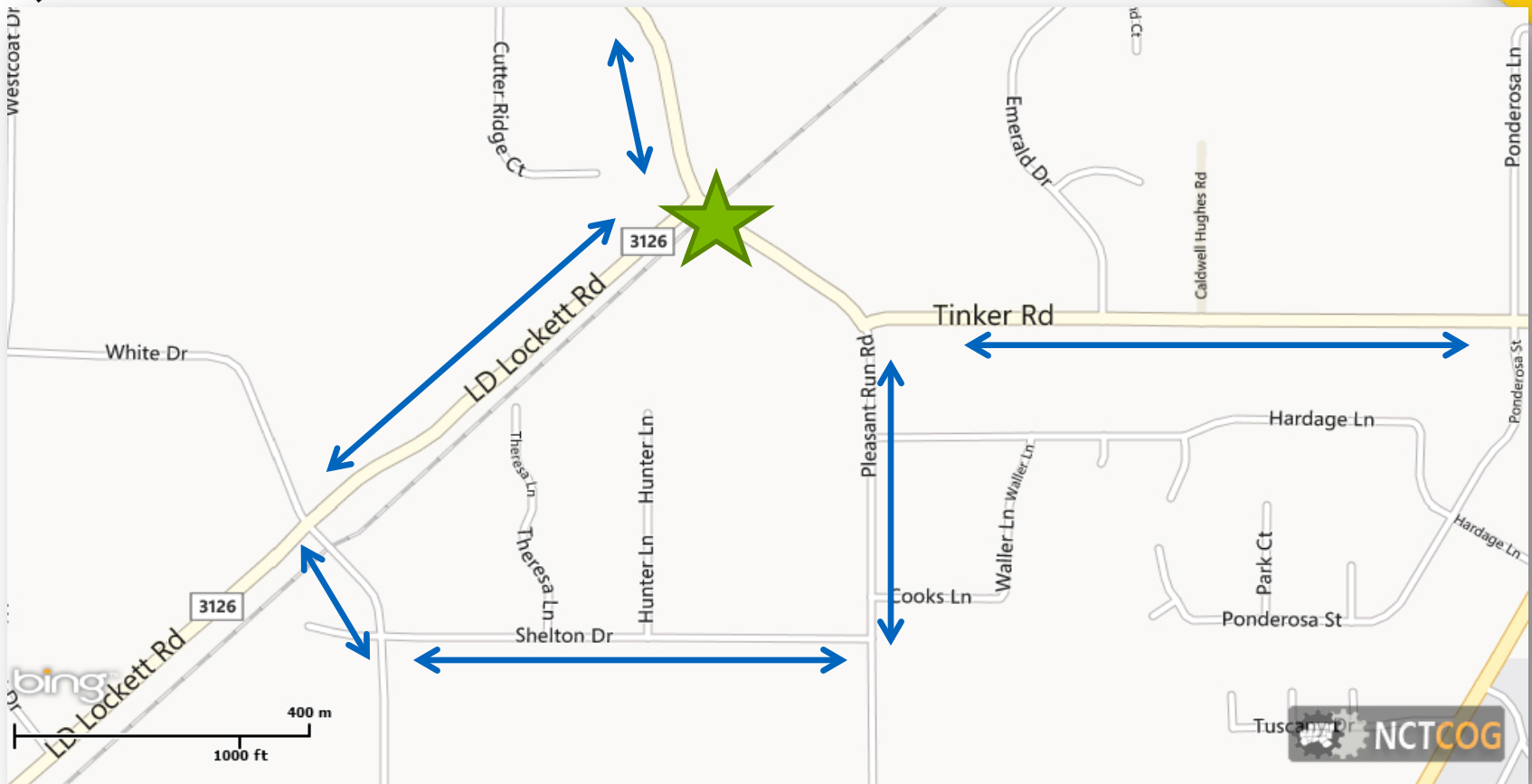


Sequencing

- Full closure during construction
 - Pleasant Run Road
 - Bransford Road
- Contractor can close only one location at a time.
- John McCain Road
 - No full roadway closure
 - Maintain one lane for traffic

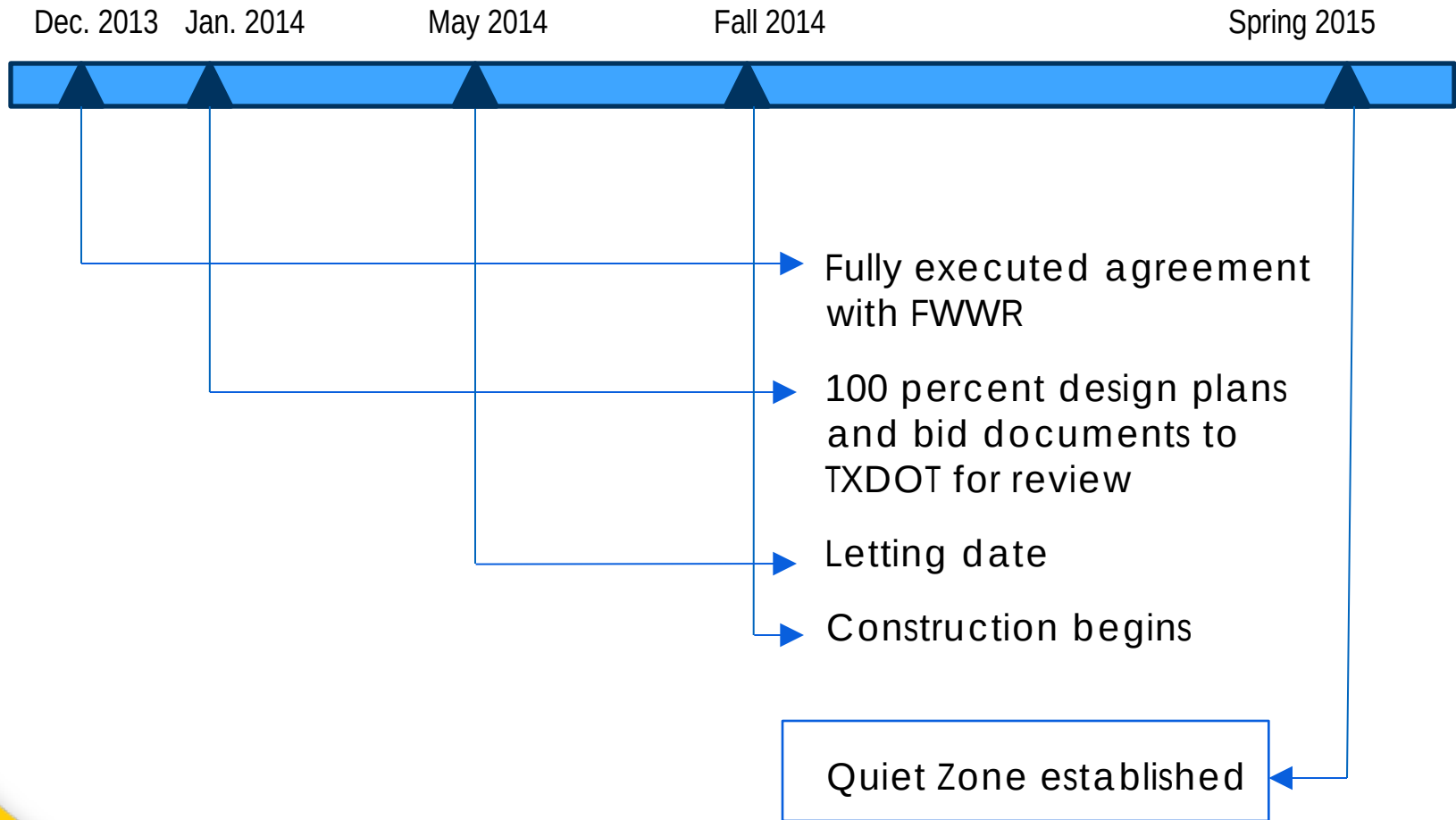


Bransford Road closure detour route



Pleasant Run Road closure detour route

Schedule





Questions?

Kurt Anderson
Project Manager – QZ/Rail
CTC, Inc.

kanderson@ctcinc.com
Office: 817-886-8210

Scott Forbes, PE
Project Manager - Roadway
Urban Engineers, Inc.

wsforbes@urbanengineers.com
Office: 214-665-9570



RESOLUTION R-12-3519

**A RESOLUTION APPROVING CITY COUNCIL ACTION
UNDER CONSENT ITEMS AT THE REGULAR
CITY COUNCIL MEETING OF AUGUST 7, 2012**

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 July 17, 2012
 - b. Approval and adoption of the 2012 certified tax roll
 - c. Approval of a contract with Pattillo, Brown and Hill, L.L.P., for audit services for fiscal year ended September 30, 2012, in the amount of \$43,725
 - d. Approval of an interlocal agreement between the City of Grapevine and the City of Colleyville for the operation and maintenance of the southbound Heritage Avenue school zone flasher, south of Hall-Johnson Road
 - e. Approval of an interlocal agreement between the City of Keller, City of Southlake, and the City of Colleyville for the regionalization of the administration and operation of animal control services
 - f. Approval of an interlocal agreement between the City of Colleyville and the Fort Worth Transportation Authority (FWTA) for the design and construction of quad gates at three locations on the Cotton Belt Rail Corridor in Colleyville

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF 7 AYES, 0 NAYS AND 0
ABSTENTIONS ON THIS THE 7TH DAY OF AUGUST 2012.

ATTEST:



Cynthia Singleton, TRMC, CMC
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor

RESOLUTION R-13-3610

**A RESOLUTION APPROVING CITY COUNCIL ACTION UNDER
CONSENT ITEMS AT THE REGULAR CITY COUNCIL MEETING OF
MARCH 19, 2013**

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 March 5, 2013
 - b. Approval of the minutes of the Joint City Council and Planning and Zoning Commission Worksession of March 7, 2013
 - c. Approval of an Engineering Services Agreement with CTC, Inc., in an amount not to exceed \$321,803.50, for the design of Supplemental Safety Measures (SSMs) for at grade crossings on the Cotton Belt Railway at Bransford Road, Pleasant Run Road, and John McCain Road, to allow the Federal Railroad Administration (FRA) to designate those locations as quiet zones, and authorize the city manager to execute the agreement

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF 7 AYES, 0 NAYS, AND 0
ABSTENTIONS ON THIS THE 19TH DAY OF MARCH 2013.

ATTEST:



Amy Shelley
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
Colleyville, Texas 76034
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Agenda Number PC-2

Agenda Date 11/19/2013

Type Pre Council

Department City Manager

Title

Presentation of the Performance Management Report

Explanation

The purpose of this item is to report on performance of the programs and services identified in the strategic plan and the general operations of the City through the use of performance measures. The performance measures presented are the scorecard by which key performance indicators are measured, and ultimately, how performance with respect to the five strategic points identified as the City Council's priorities is assessed. The presentation of this information furthers the City's efforts of accountability and transparency to those we serve.

The attached spreadsheet includes every performance measure that is tracked as part of the Fiscal Year 2013 (FY 2013) program business plans. This spreadsheet includes the fourth quarter of actual data from FY 2013. The year-end actual data is compared to the initial FY 2013 target that was established by the responsible department and are color coded as follows:

Gray - Data not available at this time

Green - Performance met or exceeded the original target

Yellow - Performance is near the original target, but did not meet it

Red - Performance did not meet the original target

All performance measures will be regularly evaluated to ensure they continue to appropriately measure the effectiveness of City services and will be updated as necessary.

Attachments

1. FY 2013 4th Quarter Performance Management Update

FY 2013 4TH QUARTER PERFORMANCE MANAGEMENT UPDATE

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
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Make a long-term commitment to economic development and promote a more diversified tax base

Sales tax revenue received as a percentage of the overall budget	City Manager's Office	City Manager's Office	15%	15%	≥ 15%	ANNUAL MEASURE				15%
Number of commercial remodel/add-alter permits	Economic Development	Economic Development	79	65	≥ 80	15	24	19	17	75
Value of commercial remodel/add-alter permits	Economic Development	Economic Development	\$13M	\$11.7M	≥ \$10.0M	\$335,450	\$5.06 M	\$2.36 M	\$1.69 M	\$9.44 M
Fees generated from commercial remodel/add-alter permits	Economic Development	Economic Development	\$138,276	\$101,000	≥ \$150,000	\$7,992	\$42,196	\$26,260	\$29,842	\$106,290
Fees generated from new commercial building permits	Economic Development	Economic Development	\$109,097	\$225,000	≥ \$250,000	\$43,910	\$53,269	\$31,356	\$0	\$128,535
Number of new commercial building permits	Economic Development	Economic Development	7	8	≥ 10	2	3	1	0	6
Value of new commercial building permits	Economic Development	Economic Development	\$4.0M	\$12.9M	≥ \$10.0M	\$1.02M	\$1.95M	\$0.50 M	\$0	\$3.48 M
Average percentage occupancy of retail and office spaces	Economic Development	Economic Development	87%/87%	88%/89%	≥ 88%/89%	86%/87%	91%/87%	91%/88%	90%/89%	90%/89%
Website (colleyvilleclosebuy.com) visitors per month	Economic Development	Marketing	478	500	≥ 550	330	339	260	284	303
CloseBuy Business exposures per quarter (includes internet search engine visits)	Economic Development	Marketing	N/A	95,000	≥ 125,000	136,502	145,950	181,597	115,593	144,911
CloseBuy Business Directory queries per quarter	Economic Development	Marketing	N/A	1,000	≥ 1,250	1,484	1,287	1,451	1,414	1,409
Citizen satisfaction rating for retaining existing businesses	Economic Development	Economic Development	N/A	45%	N/A	BIENNIAL MEASURE				N/A
Citizen satisfaction rating for encouraging economic growth	Economic Development	Economic Development	N/A	41%	N/A	BIENNIAL MEASURE				N/A
Percentage of residential plan reviews completed in five days or less	Community Development	Building Inspection	New Measure	New Measure	≥ 75%	34%	12%	22%	16%	21%

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Percentage of commercial plan reviews completed in ten days or less	Community Development	Building Inspection	New Measure	New Measure	≥ 75%	57%	44%	28%	47%	44%

Foster excellence in core service delivery

Number of complaints regarding trash or recycling services	City Manager's Office	Solid Waste and Recycling	124	149	≤ 150	43	34	21	34	132
Number of household hazardous waste collections (at Fort Worth ECC and Clean Sweep event)	City Manager's Office	Solid Waste and Recycling	486	524	≥ 550	105	89	251	127	572
Average pounds recycling per home/per collection	City Manager's Office	Solid Waste and Recycling	9.2	12.2	≥ 13	12.21	11.43	11.4	10.93	11.5
Percentage of citizens surveyed satisfied with the quality of government	City Manager's Office	City Manager's Office	88%	89%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with local government customer service	City Manager's Office	City Manager's Office	81%	78%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed who are satisfied with trash and recycling services	City Manager's Office	Solid Waste and Recycling	93%	92%	N/A	BIENNIAL MEASURE				N/A
Percentage of meeting minutes presented for approval by the next meeting (City Council, TIF, CEDC, CCCPD)	City Secretary's Office	City Secretary	99%	99%	= 100%	100%	100%	100%	100%	100%
Average number of days to process ordinances and resolutions	City Secretary's Office	City Secretary	2	2	= 2	2	2	2	2	2
Average number of days to respond to public information requests	City Secretary's Office	City Secretary	2	2	≤ 2	1	1.4	0.5	1.6	1.175
Percentage of customers surveyed satisfied with customer service	City Secretary's Office	City Secretary	N/A	100%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with municipal elections	City Secretary's Office	City Secretary	N/A	96%	N/A	BIENNIAL MEASURE				N/A
Library card registrations: percentage of Colleyville households with at least one active library card holder	Library	Library Services	50%	55%	≥ 55%	ANNUAL MEASURE				50%
Document Delivery: percentage of library materials requests filled within 30 days	Library	Library Services	77%	83%	≥ 80%	ANNUAL MEASURE				86%
Title, Author, Subject and Browser's Fill Rate: percentage of library patrons who come to the library looking for items and find them	Library	Library Services	75%	82%	≥ 80%	ANNUAL MEASURE				79%

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Circulation of the library materials collection	Library	Library Services	235,238	244,613	≥ 251,951	53,401	57,129	69,354	70,853	250,737
Library materials collection size	Library	Library Services	62,997	65,740	≥ 67,712	65,626	66,677	68,298	69,736	69,736
Children's program attendance	Library	Library Services	12,003	17,145	≥ 17,659	8,069	3,326	5,415	5,145	21,955
Adult and teen program attendance	Library	Library Services	426	809	≥ 833	274	190	285	161	910
Children's summer reading program participation	Library	Library Services	1,010	1,054	≥ 1,086	ANNUAL MEASURE				1,182
Adult and teen summer reading program participation	Library	Library Services	134	106	≥ 109	ANNUAL MEASURE				118
Library patron visits	Library	Library Services	104,276	104,268	≥ 107,396	24,812	27,729	33,382	37,288	123,211
Reference Completion Rate	Library	Library Services	36,036	39,799	≥ 40,993	7,943	8,671	8,346	10,088	35,048
Percentage of citizens satisfied with Library Services	Library	Library Services	94%	98%	N/A	BIENNIAL MEASURE				N/A
Number of inspections performed	Engineering Services	Engineering Services	314	3,008	≥ 3,000	844	1,344	1,312	1,250	4,750
Number of repairs performed within 5 years of construction	Engineering Services	Engineering Services	1	0	≤ 2	0	0	0	0	0
Percentage of inspections performed within 24 hours	Community Development	Building Inspection	96%	93%	≥ 95%	93%	98%	98%	98%	97%
Percent of online department survey respondents satisfied with overall service	Community Development	Planning and Zoning/ Building Inspection	New Measure	New Measure	= 100%	100%	57%	100%	100%	89%
Percentage of citizens surveyed satisfied with building inspections services	Community Development	Building Inspection	N/A	91%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with Fire Department services	Fire Department	Fire Administration	N/A	97%	N/A	BIENNIAL MEASURE				N/A
Number hours of training per employee	Fire Department	Fire Operations	195	205	= 200	42.2	30.7	48	40	160.9

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Fire response times under six minutes (call dispatch to arrival)	Fire Department	Fire Operations	84%	83%	≥ 85%	87%	85%	88%	80%	85%
Percentage of structure fires contained to the room of origin	Fire Department	Fire Operations	65%	70%	≥ 60%	75%	68%	75%	65%	70%
Ambulance response in under six minutes (call dispatch to arrival)	Fire Department	EMS Operations	84%	83%	≥ 85%	87%	85%	88%	80%	85%
Average total call time for ambulance transports	Fire Department	EMS Operations	57 min	70 min	≤ 65 min	59 min	61 min	67 min	63 min	62.5 min
Percentage of citizens surveyed satisfied with ambulance service	Fire Department	EMS Operations	N/A	91%	N/A	BIENNIAL MEASURE				N/A
Percentage of plans reviewed within 48 hours	Fire Department	Fire Prevention / Investigations	99%	97%	≥ 98%	100%	100%	100%	100%	100%
Percentage of fire investigations cleared within 30 days	Fire Department	Fire Prevention / Investigations	100%	100%	= 100%	100%	100%	100%	100%	100%
Percentage of inspections performed within 48 hours of request	Fire Department	Fire Prevention / Investigations	98%	97%	≥ 99%	100%	100%	100%	100%	100%
Average percentage of citizens surveyed rating of police courtesy, professionalism, and customer service	Police Department	Police Administration	N/A	80%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with police services	Police Department	Police Administration	N/A	95%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with speed in responding to police calls	Police Department	Police Patrol	N/A	79%	N/A	BIENNIAL MEASURE				N/A
Injury accidents per 1,000 population	Police Department	Police Patrol	1.5	2.2	≤ 2	0.6	0.8	0.7	0.9	0.75
Percentage of citizens surveyed satisfied with traffic enforcement	Police Department	Police Patrol	N/A	79%	N/A	BIENNIAL MEASURE				N/A
Average Priority 1 response time (call dispatch to arrival)	Police Department	Police Patrol	4:30	4:12	≤ 5:00	4:06	4:11	4:21	4:23	4:11
Percentage of criminal offenses filed by investigators	Police Department	Criminal Investigations	33%	45%	≥ 30%	48%	39%	41%	25%	38%

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Percentage of UCR Part 1 Crimes cleared	Police Department	Criminal Investigations	47%	28%	≥ 30%	23%	31%	13%	14%	20%
Percentage of crime victims contacted by investigators within 3 days	Police Department	Criminal Investigations	92%	95%	≥ 95%	99%	98%	82%	88%	92%
Total number of outstanding warrants in system since 1/1/03	Police Department	Warrant Officer	4,555	4,170	≤ 4,000	3,860	4,047	4,178	3,971	3,971
Number of warrants served	Police Department	Warrant Officer	3,933	7,190	≥ 4,000	148	305	453	546	1,452
Percentage of citizens surveyed satisfied with animal control	Police Department	Animal Control	N/A	74%	N/A	BIENNIAL MEASURE				N/A
Number of citations filed per FTE	Municipal Court	Municipal Court	3,900	4,000	≤ 4,100	860	1,119	1,227	1,062	4,268
Number of citations cleared per FTE	Municipal Court	Municipal Court	3,573	3,750	≤ 3,900	480	1,020	875	1,112	3,487
Number of warrants issued per FTE	Municipal Court	Municipal Court	2,161	2,250	≤ 2,450	0	445	1,310	390	2,145
Number of warrants cleared per FTE	Municipal Court	Municipal Court	1,310	1,450	≤ 1,650	106	112	271	317	806
Number of jury trials	Municipal Court	Municipal Court	9	12	≤ 17	1	3	2	2	8
Percentage of citizens surveyed satisfied with Municipal Court Services	Municipal Court	Municipal Court	N/A	78%	N/A	BIENNIAL MEASURE				N/A
Percentage of billing accuracy rate	Utility Billing	Utility Billing	99.0%	98.3%	≥ 99.5%	98.9%	99.0%	99.0%	99.0%	99.0%
Percentage of service orders closed out on time	Utility Billing	Utility Billing	100%	100%	= 100%	100%	100%	100%	100%	100%
Percentage of automatic draft customers/ total customers	Utility Billing	Utility Billing	13%	15%	≥ 15%	13%	15%	16%	15%	15%

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Percentage of customers paying before cutoff	Utility Billing	Utility Billing	97%	97%	≥ 98%	96%	96%	97%	97%	97%
Water loss ratio	Public Works	Water Distribution	3.17%	4.50%	≤ 5%	ANNUAL MEASURE				4.33%
Meter reading accuracy	Public Works	Water Distribution	99%	98%	≥ 98%	98%	98%	99%	99%	99%
Percentage of monthly water samples testing negative for coliform bacteria	Public Works	Water Distribution	99.98%	100.00%	= 100%	100%	100%	98.0%	98.0%	99%
Percentage of total lines cleaned quarterly	Public Works	Waste Water Collection	63%	88%	≥ 20%	25%	25%	26%	17%	93%
Percent of scheduled inspections performed on storm water facilities	Public Works	Drainage Maintenance	New Measure	40%	≥ 80%	61%	98%	99%	95%	99%
Percent of scheduled lane miles of public streets swept	Public Works	Drainage Maintenance	New Measure	94%	≥ 90%	98%	96%	97%	100%	98%

Protect and preserve Colleyville's neighborhoods

Percentage of citizens satisfied with quality of life in Colleyville	City Council	City Council	96%	97%	N/A	BIENNIAL MEASURE				N/A
Percent of zoning case approvals consistent with Master Plan	Community Development	Planning and Zoning	New Measure	New Measure	= 100%	75%	100%	100%	100%	94%
Percentage of citizens surveyed that feel it is necessary to make changes to the appearance of neighborhoods in order to	Community Development	Planning and Zoning	N/A	71%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with planning and zoning services	Community Development	Planning and Zoning	N/A	61%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with government performance of effective zoning and land use regulations	Community Development	Planning and Zoning	N/A	68%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with government performance of planning for the future needs of residents	Community Development	Planning and Zoning	N/A	60%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens concerned about houses in need of repair in their neighborhood	Community Development	Building Inspection	N/A	47%	N/A	BIENNIAL MEASURE				N/A

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Number of UCR Part 1 Crimes	Police Department	Police Administration	201	199	≤ 180	39	40	53	43	175
Number of self-initiated calls for service (proactive, community policing)	Police Department	Police Patrol	18,396	40,324	≥ 40,000	12,541	13,938	14,433	13,319	54,231
Percentage of citizens listing stray animals as a neighborhood concern	Police Department	Animal Control	N/A	39%	N/A	BIENNIAL MEASURE				N/A
Percentage of code violations located proactively	Police Department	Code Enforcement	56%	62%	≥ 50%	85%	68%	58%	65%	69%
Overall citizen satisfaction with code enforcement	Police Department	Code Enforcement	N/A	66%	N/A	BIENNIAL MEASURE				N/A
Percentage of unimproved streets in the overall street network	Engineering Services	Engineering Services	32.3%	32.3%	≤ 32.3%	ANNUAL MEASURE				32.3%
Percentage of citizens surveyed satisfied with street maintenance	Street Maintenance	Street Maintenance	N/A	73%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with sidewalk maintenance	Street Maintenance	Street Maintenance	N/A	69%	N/A	BIENNIAL MEASURE				N/A
Percent of street and traffic signs replaced	Street Maintenance	Street Maintenance	New Measure	8%	= 10%	3%	6%	3%	0%	12%

Deliver sustainable government

Tax rate per hundred dollars of valuation	City Council	City Council	\$0.3559	\$0.3559	\$0.3559	ANNUAL MEASURE				\$0.3559
Percentage of employees surveyed that agree the job they do is important	City Manager's Office	City Manager's Office	99%	N/A	99%	BIENNIAL MEASURE				99%
Percentage of employees surveyed proud to be an employee	City Manager's Office	City Manager's Office	93%	N/A	93%	BIENNIAL MEASURE				93%
Percentage of employees surveyed that would recommend Colleyville as a good place to work	City Manager's Office	City Manager's Office	71%	N/A	71%	BIENNIAL MEASURE				78%
Percentage of citizens surveyed satisfied with the value of services per taxes paid	City Manager's Office	City Manager's Office	82%	84%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with how funds are managed	City Manager's Office	City Manager's Office	61%	68%	N/A	BIENNIAL MEASURE				N/A

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Percentage of accounts payable checks voided	Finance	Finance Department	0.007%	0.005%	≤ 0.005%	0.004%	0.003%	0.009%	0.003%	0.003%
Percentage of audit adjustments in period 13 closing	Finance	Finance Department	0.02%	0.03%	0.01%	ANNUAL MEASURE				0.05%
Ambulance billing revenue	Fire Department	EMS Operations	\$307,000	\$322,000	≥ \$325,000	\$81,808	\$71,055	\$88,010	\$82,799	\$323,672
Percentage of billed services recovered	Fire Department	EMS Operations	35%	30%	≥ 30%	30%	24%	37%	27%	30%
Percentage turnover (per fiscal year)	Human Resources	Human Resources	15%	12%	≤ 10%	5%	6%	4%	7%	22%
Percentage of annual performance evaluations completed on time	Human Resources	Human Resources	New Measure	36%	≥ 90%	30%	18%	17%	10%	25%
Percentage of employees that are satisfied with the level of customer service provided by HR	Human Resources	Human Resources	56%	N/A	≥ 80%	BIENNIAL MEASURE				94%
Percentage of employees who participate in wellness program	Human Resources	Human Resources	New Measure	80%	≥ 80%	ANNUAL MEASURE				78%
Workers' compensation experience modification factor (actual losses compared to expected losses)	Human Resources	Human Resources	New Measure	New Measure	≤ 0.85	ANNUAL MEASURE				0.48
Medical and pharmacy loss ratio (paid claims divided by premiums)	Human Resources	Human Resources	New Measure	New Measure	≤ 85%	67%	60%	51%	85%	66%
Percentage of work under book time	Fleet Maintenance	Fleet Maintenance	New Measure	11%	≥ 4%	16%	14%	9%	14%	13%
Percentage of fleet time available	Fleet Maintenance	Fleet Maintenance	New Measure	98%	≥ 95%	98%	98%	98%	98%	98%
Ratio of breakdown versus scheduled maintenance	Fleet Maintenance	Fleet Maintenance	New Measure	4:1	4:1	4:1	3:1	3:1	3:1	3:1
Percent of internal customers satisfied with facility environment	Building Services	Building Services	N/A	98%	≥ 98%	BIENNIAL MEASURE				89%
Percentage of work orders responded to within one business day	Building Services	Building Services	98%	99%	= 100%	97%	95%	70%	50%	78%
Ratio of scheduled maintenance to unscheduled repairs	Building Services	Building Services	80%	77%	≥ 80%	77%	80%	65%	50%	68%

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Percentage of broadcast uptime	Information Services	Network/Desktop Services	98.65%	99.99%	≥ 99%	100%	99.86%	99.97%	99.68%	99.82%
Percentage of work orders completed on time	Information Services	Network/Desktop Services	86%	80%	≥ 95%	73%	91%	95%	76%	87%
Total number of equipment pieces maintained by department	Information Services	Network/Desktop Services	410	430	417	417	419	419	419	419
Percentage of network data and telecommunications uptime	Information Services	Network/Desktop Services	99.84%	99.99%	≥ 99%	99.84%	98.78%	99.81%	99.90%	99.83%
Percentage of IT work plan projects completed on time	Information Services	Network/Desktop Services	80%	80%	= 100%	100%	100%	100%	100%	100%
Percentage of data backup success	Information Services	Network/Desktop Services	94%	95%	= 100%	89%	92%	88%	95%	91%
Percentage of product requests completed on time	Information Services	Graphical Information Services (GIS)	98%	90%	≥ 85%	60%	84.0%	91%	64%	82%
Percentage of addresses and or plat issues responded to within 24 hours	Information Services	Graphical Information Services (GIS)	100%	96%	≥ 90%	0%	94%	86%	41%	64%

Brand Colleyville with a unique identity

Percentage of citizens surveyed satisfied with developing a future vision of the city	City Manager's Office	City Manager's Office	43%	50%	N/A	BIENNIAL MEASURE				N/A
Number of participants	Parks and Recreation	Senior Center	1,384	1,500	≥ 1500	376	545	403	427	1751
Number of classes/programs offered	Parks and Recreation	Senior Center	150	120	≥ 120	31	38	37	45	151
Percentage of citizens surveyed satisfied with the programs at the senior center	Parks and Recreation	Senior Center	N/A	85%	N/A	BIENNIAL MEASURE				N/A
Percentage of resident membership visits	Parks and Recreation	Senior Center	54%	55%	≥ 60%	57%	58%	57%	59%	58%
Average membership visits per month	Parks and Recreation	Senior Center	560	500	≥ 500	433	516	585	604	534
Number of Metroport Meals on Wheels participants	Parks and Recreation	Senior Center	New Measure	1,800	≥ 1800	409	470	405	443	1,727

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Percentage of Meals on Wheels participants who are residents	Parks and Recreation	Senior Center	New Measure	50%	≥ 50%	51%	51%	52%	52%	52%
Percentage of offered classes/programs held	Parks and Recreation	Recreation	48%	60%	≥ 60%	61%	58%	78%	64%	65%
Percentage of resident class participants	Parks and Recreation	Recreation	59%	60%	≥ 60%	66%	39%	47%	45%	49%
Percentage of citizens surveyed satisfied with recreation services	Parks and Recreation	Recreation	N/A	91%	N/A	BIENNIAL MEASURE				N/A
Number of staff hours on athletic field maintenance (includes mowing)	Parks and Recreation	Athletic Field Maintenance	3,884	3,725	≤ 3,880	500	754	1,031	1,166	3,451
Number of staff hours on preparing athletic fields for games	Parks and Recreation	Athletic Field Maintenance	985	1,000	≤ 985	264	287	340	271	1,162
Percentage of revenue recovery and value of donations generated by athletic program	Parks and Recreation	Athletic Field Maintenance	13%	11%	≥ 12%	N/A	25%	25%	N/A	N/A
Number of youth sports participants	Parks and Recreation	Athletic Field Maintenance	4,774	4,750	≥ 4,700	N/A	2,140	N/A	N/A	N/A
Percentage of participants that are non-residents for all youth sports	Parks and Recreation	Athletic Field Maintenance	51%	51%	≤ 50%	N/A	45%	N/A	N/A	N/A
Percentage of citizens surveyed satisfied with athletic field maintenance	Parks and Recreation	Athletic Field Maintenance	N/A	91%	N/A	BIENNIAL MEASURE				N/A
Percentage of park inspections meeting standards	Parks and Recreation	Park Maintenance	85%	85%	≥ 85%	88%	92%	73%	93%	87%
Value of donations to program	Parks and Recreation	Park Maintenance	\$2,429	\$2,000	≥ \$2,000	\$0	\$76,418	\$0	\$9,700	\$86,118
Percentage of citizens surveyed satisfied with park maintenance	Parks and Recreation	Park Maintenance	N/A	91%	N/A	BIENNIAL MEASURE				N/A
City-initiated news leads	Communications	Communications	32	40	≥ 25	4	9	6	12	31
Responses to media inquires within 1 hour	Communications	Communications	95%	95%	≥ 95%	91%	100%	97%	94%	96%
Public Information Campaigns/associated measurements	Communications	Communications	9	8	≥ 8	1	0	2	3	6

Performance Measures	Department	Program	FY 2011 Actual	FY 2012 Actual	FY 2013 Target	1st Quarter Actual	2nd Quarter Actual	3rd Quarter Actual	4th Quarter Actual	Year End Actual
Visits to Colleyville.com	Communications	Communications	235,217	260,000	≥ 300,000	67,270	71,954	82,651	78,730	300,605
E-newsletter subscribers	Communications	Communications	1,064	1,300	≥ 2,000	1,456	1,626	1,636	1,679	1,679
Coverage in print, broadcast, online/ associated media value	Communications	Communications	\$92,998	\$130,000	≥ \$100,000	\$22,000	\$18,500	\$17,650	\$24,500	\$82,650
Percentage of citizens surveyed satisfied with being kept informed about City business	Communications	Communications	N/A	84%	N/A	BIENNIAL MEASURE				N/A
Percentage of citizens surveyed satisfied with the City providing an adequate forum for public input	Communications	Communications	N/A	80%	N/A	BIENNIAL MEASURE				N/A
Percentage of cost recovery	Colleyville Center	Colleyville Center	78%	70%	≥ 70%	76%	51%	89%	58%	66%
Percentage of events generating economic impact for local business	Colleyville Center	Colleyville Center	57%	55%	≥ 50%	50%	60%	58%	59%	57%
Percentage of customer satisfaction ratings of “excellent”	Colleyville Center	Colleyville Center	98%	98%	≥ 98%	92.8%	98%	95.5%	99%	96.3%
Percentage of marketing initiatives implemented from the Center’s strategic marketing plan	Colleyville Center	Colleyville Center	100%	100%	= 100%	ANNUAL MEASURE				100%
Revenue generated from bookings	Colleyville Center	Colleyville Center	\$245,749	\$240,000	≥ \$220,000	\$62,700	\$62,191	\$72,696	\$49,210	\$246,797
Number of Events Held	Colleyville Center	Colleyville Center	410	420	≥ 404	89	103	115	79	386



City of Colleyville City Council Agenda Briefing

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

Agenda Number PC-3

Agenda Date 11/19/2013

Type Pre Council

Department City Manager

Title

Presentation of the Quarterly Investment Report for quarter ending September 30, 2013

Explanation

During the period of July 1, 2013 through September 30, 2013, the City of Colleyville had an average of \$50,242,628 invested on a daily basis, which earned \$25,197, with an average yield of 0.20%. The average yield on investments for this quarter is the same as the prior quarter's average of 0.20%. As of September 30, 2013, the City had \$50,180,193 invested in the LOGIC Investment Pool, CDARS Certificates of Deposit, and various debt instruments in the following percentages:

Logic	47.44%	FFCB Notes	30.69%
FHLB Notes	11.26%	CDARS CD's	8.02%
Treasury Note	2.59%		

These percentages are within the guidelines for portfolio diversification in the City's investment policy. The market value of the City's investments on September 30, 2013 was \$22,370,902 as compared to a purchase price of \$22,377,582 (this excludes LOGIC Investment Pool and CDARS Certificates of Deposit). The Colleyville Economic Development Corporation currently holds a Treasury Note (\$550,000) with a market value of \$550,795 and a purchase price of \$554,469. Additionally, \$1,097,051 was invested in the Corporation's name in the LOGIC Investment Pool. These funds earned interest of \$526 for the quarter.

The quarterly investment report was presented to the Audit Committee at the November 5, 2013 meeting.

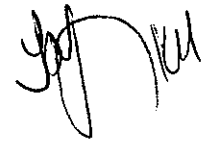
Attachments

1. Quarterly investment report for quarter ending September 30, 2013

QUARTERLY INVESTMENT REPORT

FOR QUARTER ENDING SEPTEMBER 30, 2013

THIS REPORT IS IN COMPLIANCE WITH THE PUBLIC FUNDS INVESTMENT ACT
AND ADOPTED INVESTMENT POLICY STRATEGY

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OUTSTANDING INVESTMENTS AT SEPTEMBER 30, 2013

	PURCHASE PRICE	PAR VALUE	MARKET VALUE @ 9/30/13	MATURITY DATE	YIELD ON INVESTMENT
FHLB NOTE	\$500,820	\$500,000	\$500,230	11/27/2013	0.270%
FFCB NOTE	\$1,210,269	\$1,200,000	\$1,202,278	12/27/2013	0.300%
TREASURY NOTE	\$1,297,078	\$1,300,000	\$1,300,254	12/31/2013	0.275%
FHLB NOTE	\$1,002,104	\$1,000,000	\$1,000,967	1/29/2014	0.355%
FFCB NOTE	\$1,216,016	\$1,200,000	\$1,205,083	2/27/2014	0.320%
FHLB NOTE	\$1,000,000	\$1,000,000	\$1,000,759	4/22/2014	0.240%
FFCB NOTE	\$999,780	\$1,000,000	\$1,001,050	5/1/2014	0.265%
FFCB NOTE	\$1,000,000	\$1,000,000	\$1,000,530	5/13/2014	0.200%
FHLB NOTE	\$1,099,450	\$1,100,000	\$1,101,956	6/18/2014	0.400%
FFCB NOTE	\$1,200,000	\$1,200,000	\$1,200,029	9/18/2014	0.300%
FFCB NOTE	\$1,200,000	\$1,200,000	\$1,201,691	9/25/2014	0.270%
FHLB NOTE	\$1,300,000	\$1,300,000	\$1,300,722	10/8/2014	0.230%
FFCB NOTE	\$999,800	\$1,000,000	\$1,000,593	11/14/2014	0.270%
FFCB NOTE	\$1,200,000	\$1,200,000	\$1,200,024	11/21/2014	0.280%
FFCB NOTE	\$1,198,956	\$1,200,000	\$1,199,959	11/24/2014	0.260%
FFCB NOTE	\$1,199,700	\$1,200,000	\$1,200,445	12/26/2014	0.270%
FFCB NOTE	\$1,000,000	\$1,000,000	\$1,000,322	2/15/2015	0.280%
FFCB NOTE	\$1,000,000	\$1,000,000	\$1,000,573	2/25/2015	0.320%
FHLB NOTE	\$753,559	\$750,000	\$754,559	6/19/2015	0.320%
FFCB NOTE	\$1,000,200	\$1,000,000	\$999,829	6/24/2015	0.330%
FFCB NOTE	\$999,850	\$1,000,000	\$999,051	7/13/2015	0.308%
TOTAL OUTSTANDING INVESTMENTS	\$22,377,582	\$22,350,000	\$22,370,902		

CITY OF COLLEYVILLE BALANCES AT SEPTEMBER 30, 2013

INVESTMENT PURCHASES	\$22,350,000
CDAR'S CERTIFICATES OF DEPOSIT	\$4,026,706
LOGIC INVESTMENT POOL	\$23,803,488
TOTAL CITY INVESTMENTS HELD AT SEPTEMBER 30, 2013	\$50,180,193

COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION (CEDC) BALANCES AT SEPTEMBER 30, 2013

INVESTMENT PURCHASES	\$550,000
LOGIC INVESTMENT POOL	\$1,097,051
TOTAL CEDC INVESTMENTS HELD AT SEPTEMBER 30, 2013	\$1,647,051

TOTAL INVESTMENTS HELD BY CITY OF COLLEYVILLE AND COLLEYVILLE ECONOMIC DEVELOPMENT CORP AT SEPTEMBER 30, 2013	\$51,827,244
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INTEREST EARNINGS ON CITY OF COLLEYVILLE INVESTMENTS FOR THE PERIOD OF JULY 1 - SEPTEMBER 30, 2013

	PURCHASE PRICE	PAR VALUE	MATURITY DATE	YIELD ON INVESTMENT	INTEREST EARNED
FFCB NOTE	\$749,625	\$750,000	8/8/2013	0.183%	\$143
FHLB NOTE	\$500,820	\$500,000	11/27/2013	0.270%	\$340
FHLB NOTE	\$1,210,319	\$1,200,000	12/27/2013	0.300%	\$907
TREASURY NOTE	\$1,297,078	\$1,300,000	12/31/2013	0.275%	\$901
FHLB NOTE	\$999,500	\$1,000,000	1/29/2014	0.355%	\$895
FFCB NOTE	\$1,216,016	\$1,200,000	2/27/2014	0.320%	\$968
FHLB NOTE	\$1,000,000	\$1,000,000	4/22/2014	0.240%	\$605
FHLB NOTE **	\$750,408	\$750,000	4/23/2014	0.265%	\$120
FFCB NOTE	\$1,200,000	\$1,200,000	5/1/2014	0.265%	\$802
FFCB NOTE	\$1,000,000	\$1,000,000	5/13/2014	0.200%	\$504
FHLB NOTE	\$1,099,450	\$1,100,000	6/18/2014	0.400%	\$1,109
FFCB NOTE	\$1,200,000	\$1,200,000	9/18/2014	0.300%	\$907
FFCB NOTE	\$1,200,000	\$1,200,000	9/25/2014	0.270%	\$817
FHLB NOTE	\$1,300,000	\$1,300,000	10/8/2014	0.230%	\$754
FFCB NOTE	\$999,800	\$1,000,000	11/14/2014	0.270%	\$681
FFCB NOTE	\$1,200,000	\$1,200,000	11/21/2014	0.280%	\$847
FFCB NOTE	\$1,198,956	\$1,200,000	11/24/2014	0.260%	\$786
FFCB NOTE	\$1,199,700	\$1,200,000	12/26/2014	0.270%	\$817
FFCB NOTE	\$1,000,000	\$1,000,000	2/15/2015	0.280%	\$706
FFCB NOTE	\$1,000,000	\$1,000,000	2/25/2015	0.320%	\$807
FHLB NOTE	\$753,559	\$750,000	6/19/2015	0.320%	\$460
FFCB NOTE	\$1,000,200	\$1,000,000	6/24/2015	0.330%	\$832
FFCB NOTE	\$999,850	\$1,000,000	7/13/2015	0.308%	\$413

TOTAL INTEREST EARNED ON CITY INVESTMENTS HELD JULY 1, 2013 THROUGH SEPTEMBER 30, 2013

\$16,120

RECAP OF MARKET VALUES ON CITY OF COLLEYVILLE INVESTMENTS HELD JULY 1 - SEPTEMBER 30, 2013

INVESTMENT	PURCHASE DATE	MATURITY DATE	PURCHASE PRICE	PAR VALUE	MARKET VALUE @ 6-30-13	LESS MATURITY PROCEEDS	PLUS PERIOD PURCHASES	MARKET VALUE @ 9-30-13
FFCB NOTE	2/8/2012	8/8/2013	\$749,625	\$750,000	\$750,008	\$750,000	N/A	N/A
FHLB NOTE	5/3/2012	11/27/2013	\$500,820	\$500,000	\$500,476	N/A	N/A	\$500,230
FHLB NOTE	6/27/2012	12/27/2013	\$1,210,319	\$1,200,000	\$1,204,252	N/A	N/A	\$1,202,278
FFCB NOTE	6/28/2012	2/27/2014	\$1,216,016	\$1,200,000	\$1,207,188	N/A	N/A	\$1,205,083
FHLB NOTE	6/28/2012	8/18/2014	\$1,099,450	\$1,100,000	\$1,101,571	N/A	N/A	\$1,101,956
FHLB NOTE	6/29/2012	12/31/2013	\$1,297,078	\$1,300,000	\$1,300,000	N/A	N/A	\$1,300,254
FHLB NOTE **	7/24/2012	4/23/2014	\$750,408	\$750,000	\$750,085	\$750,000	N/A	N/A
FFCB NOTE	9/18/2012	9/18/2014	\$1,200,000	\$1,200,000	\$1,200,011	N/A	N/A	\$1,200,029
FFCB NOTE	9/25/2012	9/25/2014	\$1,200,000	\$1,200,000	\$1,200,248	N/A	N/A	\$1,201,691
FHLB NOTE	10/22/2012	4/22/2014	\$1,000,000	\$1,000,000	\$1,000,178	N/A	N/A	\$1,000,759
FFCB NOTE	11/20/2012	5/1/2014	\$999,780	\$1,000,000	\$1,000,583	N/A	N/A	\$1,001,050
FFCB NOTE	11/21/2012	11/21/2014	\$1,200,000	\$1,200,000	\$1,199,082	N/A	N/A	\$1,200,024
FFCB NOTE	12/27/2012	12/26/2014	\$1,199,700	\$1,200,000	\$1,198,420	N/A	N/A	\$1,200,445
FFCB NOTE	1/14/2013	11/14/2014	\$999,800	\$1,000,000	\$998,924	N/A	N/A	\$1,000,593
FHLB NOTE	1/15/2013	1/29/2014	\$1,002,104	\$1,000,000	\$1,001,006	N/A	N/A	\$1,000,967
FFCB NOTE	2/13/2013	5/13/2014	\$1,000,000	\$1,000,000	\$999,827	N/A	N/A	\$1,000,530
FFCB NOTE	2/15/2013	2/12/2015	\$1,000,000	\$1,000,000	\$998,182	N/A	N/A	\$1,000,322
FHLB NOTE	4/8/2013	10/8/2014	\$1,299,266	\$1,300,000	\$1,299,266	N/A	N/A	\$1,300,722
FFCB NOTE	6/12/2013	11/24/2014	\$1,198,856	\$1,200,000	\$1,197,728	N/A	N/A	\$1,199,959
FFCB NOTE	6/24/2013	6/24/2015	\$1,000,200	\$1,000,000	\$996,913	N/A	N/A	\$999,829
FFCB NOTE	6/25/2013	2/25/2015	\$1,000,000	\$1,000,000	\$998,322	N/A	N/A	\$1,000,573
FHLB NOTE	7/23/2013	6/19/2015	\$753,559	\$750,000	N/A	N/A	\$750,000	\$754,559
FFCB NOTE	8/13/2013	7/13/2015	\$999,850	\$1,000,000	N/A	N/A	\$1,000,000	\$999,051
TOTALS					\$22,102,270	\$1,600,000	\$1,750,000	\$22,370,902

** EARLY CALL ON INVESTMENT

LISTING OF INVESTMENTS

BY GENERAL LEDGER

ACCOUNT NUMBER

ACCOUNT	ALLOCATION OF INVESTMENT	INVESTMENT-G/L TOTAL
001-1172	GENERAL FUND OPERATING	\$9,468,802.91
002-1166	UTILITY DEBT SERVICE RESERVE	\$650,770.85
002-1172	UTILITY FUND OPERATING	\$4,991,147.32
002-1178	CUSTOMER DEPOSITS	\$430,135.00
002-1557	THE RESERVE LIFT STATION	\$62,029.33
003-1180	BEDFORD BRIDGE ESCROW	\$35,833.82
003-1188	TOWN CENTER/HWY26	\$36,283.13
003-1192	MCDONWELL WOODS EST ESCROW	\$10,983.13
003-1200	LONGWOOD-PARKING ESCROW	\$13,363.97
003-1204	BEDFORD LAKES/SOMERSET	\$227,705.11
003-1228	PLEASANT RUN HARDAGE ESTATES/ESC	\$46,662.62
003-1229	GLADE RD SUMMERBROOK	\$56,097.48
003-1231	LAKEWOOD ESCROW	\$26,072.36
003-1236	E. GLADE CRANBROOK ESCROW	\$117,652.91
003-1237	E. GLADE ASHMORE I ESCROW	\$51,849.16
003-1247	GLADE/WAYSIDE ESCROW	\$42,369.17
003-1250	REATA PLACE	\$98,344.35
003-1257	ASHMORE II A GLADE RD ESCROW	\$27,730.00
003-1268	MILL CREEK/ GLADE ESCROW	\$30,168.65
003-1271	ASHMORE III/ GLADE ESCROW	\$63,971.57
003-1278	GLADE RD/ASHMORE IIB ESCROW	\$35,519.75
003-1301	LAKEWOOD PH IV	\$77,585.15
003-1304	VILLAS DEL MAR	\$60,252.07
003-1307	STREET RECONSTRUCTION	\$93,943.37
003-1309	COVENANT CHRISTIAN	\$140,608.29
003-1313	APPLEBEE'S	\$43,797.30
003-1319	REMINGTON PARK	\$27,875.57
003-1323	SHALIMAR	\$69,607.80
003-1325	PECAN GARDENS	\$32,322.32
003-1330	REMINGTON PARK	\$80,901.25
003-1340	CASTLETON MANOR	\$81,366.80
003-1357	CITGO/LD LOCKETT	\$56,741.19
003-1392	CLAIRMONT-PH I	\$104,849.14
003-1404	TANGLEWOOD	\$26,080.00
003-1418	CLAIRMONT-PH II	\$147,153.83
003-1429	WARWICK PARC	\$89,300.02
003-1434	ROCKRIMMON	\$65,177.99
003-1486	CHANEL'S COURT	\$47,929.10
003-1500	SH26 ROW PURCHASES	\$227,626.32
003-1563	VILLAS OF COLLEYVILLE	\$53,016.77
005-1172	VOLUNTARY PARK FUND	\$599,016.13
011-1172	LIBRARY DONATIONS FUND	\$358,328.12
012-1172	PARK LAND DEDICATION FUND	\$1,599,484.89
017-1172	DRAINAGE FUND OPERATING	\$116,699.18
024-1172	CEDC OPERATING	\$554,468.75
026-1172	TIF OPERATING	\$828,926.45
032-1172	CAPITAL EQUIPMENT RESERVE	\$450,000.00
034-1172	COLLEYVILLE TOMORROW	\$375,000.00
PER GENERAL LEDGER		\$22,931,550.39
MARKET VALUE		\$22,921,697.10
VALUE AT MATURITY		\$22,900,000.00

INVESTMENT	FHLB NOTE	FHLB NOTE	FFCB NOTE	FHLB NOTE	TREASURY NOTE	TREASURY NOTE
DATE ACQUIRED	03-May-12	27-Jun-12	28-Jun-12	28-Jun-12	29-Jun-12	28-Jul-12
MATURITY DATE	27-Nov-13	27-Dec-13	27-Feb-14	18-Jun-14	31-Dec-13	15-Dec-13
26 WEEK T-BILL AUCTION DISCOUNT/WEEK OF PURCHASE	0.145%	0.150%	0.150%	0.150%	0.150%	0.130%
YIELD TO MATURITY	0.270%	0.300%	0.320%	0.400%	0.275%	0.164%
ACCOUNT	ALLOCATION OF INVESTMENT					
001-1172	GENERAL FUND OPERATING	500,820.00	350,000.00	1,216,016.40	600,562.51	
002-1166	UTILITY DEBT SERVICE RESERVE		650,770.85			
002-1172	UTILITY FUND OPERATING		177,030.30			
002-1178	CUSTOMER DEPOSITS		32,467.65			
002-1557	THE RESERVE LIFT STATION					
003-1180	BEDFORD BRIDGE ESCROW				35,833.82	
003-1188	TOWN CENTER/HWY26					
003-1192	MCDONWELL WOODS EST ESCROW					
003-1200	LONGWOOD PARKING ESCROW					
003-1204	BEDFORD LAKES/SOMERSET					
003-1228	PLEASANT RUN HARDAGE ESTATES/ESC				48,662.62	
003-1229	GLADE RD SUMMERBROOK					
003-1231	LAKEWOOD ESCROW					
003-1236	E. GLADE CRANBROOK ESCROW					
003-1237	E. GLADE ASHMORE I ESCROW					
003-1247	GLADE/WAYSIDE ESCROW					
003-1250	REATTI PLACE					
003-1257	ASHMORE II A GLADE RD ESCROW					
003-1268	MILL CREEK/ GLADE ESCROW					
003-1271	ASHMORE II/ GLADE ESCROW					
003-1278	GLADE RD/ASHMORE IIB ESCROW					
003-1301	LAKEWOOD PH IV					
003-1304	VILLAS DEL MAR					
003-1307	STREET RECONSTRUCTION					
003-1309	COVENANT CHRISTIAN					
003-1313	APPLEBEE'S					
003-1319	REMINGTON PARK					
003-1323	SHALIMAR					
003-1325	PECAN GARDENS				32,322.32	
003-1330	REMINGTON PARK				80,901.25	
003-1340	CASTLETON MANOR					
003-1357	CITGO/LD LOCKETT					
003-1392	CLAIRMONT-PH I					
003-1404	TANGLEWOOD					
003-1418	CLAIRMONT-PH II					
003-1429	WARWICK PARC					
003-1434	ROCKRIMMON					
003-1486	CHANEL'S COURT					
003-1500	SH26 ROW PURCHASES					
003-1563	VILLAS OF COLLEYVILLE					
005-1172	VOLUNTARY PARK FUND				199,016.13	
011-1172	LIBRARY DONATIONS FUND			358,328.12		
012-1172	PARK LAND DEDICATION FUND			115,559.37	460,497.49	
017-1172	DRAINAGE FUND OPERATING				69,297.80	
024-1172	CEDC OPERATING					554,468.75
026-1172	TIF OPERATING				372,546.26	
032-1172	CAPITAL EQUIPMENT RESERVE					
034-1172	COLLEYVILLE TOMORROW			25,000.00		
PER GENERAL LEDGER	\$500,820.00	\$1,210,268.80	\$1,216,016.40	\$1,099,450.00	\$1,297,077.69	\$554,468.75
MARKET VALUE	\$500,229.50	\$1,202,277.60	\$1,205,083.20	\$1,101,955.80	\$1,300,253.50	\$550,794.75
VALUE AT MATURITY	\$500,000.00	\$1,200,000.00	\$1,200,000.00	\$1,100,000.00	\$1,300,000.00	\$550,000.00

OUTSTANDING INVESTMENTS AT 9-30-13

INVESTMENT	FFCB NOTE	FFCB NOTE	FHLB NOTE	FFCB NOTE	FFCB NOTE	FFCB NOTE
DATE ACQUIRED	18-Sep-12	25-Sep-12	22-Oct-12	20-Nov-12	21-Nov-12	27-Dec-12
MATURITY DATE	18-Sep-14	25-Sep-14	22-Apr-14	01-May-14	21-Nov-14	26-Dec-14
26 WEEK T-BILL AUCTION DISCOUNT/WEEK OF PURCHASE	0.140%	0.140%	0.150%	0.135%	0.135%	0.130%
YIELD TO MATURITY	0.300%	0.270%	0.240%	0.265%	0.280%	0.270%
ACCOUNT	ALLOCATION OF INVESTMENT					
001-1172	GENERAL FUND OPERATING			500,000.00	1,200,000.00	
002-1166	UTILITY DEBT SERVICE RESERVE					
002-1172	250,000.00	578,266.62	3,869.04	499,780.00		
002-1178		165,351.19				
002-1557	THE RESERVE LIFT STATION					
			62,029.33			
003-1180	BEDFORD BRIDGE ESCROW					
003-1188	TOWN CENTER/HWY26					
			36,283.13			
003-1192	MCDONWELL WOODS EST ESCROW					
			10,983.13			
003-1200	LONGWOOD-PARKING ESCROW					
			13,363.97			
003-1204	BEDFORD LAKES/SOMERSET					
			227,705.11			
003-1228	PLEASANT RUN HARDAGE ESTATES/ESC					
003-1229	GLADE RD SUMMERBROOK					
003-1231	LAKEWOOD ESCROW					
			26,072.36			
003-1236	E. GLADE CRANBROOK ESCROW					
			117,652.91			
003-1237	E. GLADE ASHMORE I ESCROW					
003-1247	GLADE/WAYSIDE ESCROW					
			42,369.17			
003-1250	REATTI PLACE					
			98,344.35			
003-1257	ASHMORE II A GLADE RD ESCROW					
003-1268	MILL CREEK/ GLADE ESCROW					
003-1271	ASHMORE III/ GLADE ESCROW					
003-1278	GLADE RD/ASHMORE IIB ESCROW					
003-1301	LAKEWOOD PH IV					77,585.15
003-1304	VILLAS DEL MAR					
			60,252.07			
003-1307	STREET RECONSTRUCTION					93,943.37
003-1309	COVENANT CHRISTIAN					
003-1313	APPLEBEE'S					
			43,797.30			
003-1319	REMINGTON PARK					27,875.57
003-1323	SHALIMAR					
			89,607.80			
003-1325	PECAN GARDENS					
003-1330	REMINGTON PARK					
003-1340	CASTLETON MANOR					81,366.80
003-1357	CITGO/LD LOCKETT					
			56,741.19			
003-1392	CLAIRMONT-PH I					
			104,849.14			
003-1404	TANGLEWOOD					
			26,080.00			
003-1418	CLAIRMONT-PH II					147,153.63
003-1429	WARWICK PARC					
003-1434	ROCKRIMMON					
003-1486	CHANEL'S COURT					47,929.10
003-1500	SH26 ROW PURCHASES					
003-1563	VILLAS OF COLLEYVILLE					53,016.77
005-1172	VOLUNTARY PARK FUND					
	200,000.00					
011-1172	LIBRARY DONATIONS FUND					
012-1172	PARK LAND DEDICATION FUND					
	300,000.00					623,428.03
017-1172	DRAINAGE FUND OPERATING					47,401.38
024-1172	CEDC OPERATING					
026-1172	TIF OPERATING					
		456,380.19				
032-1172	CAPITAL EQUIPMENT RESERVE					
	450,000.00					
034-1172	COLLEYVILLE TOMORROW					
PER GENERAL LEDGER	\$1,200,000.00	\$1,200,000.00	\$1,000,000.00	\$999,780.00	\$1,200,000.00	\$1,199,700.00
MARKET VALUE	\$1,200,028.80	\$1,201,690.80	\$1,000,759.00	\$1,001,050.00	\$1,200,024.00	\$1,200,445.20
VALUE AT MATURITY	\$1,200,000.00	\$1,200,000.00	\$1,000,000.00	\$1,000,000.00	\$1,200,000.00	\$1,200,000.00

INVESTMENT		FFCB NOTE	FHLB NOTE	FFCB NOTE	FFCB NOTE	FHLB NOTE	FFCB NOTE
DATE ACQUIRED		14-Jan-13	15-Jan-13	12-Feb-13	13-Feb-13	08-Apr-13	12-Jun-13
MATURITY DATE		14-Nov-14	29-Jan-14	12-Feb-15	13-May-14	08-Oct-14	24-Nov-14
26 WEEK T-BILL AUCTION DISCOUNT/WEEK OF PURCHASE		0.105%	0.105%	0.120%	0.120%	0.095%	0.080%
YIELD TO MATURITY		0.270%	0.172%	0.280%	0.200%	0.230%	0.260%
ACCOUNT	ALLOCATION OF INVESTMENT						
001-1172	GENERAL FUND OPERATING	999,800.00	1,002,104.00	1,000,000.00	650,000.00		450,000.00
002-1166	UTILITY DEBT SERVICE RESERVE						
002-1172	UTILITY FUND OPERATING					802,347.23	448,958.00
002-1178	CUSTOMER DEPOSITS					232,316.16	
002-1557	THE RESERVE LIFT STATION						
003-1180	BEDFORD BRIDGE ESCROW						
003-1188	TOWN CENTER/HWY28						
003-1192	MCDONWELL WOODS EST ESCROW						
003-1200	LONGWOOD-PARKING ESCROW						
003-1204	BEDFORD LAKES/SOMERSET						
003-1228	PLEASANT RUN HARDAGE ESTATES/ESC						
003-1229	GLADE RD SUMMERBROOK					56,097.48	
003-1231	LAKEWOOD ESCROW						
003-1236	E. GLADE CRANBROOK ESCROW						
003-1237	E. GLADE ASHMORE I ESCROW					51,849.16	
003-1247	GLADE/WAYSIDE ESCROW						
003-1250	REATTI PLACE						
003-1257	ASHMORE II A GLADE RD ESCROW					27,730.00	
003-1268	MILL CREEK/ GLADE ESCROW					30,168.65	
003-1271	ASHMORE III/ GLADE ESCROW					63,971.57	
003-1278	GLADE RD/ASHMORE IIB ESCROW					35,519.75	
003-1301	LAKEWOOD PH IV						
003-1304	VILLAS DEL MAR						
003-1307	STREET RECONSTRUCTION						
003-1309	COVENANT CHRISTIAN						
003-1313	APPLEBEE'S						
003-1319	REMINGTON PARK						
003-1323	SHALIMAR						
003-1325	PECAN GARDENS						
003-1330	REMINGTON PARK						
003-1340	CASTLETON MANOR						
003-1357	CITGO/LD LOCKETT						
003-1392	CLAIRMONT-PH I						
003-1404	TANGLEWOOD						
003-1418	CLAIRMONT-PH II						
003-1429	WARWICK PARC						
003-1434	ROCKRIMMON						
003-1486	CHANEL'S COURT						
003-1500	SH28 ROW PURCHASES						
003-1563	VILLAS OF COLLEYVILLE						
005-1172	VOLUNTARY PARK FUND						200,000.00
011-1172	LIBRARY DONATIONS FUND						
012-1172	PARK LAND DEDICATION FUND						100,000.00
017-1172	DRAINAGE FUND OPERATING						
024-1172	CEDC OPERATING						
026-1172	TIF OPERATING						
032-1172	CAPITAL EQUIPMENT RESERVE						
034-1172	COLLEYVILLE TOMORROW				350,000.00		
PER GENERAL LEDGER		\$999,800.00	\$1,002,104.00	\$1,000,000.00	\$1,000,000.00	\$1,300,000.00	\$1,198,956.00
MARKET VALUE		\$1,000,593.00	\$1,000,987.00	\$1,000,322.00	\$1,000,530.00	\$1,300,721.50	\$1,199,959.20
VALUE AT MATURITY		\$1,000,000.00	\$1,000,000.00	\$1,000,000.00	\$1,000,000.00	\$1,300,000.00	\$1,200,000.00

OUTSTANDING INVESTMENTS AT 9-30-13

INVESTMENT	FFCB NOTE	FFCB NOTE	FHLB NOTE	FFCB NOTE
DATE ACQUIRED	24-Jun-13	25-Jun-13	23-Jul-13	13-Aug-13
MATURITY DATE	24-Jun-15	25-Feb-15	19-Jun-15	13-Jul-15
26 WEEK T-BILL AUCTION DISCOUNT/WEEK OF PURCHASE	0.105%	0.105%	0.700%	0.750%
YIELD TO MATURITY	0.320%	0.330%	0.320%	0.308%
ACCOUNT	ALLOCATION OF INVESTMENT			
001-1172	GENERAL FUND OPERATING	999,500.00		
002-1166	UTILITY DEBT SERVICE RESERVE			
002-1172	UTILITY FUND OPERATING	1,000,200.00	230,846.13	999,850.00
002-1178	CUSTOMER DEPOSITS			
002-1557	THE RESERVE LIFT STATION			
003-1180	BEDFORD BRIDGE ESCROW			
003-1188	TOWN CENTER/HWY26			
003-1192	MCDONWELL WOODS EST ESCROW			
003-1200	LONGWOOD-PARKING ESCROW			
003-1204	BEDFORD LAKES/SOMERSET			
003-1228	PLEASANT RUN HARDAGE ESTATES/ESC			
003-1229	GLADE RD SUMMERBROOK			
003-1231	LAKEWOOD ESCROW			
003-1236	E. GLADE CRANBROOK ESCROW			
003-1237	E. GLADE ASHMORE I ESCROW			
003-1247	GLADE/WAYSIDE ESCROW			
003-1250	REATTI PLACE			
003-1257	ASHMORE II A GLADE RD ESCROW			
003-1268	MILL CREEK/ GLADE ESCROW			
003-1271	ASHMORE III/ GLADE ESCROW			
003-1278	GLADE RD/ASHMORE IIB ESCROW			
003-1301	LAKEWOOD PH IV			
003-1304	VILLAS DEL MAR			
003-1307	STREET RECONSTRUCTION			
003-1309	COVENANT CHRISTIAN		140,608.29	
003-1313	APPLEBEE'S			
003-1319	REMINGTON PARK			
003-1323	SHALIMAR			
003-1325	PECAN GARDENS			
003-1330	REMINGTON PARK			
003-1340	CASTLETON MANOR			
003-1357	CITGO/LD LOCKETT			
003-1392	CLAIRMONT-PH I			
003-1404	TANGLEWOOD			
003-1418	CLAIRMONT-PH II			
003-1429	WARWICK PARC		89,300.02	
003-1434	ROCKRIMMON		65,177.99	
003-1486	CHANEL'S COURT			
003-1500	SH26 ROW PURCHASES		227,626.32	
003-1563	VILLAS OF COLLEYVILLE			
005-1172	VOLUNTARY PARK FUND			
011-1172	LIBRARY DONATIONS FUND			
012-1172	PARK LAND DEDICATION FUND			
017-1172	DRAINAGE FUND OPERATING			
024-1172	CEDC OPERATING			
026-1172	TIF OPERATING			
032-1172	CAPITAL EQUIPMENT RESERVE			
034-1172	COLLEYVILLE TOMORROW			
PER GENERAL LEDGER	\$1,000,200.00	\$999,500.00	\$753,558.75	\$999,850.00
MARKET VALUE	\$999,829.00	\$1,000,573.00	\$754,559.25	\$999,051.00
VALUE AT MATURITY	\$1,000,000.00	\$1,000,000.00	\$750,000.00	\$1,000,000.00

CDARS CERTIFICATE OF DEPOSIT ALLOCATION

CDARS CERTIFICATES OF DEPOSIT

FUND ALLOCATION	AMOUNT	PURCHASE DATE	MATURITY DATE	INTEREST RATE	INTEREST EARNED DURING QUARTER
UTILITY FUND	\$504,557.93	8/1/2013	7/31/2014	0.45%	\$577.63
GENERAL FUND	\$504,362.98	6/27/2013	6/26/2014	0.30%	\$551.00
GENERAL FUND	\$503,750.22	3/28/2013	3/28/2014	0.30%	\$376.78
GENERAL FUND	\$1,512,289.06	9/26/2013	9/25/2014	0.22%	\$1,005.06
GENERAL FUND	\$500,000.00	9/26/2012	9/25/2014	0.50%	\$623.29
GENERAL FUND	\$501,745.31	9/26/2013	9/25/2014	0.30%	\$451.92
TOTAL	\$4,026,705.50				\$2,510.45

LOGIC INVESTMENT POOL ALLOCATION

AND GENERAL INFORMATION



LOGIC Newsletter

September 2013

Performance

As of September 30, 2013

Current Invested Balance	\$2,315,505,671.90
Weighted Average Maturity (1)*	55 Days
Weighted Average Maturity (2)*	63 Days
Net Asset Value	1.000080
Total Number of Participants	459
Management Fee on Invested Balance	0.0875%
Interest Distributed	\$373,577.58
Management Fee Collected	\$163,495.63
% of Portfolio Invested Beyond 1 Year	0.39%
Standard & Poor's Current Rating	AAAm

September Averages:

Average Invested Balance	\$2,273,329,867.34
Average Monthly Yield, on a simple basis	0.1125%
Average Weighted Average Maturity (1)*	57 Days
Average Weighted Average Maturity (2)*	62 Days

* Definition of Weighted Average Maturity (1) & (2)

- (1) This weighted average maturity calculation uses the SEC Rule 2a-7 definition for stated maturity for any floating rate instrument held in the portfolio to determine the weighted average maturity for the pool. This Rule specifies that a variable rate instrument to be paid in 397 calendar days or less shall be deemed to have a maturity equal to the period remaining until the next readjustment of the interest rate.
- (2) This weighted average maturity calculation uses the final maturity of any floating rate instruments held in the portfolio to calculate the weighted average maturity for the pool.

Rates reflect historical information and are not an indication of future performance.

Economic Commentary

Equity and bond markets were volatile in the third quarter as investors focused on the Federal Reserve meeting in mid-September and the risks associated with the fiscal-policy negotiations in Washington. The Federal Reserve's decision to delay tapering was a notable surprise to the markets. The majority of market participants had predicted that the Fed would announce a reduction in its monthly asset purchase program at its September meeting. Instead, the Fed shocked markets with its dovish comments, maintaining its current monetary policy and leaving monthly asset purchases of Treasuries and mortgage-backed securities at \$85 billion per month. The Fed showed concern over tightening financial conditions and pending fiscal drama, while downplaying the importance of the unemployment rate on a standalone basis, deciding to wait for more evidence that economic progress will be self-sustained before pulling back. On October 1st, Congress was unable to agree on a bill to fund the government at the outset of FY2014 and the government partially shut down for the first time in almost two decades. It is still very unclear how things will develop, but Democrats and Republicans currently remain far from an agreement. The duration of the shutdown will be key in determining the ultimate impact on the economy. The bigger concern is whether Congress will raise the debt ceiling before the October 17th deadline, when extraordinary measures will be exhausted. If they cannot agree on a resolution, the government risks a "technical default" on its debt, which is believed to be unlikely.

Data released in the third quarter continued to paint a mixed picture of U.S. economic growth. While initial jobless claims have declined, the economy continues to add fewer jobs. Consumer confidence and personal income continue to strengthen, but retail sales growth remains anemic. Manufacturing surveys suggest strong capital expenditures spending, yet capital goods orders have been unchanged. While the base case outlook for global growth continues to be sub-trend, stable and improving global economic conditions have moderately increased the upside potential for growth. Optimism is moderated by the impact of materially higher interest rates since May on the global economy, lower labor participation rates in the U.S. and a slack in global manufacturing. Should the Fed begin tapering its asset purchases before year-end, it would likely be very gradual and accompanied by accommodative forward rate guidance.

This information is an excerpt from an economic report dated September 2013 provided to LOGIC by JPMorgan Asset Management, Inc., the investment manager of the LOGIC pool.

News

Holiday Reminder

Please note that in observance of the Columbus Day holiday, **LOGIC will be closed Monday, October 14, 2013.** All ACH transactions initiated on Friday, October 11th will settle on Tuesday, October 15th.

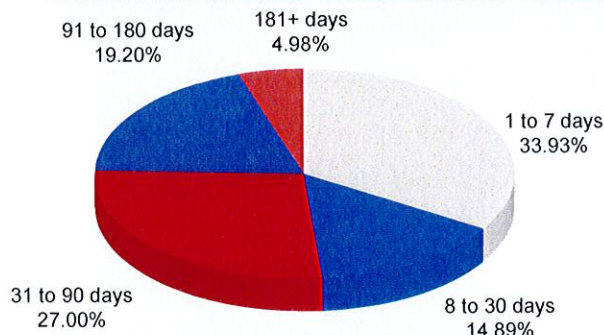
This is an unusual holiday where the investment markets are open but the banks are closed. Please plan accordingly for your liquidity needs.

Upcoming Conferences

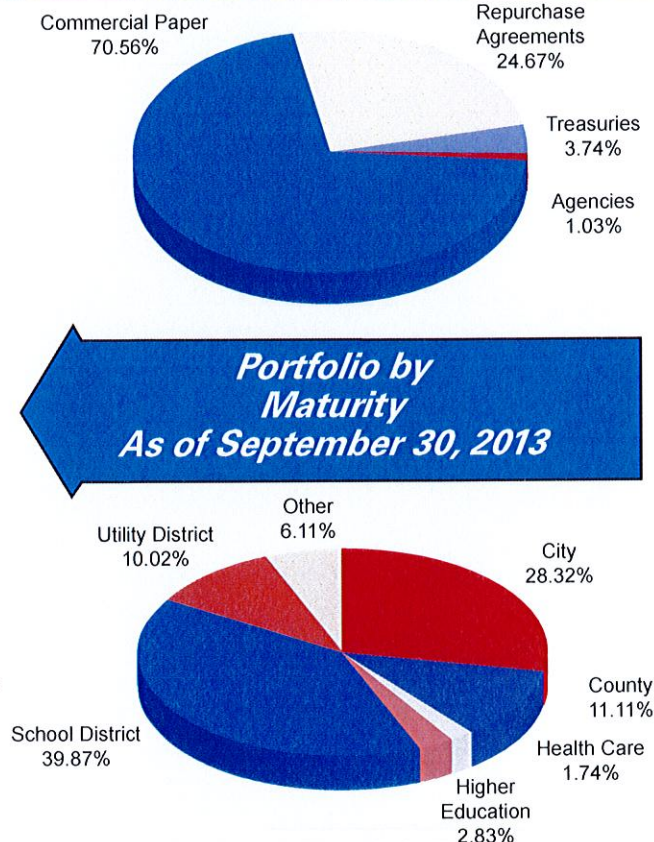
LOGIC representatives will be attending the following conferences in October. We look forward to seeing those of you attending these events.

- ★ Texas Municipal League Annual Conference, October 8-11, Austin
- ★ Texas Association of County Auditors Fall Conference, Oct 15-18, Abilene
- ★ Government Finance Officers Association of Texas Fall Conference, Oct 23-25, Richardson

Portfolio by Type of Investment As of September 30, 2013



Distribution of Participants by Type As of September 30, 2013



Historical Program Information

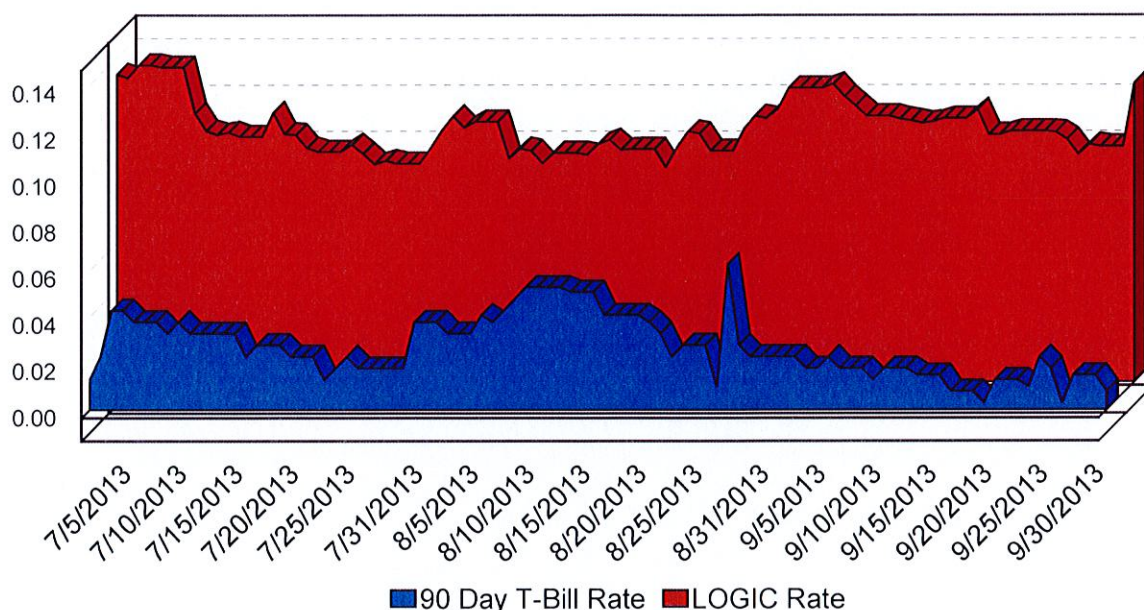
Month	Average Rate	Book Value	Market Value	Net Asset Value	WAM (1)*	WAM (2)*	Number of Participants
Sep 13	0.1125%	\$2,315,505,671.90	\$2,315,692,920.50	1.000080	57	62	459
Aug 13	0.1053%	2,241,818,554.65	2,241,919,096.89	1.000037	57	61	459
Jul 13	0.1107%	2,475,457,138.23	2,475,581,364.17	1.000050	53	57	458
Jun 13	0.1264%	2,478,319,009.61	2,478,371,853.17	1.000021	56	59	456
May 13	0.1320%	2,713,076,330.17	2,713,270,235.28	1.000071	53	54	454
Apr 13	0.1457%	3,092,146,941.09	3,092,356,673.37	1.000067	56	58	453
Mar 13	0.1540%	3,225,167,330.30	3,225,360,648.11	1.000059	55	58	452
Feb 13	0.1543%	3,374,642,633.05	3,374,901,165.62	1.000076	56	60	450
Jan 13	0.1553%	3,529,376,299.19	3,529,647,746.04	1.000076	53	59	448
Dec 12	0.1785%	2,901,152,418.66	2,901,360,833.82	1.000071	51	58	448
Nov 12	0.1804%	2,488,323,083.01	2,488,496,976.98	1.000069	50	52	446
Oct 12	0.1971%	2,387,683,334.65	2,387,863,589.71	1.000075	53	55	442

Portfolio Asset Summary as of September 30, 2013

	Book Value	Market Value
Uninvested Balance	\$ 610.52	\$ 610.52
Accrual of Interest Income	273,401.88	273,401.88
Interest and Management Fees Payable	(456,158.00)	(456,158.00)
Payable for Investment Purchased	0.00	0.00
Receivable for Investment Sold	0.00	0.00
Repurchase Agreements	571,251,000.00	571,251,000.00
Commercial Paper	1,634,103,390.56	1,634,250,519.75
Government Securities	110,333,426.94	110,373,546.35
Total	\$ 2,315,505,671.90	\$2,315,692,920.50

Market value of collateral supporting the Repurchase Agreements is at least 102% of the Book Value. The portfolio is managed by J.P. Morgan Chase & Co. and the assets are safekept in a separate custodial account at the Federal Reserve Bank in the name of LOGIC. The only source of payment to the Participants are the assets of LOGIC. There is no secondary source of payment for the pool such as insurance or guarantee. Should you require a copy of the portfolio, please contact LOGIC Participant Services.

LOGIC versus 90-Day Treasury Bill



This material is for information purposes only. This information does not represent an offer to buy or sell a security. The above rate information is obtained from sources that are believed to be reliable, however, its accuracy or completeness September be subject to change. The LOGIC management fee may be waived in full or in part at the discretion of the LOGIC co-administrators and the LOGIC rate for the period shown reflects waiver of fees. This table represents investment performance/return to the customer, net of fees, and is not an indication of future performance. An investment in the security is not insured or guaranteed by the Federal Deposit Insurance Corporation or any other government agency. Although the issuer seeks to preserve the value of an investment at \$1.00 per share, it is possible to lose money by investing in the security. Information about these and other program details are in the fund's Information Statement which should be read carefully before investing. The yield on the 90-Day Treasury Bill ("T-Bill Yield") is shown for comparative purposes only. When comparing the investment returns of the LOGIC pool to the T-Bill Yield, you should know that the LOGIC pool consist of allocations of specific diversified securities as detailed in the respective Information Statements. The T-Bill Yield is taken from Bloomberg Finance L.P. and represents the daily closing yield on the then current 90-day T-Bill.

Daily Summary for September 2013

Date	Mny Mkt Fund Equiv. [SEC Std.]	Daily Allocation Factor	LOGIC Invested Balance	Market Value Per Share	WAM Days (1)*	WAM Days (2)*
9/1/2013	0.1270%	0.000003479	\$2,241,818,554.65	1.000037	57	62
9/2/2013	0.1270%	0.000003479	\$2,241,818,554.65	1.000037	57	62
9/3/2013	0.1288%	0.000003529	\$2,240,666,239.73	1.000052	58	64
9/4/2013	0.1233%	0.000003377	\$2,257,186,959.56	1.000049	58	64
9/5/2013	0.1193%	0.000003269	\$2,249,486,244.17	1.000050	59	64
9/6/2013	0.1150%	0.000003151	\$2,257,472,678.65	1.000042	57	62
9/7/2013	0.1150%	0.000003151	\$2,257,472,678.65	1.000042	57	62
9/8/2013	0.1150%	0.000003151	\$2,257,472,678.65	1.000042	57	62
9/9/2013	0.1137%	0.000003115	\$2,265,103,337.74	1.000055	56	61
9/10/2013	0.1129%	0.000003094	\$2,260,215,793.50	1.000061	59	63
9/11/2013	0.1119%	0.000003065	\$2,268,496,491.45	1.000060	58	63
9/12/2013	0.1125%	0.000003081	\$2,258,619,718.00	1.000063	58	63
9/13/2013	0.1139%	0.000003120	\$2,231,100,685.76	1.000054	57	62
9/14/2013	0.1139%	0.000003120	\$2,231,100,685.76	1.000054	57	62
9/15/2013	0.1139%	0.000003120	\$2,231,100,685.76	1.000054	57	62
9/16/2013	0.1177%	0.000003224	\$2,227,518,814.22	1.000070	59	63
9/17/2013	0.1069%	0.000002928	\$2,219,559,368.12	1.000069	59	63
9/18/2013	0.1069%	0.000002930	\$2,223,342,331.65	1.000074	58	63
9/19/2013	0.1084%	0.000002969	\$2,222,718,558.30	1.000080	59	64
9/20/2013	0.1084%	0.000002969	\$2,235,303,101.40	1.000073	57	61
9/21/2013	0.1084%	0.000002969	\$2,235,303,101.40	1.000073	57	61
9/22/2013	0.1084%	0.000002969	\$2,235,303,101.40	1.000073	57	61
9/23/2013	0.1079%	0.000002957	\$2,242,234,580.52	1.000080	57	62
9/24/2013	0.1049%	0.000002873	\$2,271,336,378.05	1.000082	57	62
9/25/2013	0.0984%	0.000002697	\$2,445,333,253.17	1.000077	54	61
9/26/2013	0.1026%	0.000002812	\$2,426,001,186.90	1.000078	54	61
9/27/2013	0.1018%	0.000002790	\$2,383,768,195.50	1.000069	53	60
9/28/2013	0.1018%	0.000002790	\$2,383,768,195.50	1.000069	53	60
9/29/2013	0.1018%	0.000002790	\$2,383,768,195.50	1.000069	53	60
9/30/2013	0.1290%	0.000003535	\$2,315,505,671.90	1.000080	55	63
Average	0.1125%	0.000003083	\$2,273,329,867.34		57	62

LOGIC Participant Services
c/o First Southwest Asset Management, Inc.
325 North St. Paul Street, Suite 800
Dallas, TX 75201



LOGIC Board

LOGIC Board Members

Philip G. Roberson	Arlington ISD	Board President
Fred L. Werner	Municipal Finance Director	Board Vice President
Judd R. Sanderson	North Texas Municipal Water District	Board Treasurer / Investment Officer
Sandra Newby	Tarrant Regional Water District	Board Member
Wes Vela	City of Missouri City	Board Member

Contacts

For more information contact LOGIC Participant Services ★ 1-800-895-6442 ★ www.logic.org



J.P.Morgan
Asset Management

LOCAL GOVERNMENT INVESTMENT COOPERATIVE / "LOGIC"
ACCOUNT ALLOCATION AT SEPTEMBER 30, 2013

ACCT #	DESCRIPTION	BALANCE
	<i>GENERAL FUND</i>	
001.1115	GENERAL OPERATING	\$323,302.53
	<i>UTILITY FUND</i>	
002.1115	UTILITY OPNS	\$2,115,820.51
002.1116	IMPACT FEES WATER	\$954,245.87
002.1130	UTILITY INTEREST & SINKING FUND	\$782,430.69
002.1294	IMPACT FEES SEWER	\$534,725.42
	<i>CAPITAL PROJECTS FUND</i>	
003.1113	IMPACT FEES/SA I	\$21,167.06
003.1508	MICRO-RESURFACING	\$304,018.49
003.1509	STREET RESURFACING	\$1,622,421.44
	<i>DEBT SERVICE FUND</i>	
004.1115	DEBT SERVICE OPERATING	\$923,884.87
	<i>DRAINAGE FUND</i>	
017.1115	DRAINAGE OPERATING	\$606,540.15
017.1159	DRAINAGE INT & SINKING FUND	\$233,568.79
017.1380	2001 DRAINAGE BONDS	\$2,323.07
	<i>TIF FUND</i>	
026.1115	TIF OPERATING	\$10,072,414.45
026.1383	2001 TIF BONDS	\$183,064.45
	<i>CCCPD FUND</i>	
027.1115	CCCPD OPERATING	\$908,373.31
027.1147	99 POLICE/COURT BLDG FUND	\$3,861.76
	<i>SALES TAX INCENTIVE AGREEMENT FUND</i>	
031.1115	SALES TAX INCENTIVE AGREEMENT OPERATING	\$418,727.73
	<i>CAPITAL EQUIPMENT REPLACEMENT FUND</i>	
032.1115	CAPITAL EQUIPMENT REPLACEMENT FUND	\$281,648.31
	<i>COLLEYVILLE TOMORROW FUND</i>	
034.1115	COLLEYVILLE TOMORROW FUND	\$1,866,869.18
	<i>PARKS TOMORROW FUND</i>	
035.1115	PARKS TOMORROW FUND	\$1,198,848.76
	<i>STRATEGIC INITIATIVES FUND</i>	
036.1115	STRATEGIC INITIATIVES FUND	\$295,629.09
TOTAL LOGIC POOL BALANCE		<u>\$23,653,885.93</u>



City of Colleyville City Council Agenda Briefing

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

Agenda Number PC-4

Agenda Date 11/19/2013

Type Pre Council

Department Finance

Title

Presentation of the Monthly Financial Report - October 2013

Explanation

The percentage of current year taxes collected is ahead of the percentage collected for October 2012. Per governmental accounting rules, sales tax revenue received in October 2013 is recorded as Fiscal Year 2013 revenue. However, for the month of October 2013, sales tax is up 6.44% (\$13,996) from revenues reported for the same time period last year. This is the highest October sales tax allocation ever received. Year to date General Fund sales tax is up 8.44% (\$214,913). This is the eighth month of increased sales tax revenues as compared to the prior year. The quarterly Mixed Beverage Tax receipts exceeded the amount received last year by 21.48%. Fifteen residential building permits were issued in October compared to 7 issued in October of 2012. The average amount expended by the General Fund departments at the end of October 2013 is 9.07% of the total appropriation, versus 9.43%, which was projected to be spent.

Utility Fund

Water usage decreased as compared to the amount sold through October 2012. The average amount expended by the Utility Fund departments at the end of October 2013 is 3.96% of the total appropriation, versus 7.15%, which was projected to be spent.

Attachments

1. October 2013 Monthly Financial Report

MONTHLY FINANCIAL REPORT - OCTOBER 2013

GENERAL FUND		RECEIVED	PROJECTED	PERCENT OF	RECEIVED	PERCENT
REVENUE SOURCE	FY 2014 BUDGET	AS OF 10/31/2013	AS OF 10/31/2013	FY14 BUDGET RECEIVED	AS OF 10/31/2012	CHANGE OVER PRIOR YEAR
Current Taxes	\$11,601,451	\$386,277	\$348,266	3.33%	\$324,976	18.86%
Delinquent Taxes	70,000	13,997	10,019	20.00%	10,305	35.83%
Penalty & Interest	65,000	4,963	2,315	7.64%	2,244	121.17%
TOTAL AD VALOREM TAXES	\$11,736,451	\$405,238	\$360,601	3.45%	\$337,525	20.06%
Oncor Electric	\$840,000	\$0	\$0	0.00%	\$0	0.00%
Tri-County Electric	105,000	0	0	0.00%	0	0.00%
Atmos Gas	305,000	0	0	0.00%	0	0.00%
AT&T	83,500	0	0	0.00%	0	0.00%
Verizon/Others	84,000	227	191	0.27%	171	32.93%
Refuse/Recycling	145,800	5,247	0	3.60%	0	0.00%
Cable TV	425,000	15,413	16,463	3.63%	26,623	-42.11%
TOTAL FRANCHISE TAXES	\$1,988,300	\$20,887	\$16,654	1.05%	\$26,794	-22.04%
Sales Tax	\$2,875,000	\$0	\$0	0.00%	\$0	0.00%
Mixed Beverage Tax	25,277	21,291	6,612	84.23%	17,526	21.48%
TOTAL SALES TAX	\$2,900,277	\$21,291	\$6,612	0.73%	\$17,526	21.48%
Building	\$485,768	\$131,893	\$40,481	27.15%	\$40,359	226.80%
Plumbing	48,680	7,627	4,057	15.67%	3,999	90.75%
Mechanical	28,868	3,373	2,406	11.68%	3,357	0.49%
Electrical	37,568	4,348	3,131	11.57%	4,055	7.21%
City License	37,372	3,560	3,114	9.53%	2,585	37.72%
Building Plan Review Fee	68,000	39,508	5,667	58.10%	6,072	550.69%
New Business	3,372	282	281	8.36%	470	-40.00%
Sign Permit	5,463	1,135	455	20.78%	565	100.88%
Fence Permit	3,500	800	292	22.86%	550	45.45%
Fire Permits	6,500	250	542	3.85%	350	-28.57%
Irrigation Permit	13,660	1,245	1,138	9.11%	1,121	11.11%
TOTAL LICENSES & PERMITS	\$738,751	\$194,021	\$61,563	26.26%	\$63,482	205.63%
Fines	\$750,000	\$51,058	\$62,500	6.81%	\$45,791	11.50%
Alarm Fees	52,000	4,719	4,333	9.07%	4,501	4.85%
Library Fines	22,500	1,718	1,875	7.64%	1,848	-7.02%
TOTAL FINES	\$824,500	\$57,495	\$68,708	6.97%	\$52,140	10.27%

MONTHLY FINANCIAL REPORT - OCTOBER 2013

REVENUE SOURCE	FY 2014 BUDGET	RECEIVED AS OF 10/31/2013	PROJECTED AS OF 10/31/2013	PERCENT OF FY14 BUDGET RECEIVED	RECEIVED AS OF 10/31/2012	PERCENT CHANGE OVER PRIOR YEAR
Re-zoning	\$7,500	\$1,205	\$625	16.07%	\$560	115.18%
Plat Fee/Site Plan	4,000	1,108	333	27.69%	1,480	25.17%
Board of Adjustment	1,250	0	104	0.00%	375	-100.00%
Sale of Material	100	0	0	0.00%	2	0.00%
Weed Mowing	6,500	70	542	1.08%	1,100	-93.64%
Ambulance	275,000	28,321	22,917	10.30%	33,467	-15.38%
Recreation Program	145,000	7,504	12,083	5.18%	18,002	-58.32%
Non-Resident Fee Parks	35,850	3,525	8,963	9.83%	20,210	-82.56%
Field Use Charge	20,500	5,910	5,125	28.83%	7,450	-20.67%
Engineering & Inspection	0	26,259	0	0.00%	0	-100.00%
Colleyville Center Rental	230,000	15,458	19,167	6.72%	21,316	-27.48%
Lot Drainage Insp Fee	16,875	2,125	1,406	12.59%	1,000	112.50%
TOTAL CHARGES FOR SERVICE	\$742,575	\$91,486	\$71,265	12.32%	\$104,963	-12.84%
SRO Officer Reimb	\$94,282	\$0	\$0	0.00%	\$0	0.00%
Keller Court	217,697	0	0	0.00%	0	0.00%
TOTAL INTERGOVERNMENTAL	\$311,979	\$0	\$0	0.00%	\$0	0.00%
Sale of Surplus Property	\$5,000	\$0	\$0	0.00%	\$0	0.00%
Interest Income	35,000	0	0	0.00%	0	0.00%
Miscellaneous	54,000	6,165	4,500	11.42%	28,010	-77.99%
Use of Available Cash	1,000,000	0	0	0.00%	0	0.00%
Antenna Lease	70,040	4,518	4,438	6.45%	2,827	59.83%
TOTAL MISCELLANEOUS	\$1,164,040	\$10,683	\$8,938	0.92%	\$30,837	-65.36%
Transfers-In	\$1,130,214	\$0	\$0	0.00%	\$0	0.00%
TOTAL TRANSFERS	\$1,130,214	\$0	\$0	0.00%	\$0	0.00%
TOTAL GENERAL FUND REVENUES	\$21,537,087	\$801,101	\$594,340	3.72%	\$633,267	26.50%

MONTHLY FINANCIAL REPORT - OCTOBER 2013

	FY 2014 BUDGET	THROUGH 10/31/2013	THROUGH 10/31/2012	TOTAL INCREASE (DECREASE)	PERCENT INCREASE (DECREASE)
% OF CURRENT TAX ROLL COLLECTE	99.0%	4.95%	4.48%	0.47%	10.42%
RESIDENTIAL BLDG PERMITS	132	15	7	8	114.29%
COMMERCIAL BLDG PERMITS	7	1	1	0	100.00%
CITATIONS ISSUED	11,750	958	728	230	31.59%

GENERAL FUND EXPENSES

	FY 2014 BUDGET	EXPENDED THROUGH 10/31/2013	YEAR-TO-DATE PROJECTED EXPENDITURES	% OF BUDGET EXPENDED	BUDGET REMAINING
City Council	\$204,006	\$27,100	\$28,001	13.28%	\$176,907
City Manager	569,764	44,531	47,480	7.82%	525,233
City Secretary	211,725	15,581	17,644	7.36%	196,144
Finance	401,583	46,258	48,465	11.52%	355,325
Legal	130,460	-	-	0.00%	130,460
Engineering	510,915	30,853	42,576	6.04%	480,062
Economic Development	296,799	19,119	24,733	6.44%	277,680
Building Inspection	281,672	21,884	23,473	7.77%	259,788
Community Development	337,675	14,671	28,140	4.34%	323,004
Fire	4,259,224	495,269	499,935	11.63%	3,763,955
Police	4,172,062	313,533	347,672	7.52%	3,858,529
Parks	1,285,084	65,709	107,090	5.11%	1,219,375
Recreation	357,816	16,143	29,818	4.51%	341,673
Street Maintenance	3,840,966	51,284	320,081	1.34%	3,789,682
Library	674,061	59,815	60,172	8.87%	614,246
Communications	139,447	9,470	11,621	6.79%	129,977
Colleyville Center	312,513	24,091	26,043	7.71%	288,422
Human Resources	270,466	18,291	22,539	6.76%	252,175
Municipal Court	389,410	33,588	33,951	8.63%	355,822
Fleet Maintenance	226,290	19,743	19,858	8.72%	206,547
Building Services	362,845	72,145	75,237	19.88%	290,700
Information Services	1,065,205	53,535	88,767	5.03%	1,011,670
Non Departmental	859,068	124,573	126,589	14.50%	734,495
Capital Equipment Reserve	242,000	242,000	-	100.00%	0
Compensation Adjustment	132,911	132,911	-	0.00%	0
TOTAL EXPENSES	\$21,533,967	\$1,952,096	\$2,029,883	9.07%	\$19,581,871

MONTHLY FINANCIAL REPORT - OCTOBER 2013

UTILITY FUND

REVENUE SOURCE	FY 2014 BUDGET	RECEIVED AS OF 10/31/2013	PROJECTED AS OF 10/31/2013	PERCENT OF FY14 BUDGET RECEIVED	RECEIVED AS OF 10/31/2012	PERCENT CHANGE OVER PRIOR YEAR
Water Sales	\$9,820,661	\$1,154,083	\$1,385,550	11.75%	\$1,128,172	2.30%
Sewer Sales	3,053,229	293,368	254,436	9.61%	242,694	20.88%
Sewer Installation	7,000	1,400	583	20.00%	800	75.00%
Water Installation	21,000	3,540	1,750	16.86%	1,570	125.48%
Sewer Tie-on Charges	5,000	0	0	0.00%	0	0.00%
Engineering Charges	5,000	14,827	0	296.54%	0	100.00%
Penalties	190,112	28,140	15,843	14.80%	23,946	17.51%
Miscellaneous	13,000	1,743	1,083	13.41%	2,076	-16.05%
TOTAL OPERATING INCOME	\$13,115,002	\$1,497,101	\$1,659,245	11.42%	\$1,399,258	6.99%
Interest Income	\$20,300	\$0	\$0	0.00%	\$0	0.00%
TOTAL NON-OPERATING INCOME	\$20,300	\$0	\$0	0.00%	\$0	0.00%
TOTAL INCOME	\$13,135,302	\$1,497,101	\$1,659,245	11.40%	\$1,399,258	6.99%

	THROUGH 10/31/2013	THROUGH 10/31/2012	TOTAL INCREASE (DECREASE)	PERCENT INCREASE (DECREASE)
GALLONS OF WATER SOLD	254,390,200	293,267,900	(38,877,700)	-13.26%
NUMBER OF WATER CUSTOMERS	9,386	9,297	89	0.96%

UTILITY FUND EXPENSES

	FY 2014 BUDGET	EXPENDED THROUGH 10/31/2013	YEAR-TO-DATE PROJECTED EXPENSES	% OF BUDGET EXPENDED	BUDGET REMAINING
Billing	\$386,616	\$11,606	\$32,218	3.00%	\$375,010
Operations	9,515,310	370,634	792,943	3.90%	9,144,676
Utility Support	1,060,731	85,075	88,394	8.02%	975,656
Non-Departmental	292,868	50,209	24,406	17.14%	242,659
Debt Service	819,137	4,464	4,464	0.54%	814,673
Compensation Adjustment	20,411	0	0	0.00%	20,411
Interfund loan repayment	44,286	0	0	0.00%	44,286
Transfer to General Fund	1,037,213	0	0	0.00%	1,037,213
TOTAL EXPENSES	\$13,176,572	\$521,987	\$942,424	3.96%	\$12,654,585



City of Colleyville City Council Agenda Briefing

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

Agenda Number PC-5

Agenda Date 11/19/2013

Type Pre Council

Department City Secretary

Title

Discussion of the November 19, 2013, 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 11/19/2013

Type Executive Session

Department City Secretary

Title

Section 551.071 - Legal - Consultation with attorney on legal issues raised by public hearing or action items on the agenda

Section 551.071 - Legal - Consultation with attorney regarding pending litigation - Moxie Pest Services - Dallas, LLC v. City of Colleyville

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities

Section 551.087 - Economic Development - Discuss or deliberate regarding commercial or financial information that the City has received from business prospects that 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-13-3686

**A RESOLUTION APPROVING CITY COUNCIL ACTION
REGARDING EXECUTIVE SESSION ITEMS AT THE REGULAR
CITY COUNCIL MEETING OF NOVEMBER 19, 2013**

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 the following actions of the City Council are hereby adopted and approved:

a. THAT

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, AND ____ ABSTENTIONS
ON THIS THE 19TH DAY OF NOVEMBER 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem



City of Colleyville City Council Agenda Briefing

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

Agenda Number 3

Agenda Date 11/19/2013

Type Announcements, Proclamations and Presentations

Department City Secretary

Title

Proclamation in recognition of the Colleyville Woman's Club 35 Year Anniversary - Carol Wollin, President, and Executive Board members, Colleyville Woman's Club

In recognition of Colleyville's featured business - Walmart Neighborhood Market, 4904 Colleyville Boulevard, Steve Chapman, Store Manager - Mayor Pro Tem Mike Taylor and Economic Development Director Marty Wieder

Attachments

1. Proclamation in recognition of the Colleyville Woman's Club 35th Anniversary

Proclamation

CITY OF

Colleyville, Texas

WHEREAS: the Colleyville Woman's Club was founded in 1978 and is celebrating 35 years of dedication and service to the community; and

WHEREAS, the Colleyville Woman's Club has surpassed the \$3.2 million mark in fundraising for worthy causes and is dedicated to serving the people within and around Northeast Tarrant County; and

WHEREAS, the Colleyville Woman's Club's extraordinary successes include its fundraisers; the prestigious Holiday Home Tour, signature Spring Fashion Benefit, and spirited annual Bridge Marathon; and

WHEREAS, the Colleyville Woman's Club supports the efforts of other charities and agencies in the area who provide for the economically and physically challenged; and

WHEREAS, the Colleyville Woman's Club recognizes youth in our community for their volunteer service; and

WHEREAS, the Colleyville Woman's Club's numerous charitable grants to the City of Colleyville, scholarships to graduating high school seniors, and service projects are only a few examples of how the Colleyville Woman's Club has assisted its neighbors in need and improves the community.

NOW, THEREFORE, I, DAVID KELLY, MAYOR OF THE CITY OF COLLEYVILLE, TEXAS, on behalf of the City Council and citizens of Colleyville, do hereby honor and join in celebrating the

**COLLEYVILLE WOMAN'S CLUB 35TH ANNIVERSARY AND
MILESTONE OF AWARDED OVER \$3 MILLION IN GRANTS**

and call upon our citizens to join in expressing appreciation to the Colleyville Woman's Club for their efforts and contributions to our community.

IN WITNESS WHEREOF, I do hereby set my hand and seal of the City of Colleyville, Texas, affixed this 19th day of November 2013.




Mayor



RESOLUTION R-13-3687

A RESOLUTION APPROVING CITY COUNCIL ACTION UNDER CONSENT ITEMS AT THE REGULAR CITY COUNCIL MEETING OF NOVEMBER 19, 2013

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 November 5, 2013
 - b. Approval of a contract with Stripe-A-Zone, Inc., in an amount not to exceed \$95,289.43, for replacement of worn out pavement markings at various locations throughout the City, and authorize the city manager to execute the contract
 - c. Consideration of a request for approval of a final plat for 13.63 acres out of the Elizabeth Cox Survey, John H. Havens Survey, and the Jesse Doss Survey, located in the 4900 block of Heritage Avenue, Case PC13-010
 - d. Consideration of a request for approval of a final plat for 11.875 acres on Abstract 65 of the H.L. Allen Survey, and Abstract 798 of the J. Harrell Survey, located at 6816 Murphy Road, Case PC13-023
 - e. Approval of a donation to Colleyville Center from the Colleyville Garden Club, in the amount of \$7,000, for the purchase of five Nellie R. Stevens' Holly trees and five decorative pots

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _____ AYES, _____ NAYS, AND _____ ABSTENTIONS
ON THIS THE 19TH DAY OF NOVEMBER 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem



City of Colleyville City Council Minutes - Draft

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

Tuesday, November 5, 2013

City Council Chambers

Mayor David Kelly called the Pre Council meeting of the Colleyville City Council to order on November 5, 2013, at 5:35 p.m.

ROLL CALL: Mayor David Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogged, Stan Hall, Jody Short, and Tom Hart.

City Manager Jennifer Fadden, Assistant City Manager and Chief Financial Officer Terry Leake, Police Chief Mike Holder, Captain Robert Hinton, Fire Chief Brian Riley, Economic Development Director Marty Wieder, Parks and Recreation and Library Director Mary Rodne, Human Resources Director Michelle Reyes, Colleyville Center Manager Leslie Hill, Public Works Director Bob Lowry, City Engineer Jeremy Hutt, Development Engineer Dan Hartman, Finance Manager Karen Hines, Community Development Director Ron Ruthven, Parks Superintendent Tim Hightshoe, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, City Attorney Matt Butler, and City Secretary Amy Shelley.

PC-1 Update on the Glade Road Project

Public Works Director Bob Lowry presented this item and briefed the City Council. Mr. Jeff McKerrow and Chad Gartner, TranSystems, presented this item and briefed the City Council.

Councilmember Mogged questioned Mr. Gartner regarding when the anticipated recommendation date is. Mr. Gartner replied January.

Councilmember Mogged stated he appreciated the fact that TranSystems has been clear that the project has not been decided.

Councilmember Mogged stated there are difficulties with exiting the Summerbrook Addition. Mr. Gartner stated they will make note of that intersection.

Councilmember Hart questioned Mr. Gartner regarding if the unique visitors online were identified by the I.P. address of their computer. Mr. Gartner replied yes.

Councilmember Hart questioned Mr. Gartner regarding if they could see if the same person had visited the online portion. Mr. Gartner replied yes, but that they have only been focused on the unique visitor, rather than the repeat visitor.

Councilmember Mogged questioned Mr. McKerrow regarding the traffic volume needed for a traffic signal. Mr. McKerrow replied there are a number of different

factors that warrant the need for a traffic signal, however, they do not know the data for those areas along Glade Road, just yet.

Mayor Kelly stated there is heavy traffic for the elementary school at Bransford Road and Glade Road that may add to those factors. Mr. McKerrow and Mr. Gartner concurred.

Councilmember Short questioned Mr. Gartner regarding if Thompson Terrace was considered for the Bedford Road intersection. Mr. Gartner stated they did not look at Thompson Terrace, since it would require additional right-of-way, and it would be a more aggressive approach.

Mayor Pro Tem Taylor stated if this intersection is going to be considered now is the time to do it, before the land is developed. Councilmembers concurred. Mr. McKerrow stated they will look at that scenario.

Mayor Pro Tem Taylor stated the roundabout solution is a great alternative to the Bedford Road intersection.

Councilmember Mogged stated he likes having all alternative options available for viewing, rather than the preferred option.

Councilmember Hall stated he thought they had discussed aligning Stafford Drive with Bluebonnet Drive. Mr. McKerrow stated they had discussed that scenario; however, the grading on Glade Road creates an issue.

Mayor Pro Tem Taylor questioned Mr. Gartner regarding the grade at Bluebonnet Drive. Mr. Gartner explained the elevation and sight distance at that intersection.

Councilmember Mogged stated the residents have stated they have issues with the Roberts Road intersection, especially during the morning traffic.

Mayor Kelly stated there are multiple side streets that have the same issues with the volume of traffic during the peak hours.

Mayor Pro Tem Taylor stated the intersection at Heritage Avenue is hazardous because of the merging from three lanes into two.

Mayor Pro Tem Taylor questioned Mr. McKerrow regarding the detour. Mr. McKerrow explained the possible detours.

Councilmember Mogged stated he did not think it would be necessary to show the possible construction detour, at this point. He added it would seem to clutter up the communication. Councilmembers concurred.

Mayor Kelly questioned Police Chief Mike Holder regarding if there could be signs in place to eliminate truck traffic during the time of construction. Chief Holder stated it can be considered.

Councilmember Short questioned Mr. McKerrow regarding the amount of time the road would be closed. Mr. McKerrow explained the Bluebonnet intersection could be done in about 30 days.

Mayor Pro Tem Taylor questioned Mr. McKerrow regarding if five feet would be sufficient for the amount of grade drop. Mr. McKerrow replied yes.

Mayor Pro Tem Taylor questioned Mr. McKerrow regarding the line of sight distance the grade drop will help. Mr. McKerrow replied 200 feet.

Councilmember Mogged stated the width of the sidewalk sections needs to be understood by the citizen. Mr. McKerrow stated the width has not been established throughout Glade Road since the design of the roadway is not established, at this time.

Councilmember Short questioned Mr. Gartner regarding the possible improvements with the curb sections. Mr. Gartner explained all options are being presented to the citizens.

Councilmember Short questioned Mr. Gartner regarding if there is any possible combination of answers to the comments that are not possible scenarios. Mr. McKerrow stated the traffic signal comments may not be warranted in some of the intersections.

Mayor Kelly stated the main focus is to better improve the roads. Mr. McKerrow stated there has not been a comment for the option for a four lane roadway.

Mayor Pro Tem Taylor stated we have to be mindful that this is a road being built for the future, not for the now.

PC-2 Update and discussion from Keep Colleyville Beautiful

Strategic Services Manager Adrienne Lothery presented this item and briefed the City Council. Ms. Brenda Ritz, 2014 Chair of Keep Colleyville Beautiful (KCB) also presented this item and briefed the City Council.

Mayor Kelly questioned Ms. Ritz regarding the KCB program. Ms. Ritz explained the KCB program and their efforts, particularly to the recycling efforts.

Councilmember Mogged questioned Ms. Ritz regarding what are the possible changes with the KCB program. Ms. Ritz stated Keep Texas Beautiful will remain the main focus of the program, and they will continue to get the younger people

involved in the program. She added they will only do the Clean Sweep Event once a year versus twice a year.

Councilmember Wollin questioned Ms. Ritz regarding the membership requirements for KCB and Keep America and Keep Texas Beautiful. Ms. Ritz replied there is a lot of paperwork involved in those beautification programs.

Mayor Kelly questioned Ms. Ritz regarding the \$3,000 commitment from the City. Ms. Ritz stated they have a lot of communication pieces to put together.

Mayor Kelly questioned Ms. Ritz regarding their other revenue sources. Ms. Ritz stated the City is the only revenue source.

Mayor Kelly stated having concerns for the other 501(C)(3) organizations in the City for which the City does not allocate any funding. He added, those organizations do fundraising for their efforts. Ms. Ritz stated they are trying to re-energize the program and that fundraising would be going backwards.

Charna Gray, current KCB chair, stated Ms. Ritz is very enthusiastic about KCB. She added KCB is working to have new banners made, as well as new brochures to help educate the community about the recycling efforts. She added that surrounding cities provide paid staff members to help their efforts. She stated they are a 100 percent volunteer program. She stated Grapevine allows for a \$20,000 budget, whereas Colleyville is allowing \$3,000 toward the KCB effort. She stated it takes a great deal of time to keep up with the paperwork with the beautification programs such as Keep Texas Beautiful and Keep America Beautiful.

Councilmember Mogged questioned Mrs. Gray regarding the Clean Sweep event, and how was it determined to do away with one of those events. Mrs. Gray stated the Crud Cruiser can only come once a year, in the spring. She added the fall event was poorly attended.

Councilmember Mogged questioned Mrs. Gray regarding if the fall event has been consistently low in attendance. Mrs. Gray replied yes, and Manager Lothery explained that the spring event has a lot of vendors present, whereas the fall event does not have as many vendors; however, the citizens are not losing out on those services by not having Clean Sweep twice a year. She stated the residents do have the ability to schedule special pickups throughout the year.

Mayor Pro Tem Taylor questioned Mrs. Gray regarding the sponsored streets, are those sponsors good about picking up the litter? Mrs. Gray replied they are supposed to keep them clean; however, the City does help with those efforts.

Mr. Gray stated the Leos, with the Lion's Club, has now adopted a street, and are working with several streets.

Mrs. Gray stated Kathy Moore, at the Senior Center, takes care of the Adopt-a-Street paperwork.

Mrs. Gray stated City staff has provided tremendous help with KCB efforts.

Mayor Pro Tem Taylor questioned Mayor Kelly regarding his concerns. Mayor Kelly stated there are other organizations that do not require any funding from the City, and they are able to raise funds for their organization, and give back to the City.

Mrs. Gray stated they originally received funding of \$5,000 from the trash and recycling organizations, however, that funding has stopped and those funds allowed KCB to keep going.

Mayor Pro Tem Taylor questioned Mrs. Gray regarding why the organization went to a 501(C)(3) organization. Mrs. Gray stated it allows KCB better ability to receive grants and funding.

Ms. Ritz stated the beautification programs, in which KCB participates, helps and benefits the citizens of Colleyville. She added it is a better deal for the City, if it is ran by volunteers.

Mayor Pro Tem Taylor stated it would appear that these efforts would be City sponsored events/efforts, such as Holly Colley, since it benefits the citizens of Colleyville.

Councilmember Mogged stated KCB is like an adjunct group of the City, which helps to engage the citizens in these efforts.

Mayor Kelly stated it was a subcommittee of the Colleyville Chamber, and \$5,000 was allocated for their efforts. Mrs. Gray stated the Chamber did not want to participate with these efforts any longer.

Mayor Pro Tem Taylor stated this should be a group that the City supports and their efforts should be recognized. He stated he would like to see a listing of the streets that have been adopted.

Mayor Kelly stated he would like to see some fundraiser efforts. Mrs. Gray stated she would like some direction and assistance.

Councilmember Hall stated this organization exclusively benefits the citizens of Colleyville. He added, maybe they could become a committee of the City. Mrs. Gray stated she has difficulties with getting and keeping volunteers, much less if they have to apply for the committee.

Councilmember Hart stated he would like to see KCB remain like they are and then, in a year, maybe they can let us know how they could do better.

Councilmember Mogged stated this is a way to have volunteers work for keeping Colleyville clean without having to pay for those services.

Mayor Kelly questioned Ms. Ritz regarding how many banners are put up for the Clean Sweep event. Ms. Ritz stated between 13-16 banners.

Councilmember Hall stated he would like them to think about the items that they would do differently, if they had enough money.

Councilmember Wollin questioned Ms. Ritz regarding the number of members with KCB. Ms. Ritz replied not knowing the actual number of members.

Councilmember Wollin stated maybe an annual meeting, for the general membership, rather than the Board members, would help with the educational series. Ms. Ritz concurred.

Mayor Pro Tem Taylor questioned Ms. Ritz regarding the street listing in the packet, is it up-to-date? Ms. Ritz replied yes.

PC-3 Discussion of the distribution of agenda packets for public meetings

This item was not discussed, and will be moved to the December 3, 2013 Pre Council meeting agenda.

PC-4 Update of Utility Rate Study

Assistant City Manager and Chief Financial Officer Terry Leake presented this item and briefed the City Council.

Councilmember Short questioned staff regarding if the month of August 2013 was a successful month in conserving water. Assistant City Manager and Chief Financial Officer Terry Leake replied yes, to some degree.

Councilmember Short stated he is not seeing much difference within the years. Mayor Kelly stated there is not enough data to make a true comparison.

Mayor Pro Tem Taylor questioned staff regarding the total number of gallons consumed by the City. Assistant City Manager and Chief Financial Officer Terry Leake stated she will have that information moving forward in the presentations.

She stated the following were used per resident, on an annual basis:

2013 = average of 21,737 gallons
2012 = average of 23,369 gallons
2011 = average of 26,022 gallons

Councilmember Mogged questioned staff regarding the revenue rates with regard to the tiers. Assistant City Manager and Chief Financial Officer Terry Leake replied the revenue rates are different with the usage within the tiers and very similar to that of 2012.

Councilmember Short stated he was anticipating a larger increase in revenues. Assistant City Manager and Chief Financial Officer Terry Leake replied the adoption of the tiered rate system was done prior to the water conservation.

Councilmember Mogged questioned staff regarding if it will be a problem if it is not revenue neutral. Assistant City Manager and Chief Financial Officer Terry Leake replied it will be fine, as long as it is revenue positive. Mayor Kelly stated it will become a problem if it is revenue negative, especially with bond coverage.

Councilmember Mogged questioned staff regarding if the cost is the same throughout the tiers. Assistant City Manager and Chief Financial Officer Terry Leake replied yes, \$.11 per each thousand gallons.

Mayor Kelly stated Colleyville still has lower rates than the surrounding cities.

Councilmember Mogged questioned staff regarding the master plan improvements for the water side. Public Works Director Bob Lowry replied they are working on an update of a water plan, as well as a wastewater master plan, more than likely after the holidays.

Mayor Kelly stated there will essentially be a pass through for the Trinity River Authority, rather than updating the ordinance every year.

Councilmember Mogged questioned Mayor Kelly regarding how this has been communicated with the general public. Mayor Kelly stated the information has been on the website.

Councilmember Hall stated he is not so sure that individual customers really track their water bills.

Councilmember Short stated the information has been included on the water bill.

Councilmember Short questioned staff regarding if the \$.11, will be across all of the tiers. Assistant City Manager and Chief Financial Officer Terry Leake replied each yes.

Councilmember Hall questioned staff regarding if the average water increase will be spread over the spectrum versus penalizing everyone, especially the lower water users. Assistant City Manager and Chief Financial Officer Terry Leake explained the increase across the tiers.

Mayor Kelly stated if enough is not passed through, the City could be in non-compliance. He added the City used to absorb those overages.

Councilmember Hall stated having concerns of everyone having an increase.

PC-5 Discussion of the 2014 City Council meeting dates

City Secretary Amy Shelley presented this item and briefed the City Council.

Councilmember Mogged stated he would prefer the November meeting date to be Wednesday, November 5, 2014 rather than Monday, November 3, 2014 to accommodate the Election Day.

PC-6 Discussion of the November 5, 2013, City Council regular agenda items

There was no discussion of this item.

Mayor Kelly adjourned the Pre Council meeting at 7:33 p.m.

The regular meeting of the Colleyville City Council was called to order by Mayor Kelly at 7:58 p.m.

ROLL CALL: Mayor David Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogged, Stan Hall, Jody Short, and Tom Hart.

City Manager Jennifer Fadden, Assistant City Manager and Chief Financial Officer Terry Leake, Police Chief Mike Holder, Captain Robert Hinton, Fire Chief Brian Riley, Economic Development Director Marty Wieder, City Engineer Jeremy Hutt, Community Development Director Ron Ruthven, Parks Superintendent Tim Hightshoe, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, City Attorney Matt Butler, and City Secretary Amy Shelley.

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 public hearing or action items on the agenda

Section 551.071 - Legal - Consultation with attorney regarding pending litigation - Moxie Pest Services - Dallas, LLC v. City of Colleyville

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities

Section 551.087 – Economic Development - Discuss or deliberate regarding commercial or financial information that the City has received from business prospects that 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

Mayor Kelly explained the Executive Session had been called in accordance with the Texas Government Code, Chapter 551, Subchapter D, Section 551.071, Legal, Section 551.072, Real Estate, and Section 551.087, Economic Development. He further explained there would be no decisions made or action taken during this time. The meeting was recessed at 7:33 p.m. and reconvened at 7:35 p.m.

INVOCATION: Reverend Kyle Bauman, Bear Valley Community Church

PLEDGE OF ALLEGIANCE: City Attorney Matt Butler

2. EXECUTIVE SESSION: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - Resolution R-13-3683

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**

Councilmember Wollin announced Colleyville has been named the safest city in Texas according to SafeWise, a Utah-based home security company. The company paired data from the most recent FBI Crime in the U.S. Report, along with its own research, to compile a list of the 50 safest cities in Texas.

This is the information on Colleyville from the company's website:

Colleyville, Texas ranks at the top of our list. It is an affluent city located near Fort Worth that enjoys a well-earned reputation as laidback and friendly. In fact, according to the most recent FBI Crime Report, there were no murders, rapes, or arsons reported to law enforcement.

Colleyville's low crime rate, coupled with the fact that it's located just 10 miles from the Dallas-Fort Worth International Airport are just two of the many reasons it is a superb city to settle down in. Eleven award-winning parks and greenbelts make it perfect for those who enjoy recreation and families with children.

She further thanked the citizens of Colleyville and the Police Department for helping Colleyville reach this designation.

Mayor Kelly announced the next public meeting to discuss the Glade Road project is Monday, November 18, 2013 at Colleyville Center, from 5:30 – 7:30 p.m.

Mayor Kelly announced the “Mayor for a Day” essay contest winner, a day as the City’s “mayor” is the beginning of an unforgettable year. The honorary mayor will begin her or his official duties by escorting Santa to Holly Colley Holiday aboard a vintage fire truck on Friday, December 6. The student will serve as honorary mayor on Tuesday, December 17, touring City facilities and co-presiding with Mayor Kelly at the City Council meeting. Additional activities will be scheduled throughout the year, according to the student’s availability.

This year’s contest opened Friday, November 1; all entries must be received by 5:00 p.m. on Monday, December 2. The contest is open to Colleyville residents only, in grades 2-7. To enter, all contestants must submit a one-to-two page essay addressing three ideas he or she would implement to make Colleyville an even better place to live.

4. CONSENT: READING AND PUBLIC HEARING - Resolution R-13-3684

- 4a** Approval of the minutes of the regular City Council meeting of October 15, 2013
- 4b** Approval of a preliminary plat for 53.2 acres on Tracts 1F and 1G, Abstract 1038 of the Hall Medlin Survey and Tracts 1A02 and 1C, Abstract 295 of the William E. Crooks Survey, located at 7612 and 7624 Pleasant Run Road, Case PC13-020
- 4c** Consideration and approval of a Right-of-Way Encroachment and Joint Use Agreement on Lot 1, Block 1, of the Medlen Addition, located at 7304 and 7401 Pleasant Run Road
- 4d** Approval of the use of Voluntary Park Funds for professional services, for laser grading of City Park competitive athletic fields, in an amount not to exceed \$30,000 annually
- 4e** Approval of the Colleyville Tree Board and Senior Center Advisory Committee bylaws

Mayor Kelly read Resolution R-13-3684 in its entirety.

Mayor Kelly opened the public hearing at 8:06 p.m.

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 8:06 p.m.

Councilmember Hart moved to approve Resolution R-13-3684. Councilmember Wollin seconded the motion.

The motion to approve carried by the following vote:

Aye: 7 - Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Stan Hall, Jody Short, and Tom Hart

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

5a Ordinance O-13-1893

Consideration of a request for an amendment to the PUD-C-Planned Unit Development Commercial zoning and development requirements for Lot 1R, Block 1, of the Wildwood Estates Addition, located at 5700 Pool Road, Case ZC13-010

Mayor Kelly read the caption of Ordinance O-13-1893.

Community Development Director Ron Ruthven presented the item and briefed the City Council.

Mayor Kelly opened the public hearing at 8:07 p.m.

Dave Toney, applicant, presented the item and briefed the City Council.

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 8:12 p.m.

Mayor Kelly questioned Mr. Gerald Ward, architect, regarding the original size of the support columns. Mr. Ward explained the original columns were to be constructed as 12 x 12.

Councilmember Hall questioned Mr. Toney regarding the original submittal. Mr. Toney displayed the original exhibit.

Councilmember Hall questioned staff regarding if this original submittal was used to base the denial of the certificate of occupancy. Director Ruthven explained the denial was based on the original exhibit in the approving ordinance, which outlines the PUD-C-Planned Unit Development Commercial development.

Mayor Kelly stated they were given approval on the building plans that were submitted, and the plans were not submitted that depicted the approved ordinance.

Councilmember Hall stated not having an issue with the metal support columns, as currently constructed.

Councilmember Hart concurred with Councilmember Hall and stated that if graffiti was put on the support columns, it would easily be removed.

Councilmember Wollin stated she would like the masonry on the support columns, as originally submitted and approved with the ordinance.

Mayor Pro Tem Taylor stated being disappointed that the ordinance was not followed. He stated he could go either way, with or without masonry support columns.

Mayor Kelly stated the original exhibit had 12 inch support columns versus the 14 inch columns.

Councilmember Wollin questioned staff regarding if stone veneer would count as masonry. Director Ruthven replied yes, as long as it looks like or resembles stone or masonry and that thickness is not a consideration; however, it would need to be durable.

Councilmember Mogged stated, for aesthetic reasons, he likes the steel columns. He added there will need to be something put in place in order to catch these items before the certificate of occupancy. Mayor Kelly concurred.

Mayor Kelly questioned staff regarding what the proposed ordinance approves. Director Ruthven stated the proposed ordinance contains everything that the applicant is requesting, in terms of a waiver from the original ordinance.

Councilmember Hall moved to approve Ordinance O-13-1893. Councilmember Hart seconded the motion.

The motion to approve carried by the following vote:

Aye: 6 - Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Stan Hall, Jody Short, and Tom Hart
Nay: 1 - Councilmember Carol Wollin

**6. ORDINANCE(S):
FIRST READING AND PUBLIC HEARING**

6a Ordinance O-13-1894

Consideration of a request for a zoning change from R40-Single Family Residential to PUD-R-Planned Unit Development Residential on 15.4 acres of Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road, Case ZC13-014

Mayor Kelly read the caption of Ordinance O-13-1894.

Community Development Director Ron Ruthven presented the item and briefed the City Council.

Mayor Kelly opened the public hearing at 8:27 p.m.

Kosse Maykus, applicant, presented the item and briefed the City Council.

Jarrold Upton, 5604 Texas Trail, spoke in support of residential however, stated having reservations about some of the plans for side yard setbacks.

Craig Walter, 5910 Crescent Lane, spoke in support of the rezoning request.

Justin Joyner, 5514 Texas Trail, did not wish to speak, but registered his opposition to the rezoning request.

There were no others wishing to speak and Mayor Kelly closed the public hearing at 8:42 p.m.

Mayor Kelly questioned Mr. Maykus regarding the fencing between the proposed development and the commercial property. Mr. Maykus replied some fencing does exist; however, he is proposing to install a new, six foot cedar wood fencing on metal posts between the residential and the commercial properties. He added that he is proposing to install a new, eight foot cedar wood fencing on metal posts between the residential properties to the east.

Mayor Kelly questioned Mr. Maykus regarding if any elevation issues currently exist between the Reatta Place development and the proposed development. Mr. Maykus replied it falls from Reatta Place to the new proposed development.

Councilmember Wollin questioned staff regarding the Land Development Code's maximum building height. Director Ruthven replied the standard is 35 feet in height.

Councilmember Wollin questioned Mr. Maykus regarding why he requested 40 feet in height. Mr. Maykus replied it may have been an oversight on his behalf, but that he only wants the standard of 35 feet.

Mayor Pro Tem Taylor questioned Mr. Maykus regarding the different setbacks along L.D. Lockett Road. Mr. Maykus replied the setbacks are different to allow for the construction of the sidewalk and the future sidewalk for the Reatta Place development.

Councilmember Hall questioned Mr. Maykus regarding if there is enough room for a sidewalk along the western side and if it will connect to the commercial sidewalk. Mr. Maykus replied yes.

Councilmember Short questioned Mr. Maykus regarding the trail. Mr. Maykus replied they will connect to the existing trail system. He added they have discussed with the Reatta Place homeowners to connect the two developments with complete sidewalk circulation. He stated that aspect is still to be determined by the Reatta Place homeowners.

Mayor Kelly questioned staff regarding if a five foot sidewalk is required along L.D. Lockett Road. Director Ruthven replied yes. Mr. Maykus stated they will comply with the requirement.

Councilmember Hart questioned Mr. Maykus regarding the source of water for pond in this development. Mr. Maykus stated the water is coming from the north properties, and that some of the water is actually coming from a well source.

Councilmember Hall questioned Mr. Maykus regarding if this will be a gated community. Mr. Maykus replied yes.

Councilmember Hall questioned Mr. Maykus regarding if the main entry will be across from the Emerald Park subdivision. Mr. Maykus replied yes.

Councilmember Hall questioned Mr. Maykus regarding the other gate, will that also be an entry. Mr. Maykus replied the gate to the east will only be for egress with an Opticom device for emergency services.

Councilmember Hall stated it would be a benefit to the residents of this community to be able to enter and exit this development through the east gate, especially those lots adjacent to the gate. Mr. Maykus stated they will consider that possibility. He added it may be for residents only. Mayor Kelly stated public safety will need to approve it as such.

Councilmember Short questioned Mr. Maykus regarding if they will be constructing the fencing adjacent to the Reatta Place development. Mr. Maykus replied yes, they will construct the fencing between the two subdivisions.

Councilmember Hall stated wooden fences require a lot of maintenance which will be upon the homeowners. He suggested building masonry fencing.

Mayor Pro Tem Taylor questioned Mr. Maykus regarding the trees. Mr. Maykus replied two trees will be planted in every front yard and then on the eastern lots, there will be two trees planted in the back yards. He stated the other lots may already have existing trees.

Mayor Pro Tem Taylor questioned Mr. Maykus regarding the 65 percent lot coverage, how will that work with pools. Mr. Maykus replied the lot coverage is only measured for the building footprint, not the ancillary structures such as pools and driveways and such. He explained the lot coverage scenarios with typical home square footages.

Mayor Pro Tem Taylor questioned Mr. Upton regarding why Reatta Place residents are concerned with this development. Mr. Upton stated they are concerned about the size of the homes, the side yard setbacks, traffic, and drainage.

Mayor Pro Tem Taylor questioned Mr. Upton regarding how long he has lived here. Mr. Upton replied since February of this year.

Councilmember Mogged questioned Mr. Maykus regarding if there are any mature trees. Mr. Maykus stated there are a few mature trees, including some Blackjacks.

Councilmember Hall questioned Mr. Maykus regarding the property to the south of this subject property. Mr. Maykus replied that property belongs to Reatta Place.

Mayor Pro Tem Taylor questioned Mr. Maykus regarding the proposed sidewalk to the southern portion. Mr. Maykus replied the property belongs to Reatta Place and the proposed sidewalk would provide connectivity.

6b Ordinance O-13-1895

Request for approval of amendments to the Future Land Use Map of the Colleyville Master Plan for Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road, from a Retail and Institutional Land Use Designation to a Single Family Land Use Designation

Mayor Kelly read the caption of Ordinance O-13-1895.

Community Development Director Ron Ruthven presented the item and briefed the City Council.

Mayor Kelly opened the public hearing at 9:09 p.m.

There was no one wishing to speak and Mayor Kelly closed the public hearing at 9:09 p.m.

6c Ordinance O-13-1896

Approval of a request to amend the filing date of the financial disclosure forms requirement of Ordinance O-02-1322

Mayor Kelly read the caption of Ordinance O-13-1896

City Secretary Amy Shelley presented the item and briefed the City Council.

Mayor Kelly opened the public hearing at 9:13 p.m.

There was no one wishing to speak and Mayor Kelly closed the public hearing at 9:13 p.m.

Mayor Pro Tem Taylor stated he believed the boundary map should only reflect the city limits of Colleyville, especially since the oath applies to Colleyville.

Councilmember Hall stated he believed all items should be disclosed, regardless of only interest within Colleyville.

Mayor Kelly stated there are two different types of conflicts of interest, those which involve state statutory law or those within Colleyville. He added there are conflict of interest forms to fill out for those instances.

Mayor Pro Tem Taylor stated he believes the citizens have a right to know you have interests in Colleyville.

Councilmember Mogged questioned Mayor Kelly regarding what if there are interests within a neighboring city. Mayor Kelly stated those items can be acknowledged on the conflict of interest forms.

Councilmember Mogged questioned Mayor Kelly regarding what happens when you forget to fill out the forms upon any change, in other words, now the forms are due twice a year, and therefore a triggering mechanism is in place. Mayor Kelly stated you are responsible to fill out the forms upon a material change.

Mayor Kelly questioned staff regarding the reference to the boundary map. City Secretary Amy Shelley stated there is also a reference on Form 3, attached to the proposed ordinance.

Councilmember Short stated he could see the boundary of the map be extended 500 feet beyond the City limits to cover those interests right outside of the City.

Mayor Pro Tem Taylor stated those would have to be noted at that time, such as on the conflict of interest forms.

Mayor Kelly stated being in favor of amending the boundary map to include only the City limits of Colleyville.

Councilmembers Mogged and Wollin stated the ordinance should reflect five days versus three days for the forms to be filed in the event of a change.

7. ORDINANCE(S): CONTINUED: READING AND PUBLIC HEARING

7a Ordinance O-13-1887

Consideration of a request for a zoning change from PUD-C-Planned Unit Development Commercial to PUD-R-Planned Unit Development Residential, on 1.82 acres on Lot 1, Block 1, of the San Bar Square Addition, located at 105 Cheek-Sparger Road, Case ZC13-008

Community Development Director Ron Ruthven presented the item and briefed the City Council.

Mayor Kelly opened the public hearing at 9:32 p.m.

Steve Isbell and Mark Howe, applicants, presented the item and briefed the City Council.

Claudia Bevill, 119 Cheek-Sparger Road spoke in opposition to this request with concerns for traffic, density, and lack of open space.

James Bevill, 119 Cheek-Sparger Road spoke in opposition to this request with concerns for traffic, density, and lack of open space.

Daniel Morrison, 123 Felps Court, did not wish to speak, but did register his opposition to this request.

There was no one else wishing to speak and Mayor Kelly closed the public hearing at 9:46 p.m.

Councilmember Hall questioned staff regarding the small lot development comparison chart, has right-of-way ever been included in the percentage of open space. Director Ruthven replied no.

Councilmember Hall questioned staff regarding the open space for this development, minus the right-of-way. Director Ruthven replied 16.2 percent.

Councilmember Hall stated it would make this development one of the lowest percentages of open space.

Mayor Kelly stated he has concerns for the density of the development in relationship to the size of the lot. He added he could be comfortable with seven lots.

Director Ruthven explained the Land Development Code calculation of open space to Mr. Isbell.

Discussion occurred between Mr. Isbell and the Mayor regarding the scale of the development, density, open space, and right-of-way.

Mayor Kelly questioned staff regarding the right-of-way adjacent to Cheek-Sparger Road. Director Ruthven replied currently there is 60 feet of right-of-way dedicated.

Councilmember Hall questioned staff regarding the amount of excess that was dedicated for the right-of-way when the property was platted. Director Ruthven replied there is an excess of 22.4 feet of right-of-way.

Director Ruthven stated the City may abandon that right-of-way; however, it may not necessarily go to the adjacent property owner. He further explained the options regarding the right-of-way.

Councilmember Short questioned staff regarding what difference would the additional right-of-way make with this development. Director Ruthven replied it would add more potential lot and open space area to the development. Mr. Isbell stated it would increase the open space percentage to 19.7 versus 16.2.

Mayor Pro Tem Taylor stated this is a problematic piece of property. He further questioned staff regarding how the building setback is established. Director Ruthven replied it is measured from the back of the City's right-of-way.

Mayor Pro Tem Taylor questioned staff regarding the required width of the street, from back of curb to back of curb. Director Ruthven replied 31 feet.

Mayor Pro Tem Taylor stated he can see both sides of the difficulties of this property.

Mayor Pro Tem Taylor questioned Mayor Kelly regarding the layout for seven lots. Mayor Kelly replied the site plan can be reduced by one lot to create a less dense development.

Councilmember Wollin stated she had hoped there would only be seven lots.

Mayor Kelly stated the property needs to be residential, but stated not being sure about the necessity for 20 percent of open space.

Mayor Pro Tem Taylor stated with more residents, more open space is needed; however, this is more of a transitional piece of property.

Mayor Kelly stated the excess right-of-way could be heavily landscaped to create more of an open feel to this development.

Mayor Pro Tem Taylor questioned Mr. Isbell regarding trees being added to the lots. Mr. Isbell replied trees will be added to Lots 1, 2, 4, and 5.

Mr. Howe stated he did not know that the City would even consider abandoning the excessive right-of-way to be able to count towards the open space percentage. He stated the bar ditch area will be updated so that landscaping and maintenance can take place. He stated the existing trees within this right-of-way will be saved, and the proposed sidewalk will be constructed around the landscaping and trees, to City code.

Mayor Pro Tem Taylor questioned Mayor Kelly regarding if the smaller lots will require the 20 percent open space. Mayor Kelly replied somewhat, given the design of this development. They then discussed other developments within Colleyville where open space is not required.

Mayor Kelly questioned Mr. Isbell regarding the lot coverage percentage; will you be good with a 60 percent lot coverage maximum? Mr. Isbell replied yes.

Mayor Pro Tem Taylor stated the excess right-of-way should be reworked as the area is unsightly. He added he would like to be able to make this work for everyone.

Mayor Pro Tem Taylor stated adding trees will add to the curb appeal and for the long term will make for a prettier street.

Councilmember Short stated the development appears to have been designed around the mature trees, towards Cheek-Sparger Road. Mayor Kelly added some trees may be lost due to the development and some may die anyway, but the developer can plant new trees.

Mayor Kelly stated, to Mr. Isbell, that if the open space is changed, the lots can be increased to help with the scale of the development.

Councilmember Hall stated he would be interested in seeing that change in the open space and lots. Mayor Pro Tem Taylor concurred.

Councilmember Hall stated, based on the comments made this evening, this request would not be approved. He stated the City Council may want to continue this item. Councilmember Wollin concurred and stated she would like to see what the setback would look like for those lots along Cheek-Sparger Road.

Director Ruthven stated there could be options presented for the right-of-way, at a later time.

Mayor Kelly questioned City Council regarding the loss of the open space, or options of what the development would look like, taking into account the excessive right-of-way.

Mayor Pro Tem Taylor stated the villa type developments are not conducive to the need for a large amount of open space, given the resident of those developments, and given the proximity to the park in this area.

Councilmember Hall stated the bar ditch area needs some improvement.

Mr. Howe stated there will be a need for some open space because of the need for drainage such as retention/detention.

Mayor Pro Tem Taylor questioned Mr. Howe regarding if the drainage could be addressed through the excessive right-of-way. Mr. Howe replied he believed so, with the addition of some stone, to help with the flow of water, and with moving it closer to Cheek-Sparger Road.

Mayor Pro Tem Taylor questioned Mr. Isbell regarding the distance to the Bevill's property and the western subject property line. Mr. Isbell replied approximately 70 feet.

Mr. Howe questioned City Council regarding the information needed coming back in December. Mayor Kelly stated a plan for the landscaped area along Cheek-Sparger Road, a revised site plan showing the expansion of the lots, and the protection of the Bevill's property, with the planting of additional trees.

Councilmember Hall stated Lots 1 and 2 could be moved further north, depending on the right-of-way issue.

Mayor Kelly questioned staff regarding the wood fence along the south side, how will this work regarding access with a new fence along side of it. Director Ruthven

stated the fencing could be directly adjacent to the existing fence; however, there could be maintenance issues. He stated it would be better if there was only one fence. Mayor Kelly stated this may be something that needs to be worked out with the property owners.

Councilmember Hall moved to continue this item to the December 3, 2013 meeting. Councilmember Hart seconded the motion.

The motion to continue this item to the December 3, 2013 meeting carried by the following vote:

Aye: 7 - Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Stan Hall, Jody Short, and Tom Hart

8. CITIZEN COMMENTS/PRESENTATIONS REGARDING ITEMS NOT ON THE AGENDA

There was no one present wishing to speak regarding this item.

9. REPORTS

Colleyville Tree Board Meeting Minutes - October 8, 2012
Parks and Recreation Advisory Board Meeting Minutes - April 1, 2013
Senior Center Advisory Committee Meeting Minutes - July 18, 2013
Colleyville Library Board Meeting Minutes - August 12, 2013
Planning and Zoning Commission Meeting Minutes - September 9, 2013
Zoning Board of Adjustment Meeting Minutes - September 10, 2013
Planning and Zoning Commission Meeting Minutes - September 23, 2013
Planning and Zoning Commission Meeting Minutes - October 14, 2013

There was no discussion of this item.

10. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR NOVEMBER 5, 2013 - Reading and Public Hearing - Resolution R-13-3685

This resolution was not needed.

11. ADJOURNMENT

There being no further business before the City Council, Councilmember Mogged moved to adjourn, and Mayor Kelly seconded the motion.

The motion carried with the following vote:

Aye: 7 - Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Stan Hall, Jody Short, and Tom Hart

Mayor Kelly adjourned the City Council meeting at 11:00 p.m.

APPROVED BY A VOTE OF ___ AYES, ___ NAYS, AND ___ ABSTENTIONS ON THIS THE 19TH DAY OF NOVEMBER 2013.

Minutes taken and prepared by:

A handwritten signature in black ink, appearing to read "Amy Shelley". The signature is fluid and cursive, with the first name "Amy" and last name "Shelley" clearly distinguishable.

*Amy Shelley, 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 11/19/2013

Number Resolution R-13-3687

Type Resolution

Department Public Works

Title

Approval of a contract with Stripe-A-Zone, Inc., in an amount not to exceed \$95,289.43, for replacement of worn out pavement markings at various locations throughout the City, and authorize the city manager to execute the contract

Explanation

Reading and Public Hearing

On May 14, 2013, City Council approved a resolution authorizing the City of Colleyville to utilize contracts awarded by the City of Grand Prairie, as allowed under Section 271, Subchapter F, of the Texas Local Government Code. Staff seeks City Council approval to utilize a contract currently held by the City of Grand Prairie since June 4, 2013, with Stripe-A-Zone, Inc. for pavement markings. This vendor was used to apply pavement markings in Colleyville in Fiscal Year 2013, and staff is pleased with the work they did.

If approved, the contract provides for the restriping of approximately 47,000 linear feet of roadway with hot thermoplastic pavement marking material. As some streets have several markings, the total length of streets to be restriped is less than the total linear footage of markings to be applied. Hot thermoplastic is machine applied and has a predicted useful life of at least five years. All of the streets to be restriped are at least 20 years old and have been resurfaced since they were originally constructed. The markings may not have been reapplied since the most recent resurfacing, and those that were restriped were done with paint.

Hot thermoplastic costs \$0.90 a linear foot for a four inch wide stripe, as compared to paint, which costs \$0.63 a linear foot for a four inch wide stripe. However, the useful life of paint is approximately one year, which makes the thermoplastic application a much better value. The streets planned to be striped, and the cost of each street, are listed on the attached Restriping Location and Pricing Summary. Staff anticipates the cost of the contract not to exceed \$95,289.43, which includes a 10 percent contingency of \$8,662.67.

This project is included in the approved Fiscal Year 2014 Capital Improvements Program (CIP). Work is estimated to begin in early January, and is expected to be complete in approximately 30 days.

Financial Impact

Funding is available in the FY 2014 General Fund Street Division operating budget, line item 001-33-10-6319. The contract amount includes a 10 percent contingency.

Recommendation

Approve

Attachments

1. Interlocal Agreement with Grand Prairie
2. Cooperative Purchasing Confirmation from Stripe-A-Zone
3. Restriping Location and Pricing Summary
4. 2014 Pavement Markings Program Map

INTERLOCAL AGREEMENT

This Interlocal Agreement ("the Agreement") is made and entered into by and between the **CITY OF COLLEYVILLE, TEXAS**, a municipal corporation ("**COLLEYVILLE**") and **CITY OF GRAND PRAIRIE** ("**GRAND PRAIRIE**"), each organized and existing under the laws of the State of Texas, and acting by, through and under the authority of their respective governing bodies and officials in accordance with the "Interlocal Cooperation Act," Chapter 791 of the Texas Government Code (the "Act").

WHEREAS, **COLLEYVILLE** and **GRAND PRAIRIE** are both governmental entities engaged in the purchase of goods and services, which is a recognized governmental function; and

WHEREAS, **COLLEYVILLE** and **GRAND PRAIRIE** wish to enter into this Agreement to set forth the terms and conditions upon which they may purchase various goods and services commonly utilized by each entity; and

WHEREAS, participation in this Agreement will be highly beneficial to the taxpayers of **COLLEYVILLE** and **GRAND PRAIRIE** through the anticipated savings to be realized and is of mutual concern to the parties; and

WHEREAS, **COLLEYVILLE** and **GRAND PRAIRIE** have current funds available to satisfy any fees owed pursuant to this Agreement.

NOW THEREFORE, **COLLEYVILLE** and **GRAND PRAIRIE**, for and in consideration of the premises and the mutual covenants set forth in this Agreement, and pursuant to the authority granted by the governing bodies of each of the parties hereto, do hereby agree as follows:

1. **COLLEYVILLE** and **GRAND PRAIRIE** may cooperate in the purchase of various goods and services commonly utilized by the parties, where available and applicable, and may purchase goods and services from vendors under present and future contracts;
2. **COLLEYVILLE** and **GRAND PRAIRIE** shall each be individually responsible for payments directly to the vendor and for the vendor's compliance with all conditions of delivery and quality of the purchased items under such contracts. **COLLEYVILLE** and **GRAND PRAIRIE** shall each make their respective payments from current revenues available to the paying party;
3. The City Manager of **COLLEYVILLE** and the head **GRAND PRAIRIE**'s purchasing department are designated to act on all matters related to this Agreement;
4. The Agreement shall be in full force and effect for a period of 12 months and then continue to automatically renew for additional 12 month periods unless it is terminated by either party as provided below.
5. Notwithstanding anything herein to the contrary, participation in this Agreement may be terminated by either party upon thirty (30) days written notice to the other party;
6. The undersigned officer and/or agents of the party(ies) hereto are duly authorized officials and possess the requisite authority to execute this Agreement on behalf of the parties;

7. This Agreement may be executed separately by the parties, each of which shall be deemed an original and all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement to be effective upon execution and dating by each party. This Agreement shall be effective from the last date signed and marked on this Agreement by a participating party.

APPROVED BY THE CITY COUNCIL OF COLLEYVILLE, TEXAS:

BY:



David Kelly, Mayor

DATE: 05/15/2013

ATTEST:



Amy Shelley, City Secretary

APPROVED AS TO FORM:



Matthew Boyle, City Attorney

APPROVED BY THE CITY OF GRAND PRAIRIE, TEXAS:

BY:



Charles England, Mayor *TOM COX
DEPUTY CITY MANAGER*

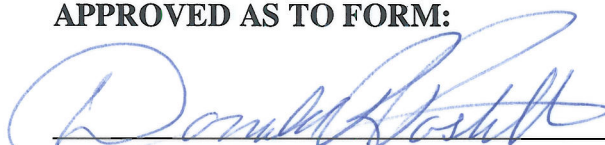
DATE: 06/12/13

ATTEST:



Cathy DiMaggio, City Secretary

APPROVED AS TO FORM:



Donald Postell, City Attorney

RESOLUTION 4626-2013

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A
MASTER INTERLOCAL AGREEMENT WITH THE CITY OF
COLLEYVILLE, TEXAS**

WHEREAS, the City Council of the City of Grand Prairie, Texas, approves the terms and conditions of the Interlocal Purchasing Agreement between the City of Colleyville, Texas providing for a cooperative purchasing program for goods and services; designating the Purchasing Manager or his designee, as the official representative for the City of Grand Prairie; and

WHEREAS, the City of Grand Prairie, Texas, pursuant to the authority granted under Section 271.101 to 271.102 of the Local Government Code, desires to participate in the described purchasing program, and is of the opinion that participation in this program will be highly beneficial to the taxpayers through anticipated savings to be realized;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS

SECTION 1: THAT the Cooperative Purchasing Agreement with the City of Colleyville, Texas is found to be acceptable and in the best interest of the City of Grand Prairie and its citizens and is hereby approved.

SECTION 2: THAT the City Manager is authorized to execute the agreement hereby approved on behalf of the City and that the Purchasing Manager or his designee is hereby designated to act for the City of Grand Prairie in all matters relating to Cooperative Purchasing Agreement including the designation of specific contracts in which the City of Grand Prairie desires to participate.

SECTION 3: THAT this resolution shall be in full force and effect upon its passage and approval.

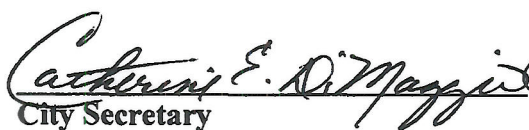
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAND PRAIRIE, TEXAS ON THIS THE 4TH DAY OF JUNE, 2013.

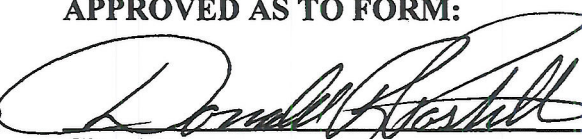
APPROVED:


Ron Jensen, Mayor

ATTEST:

APPROVED AS TO FORM:


Catherine E. DiMaggio
City Secretary


Donald W. Harrell
City Attorney

Headquarters
2714 W. Sherman
Grand Prairie, TX 75051-1082
800-397-4110
Fax 972-641-9520

STRIPE-A-ZONE, INC.

PAVEMENT MARKING SPECIALISTS

www.stripe-a-zone.com

Houston, TX
Richland, MS # 10936741-1
Baton Rouge, LA # 47954
Decatur, AL



June, 10, 2013

RE: Road Striping

The unit pricing provided to the City Of Colleyville, TX is from the contract between the City of Grand Prairie, TX and Stripe-A-Zone, Inc.

The City of Colleyville, TX will be piggy backing off of the Grand Prairie contract.

Thanks,

Billy Gunter

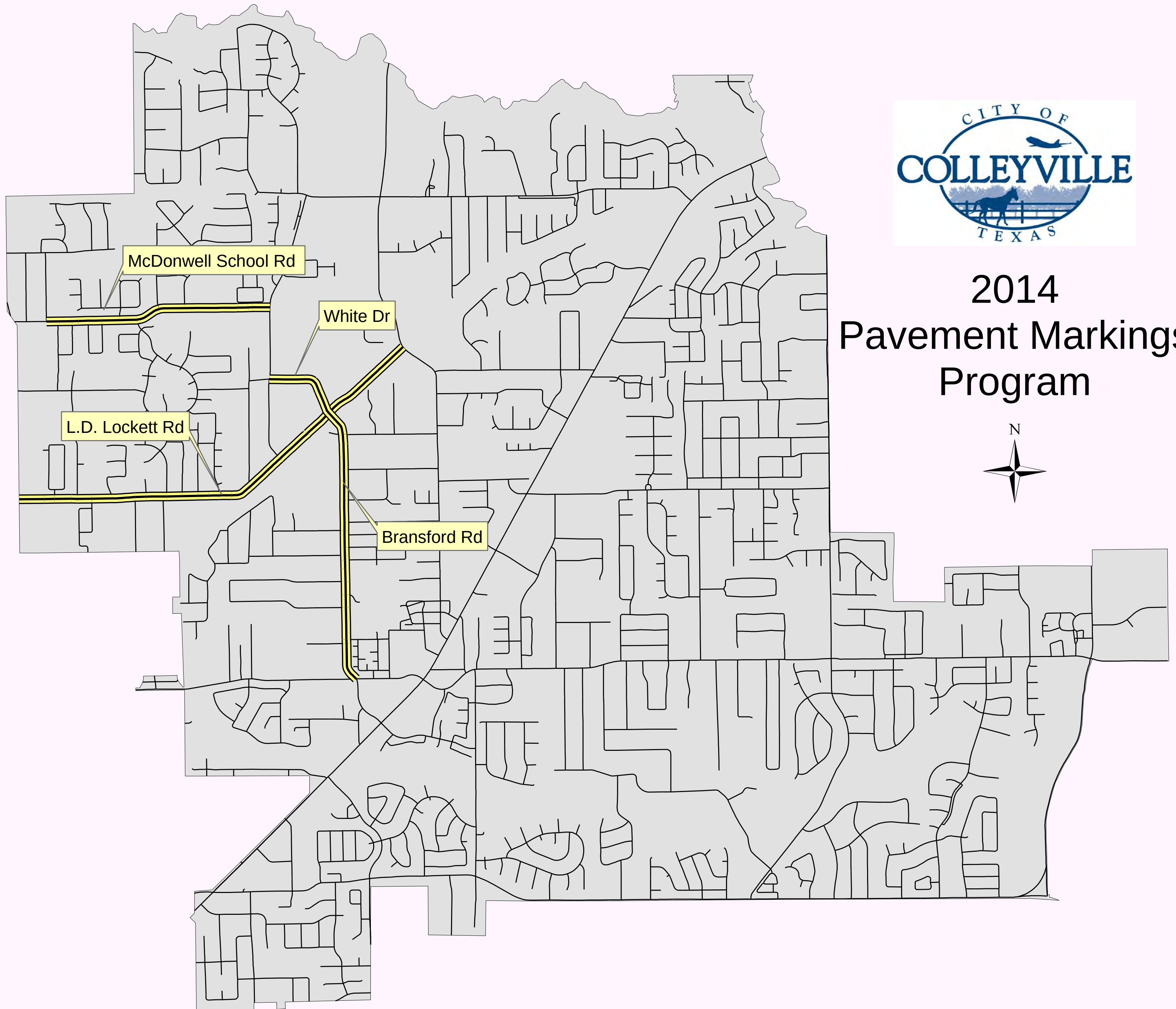
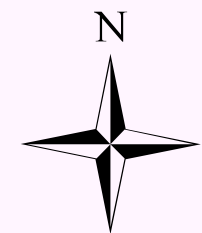
Estimator

Restriping Location and Pricing Summary

Street	Description	Cost
McDonwell School Road	Herbert Road to Westcoat Drive	\$19,321.65
L D Lockett Road	Precinct Line Road to Pleasant Run Road	\$36,840.60
Bransford Road	Glade Road to White Drive	\$27,260.50
White Drive	Bransford Road to Westcoat Drive	\$ 3,204.00
Total		\$86,626.75



2014 Pavement Markings Program





City of Colleyville City Council Agenda Briefing

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

Agenda Number 4c

Agenda Date 11/19/2013

Number Resolution R-13-3687

Type Resolution

Department Community Development

Title

Consideration of a request for approval of a final plat for 13.63 acres out of the Elizabeth Cox Survey, John H. Havens Survey, and the Jesse Doss Survey, located in the 4900 block of Heritage Avenue, Case PC13-010

Explanation

Reading and Public Hearing

Paul Spain has submitted a request to approve the final plat for phase one of Creekside at Colleyville, which includes 41 single family residential lots.

The phase one detailed site plan was approved by City Council on March 5, 2013, with Ordinance O-13-1866 (attached) and shall be deemed to satisfy the site plan requirements of Ordinance O-07-1645 Section 4(2)a (attached). A full size copy of the site plan will be kept on file in the Community Development Department until the final plat is approved, at which time a copy of the detailed site plan will be kept in the plat file for this development. The phase one final plat shall be consistent with the attached phase one detailed site plan.

The remainder of the subject property within this PUD, designated for commercial uses, is not included in the final plat and will require a separate final plat prior to any development.

The following is an analysis of the issues associated with the final plat.

Zoning. A re-zoning request for PUD-R-Planned Unit Development Residential Zoning district was originally approved by Ordinance O-07-1645.

Ordinance O-07-1645 was amended by Ordinance O-13-1866 on March 5, 2013.

The zoning requirements stated in Ordinance O-07-1645 include single-family detached residential as the primary use with a maximum density of 2.4 dwelling units per acre. The minimum lot sizes are 5,500 and 9,000 square feet, dependent on lot widths. The minimum lot widths are 70 and 50 feet.

The requirements also include commercial use. All commercial properties shall allow only uses permitted in the following zoning districts that are either; (1) State of Texas sales tax generating businesses, or (2) professional offices: CN-Neighborhood Commercial zoning district, the CC1-Village Retail zoning district, and the CC2-

Shopping Center zoning district.

Private Streets/Access. The development has primary access from Heritage Avenue. A 30 foot emergency access easement accesses Glade Road from the development. All streets serving the development must contain a minimum of 40 feet of right-of-way, measured from curb-back to curb-back, with five (5) foot easements on both sides. All streets within the subdivision will be private and maintained by the homeowners association. This development will be developed as a gated community with private streets in accordance with Chapter 10-Private Streets and Gate Entrances of the Land Development Code.

Sidewalks and Trails. Four (4) foot sidewalks will be installed in front of each residential lot within dedicated easements. The ten (10) foot wide concrete trail shown as Trail 24 on the 2005 City of Colleyville Pathways Plan map will be constructed by the developer along the west side of Heritage Avenue, prior to the acceptance of public improvements. Trail 24 must connect to all other trails noted on the 2005 Colleyville Pathways Plan.

Development Fees. Parkland dedication fees are required, in the amount of \$1,802 per residential lot and \$800 per acre for commercial lots. Park land dedication fees are due at the time of final plat, and must be paid before the final plat is recorded with the County Clerk's office.

Roadway impact fees are due in the amount of \$4,941 per residential lot at the time of the building permit application, which amounts to a total of \$202,581 for this development. However, given the improvements to Heritage Avenue mentioned below, these fees may be eligible for offsets per the provisions of Chapter 13-Impact Fees in the Land Development Code.

Water and Wastewater impact fees are due at the time of the building permit application. Fees for a typical 5/8 inch meter are \$2,491 for the water impact fee, and \$643 for the wastewater impact fee.

Perimeter street improvement fees are not due, since the developer will be responsible for improving their half of Heritage Avenue where it is adjacent to the development based on the requirements of Ordinance O-13-1866. However, as a condition of zoning case ZC12-017 regarding phase two of Creekside, which will be up for consideration by the City Council on the December 3 and 17, 2013 agendas, staff will be recommending that the developer enter into a City/Developer Agreement with the City of Colleyville for required improvements to Heritage Avenue, as well as any other pertinent public infrastructure improvements, in conjunction with this development. This will provide the City and the developer more flexibility in providing perimeter roadway improvements.

Screening. An eight (8) foot masonry wall shall be built between any commercial and

residential lots. An eight (8) foot masonry wall will also be built along the perimeter of the subdivision along Heritage Avenue, Glade Road, and Cheek-Sparger Road. Perimeter fencing along Heritage Avenue will only be required immediately adjacent to lots, and not be required where floodplain or open space is adjacent to Heritage Avenue. Perimeter fencing that currently exists along the west side of the proposed development will remain.

Landscaping and Tree Preservation. The applicant has submitted a tree survey of the subject property as required by Chapter 5-Tree Preservation in the Land Development Code. Trees not located within the right-of-way or within the pad site must be preserved during construction. Before construction begins on the site, protective fencing must be installed around the drip line of all preserved trees located outside the right-of-way. Approval of a tree survey and mitigation plan shall be required prior to the issuance of a Notice to Proceed letter from the Engineering Division of the Public Works Department.

Preliminary Plat Approval. The City Council approved the preliminary plat for this development on April 16, 2013.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this final plat request at the October 28, 2013 meeting by a vote of 7-0.

Summary. The proposed development satisfies the requirements of PUD-R Ordinances O-07-1645 and O-13-1866 and the Land Development Code. Since the plat contains more than four (4) lots, the final plat requires approval by City Council.

Financial Impact

There is no financial impact to the City.

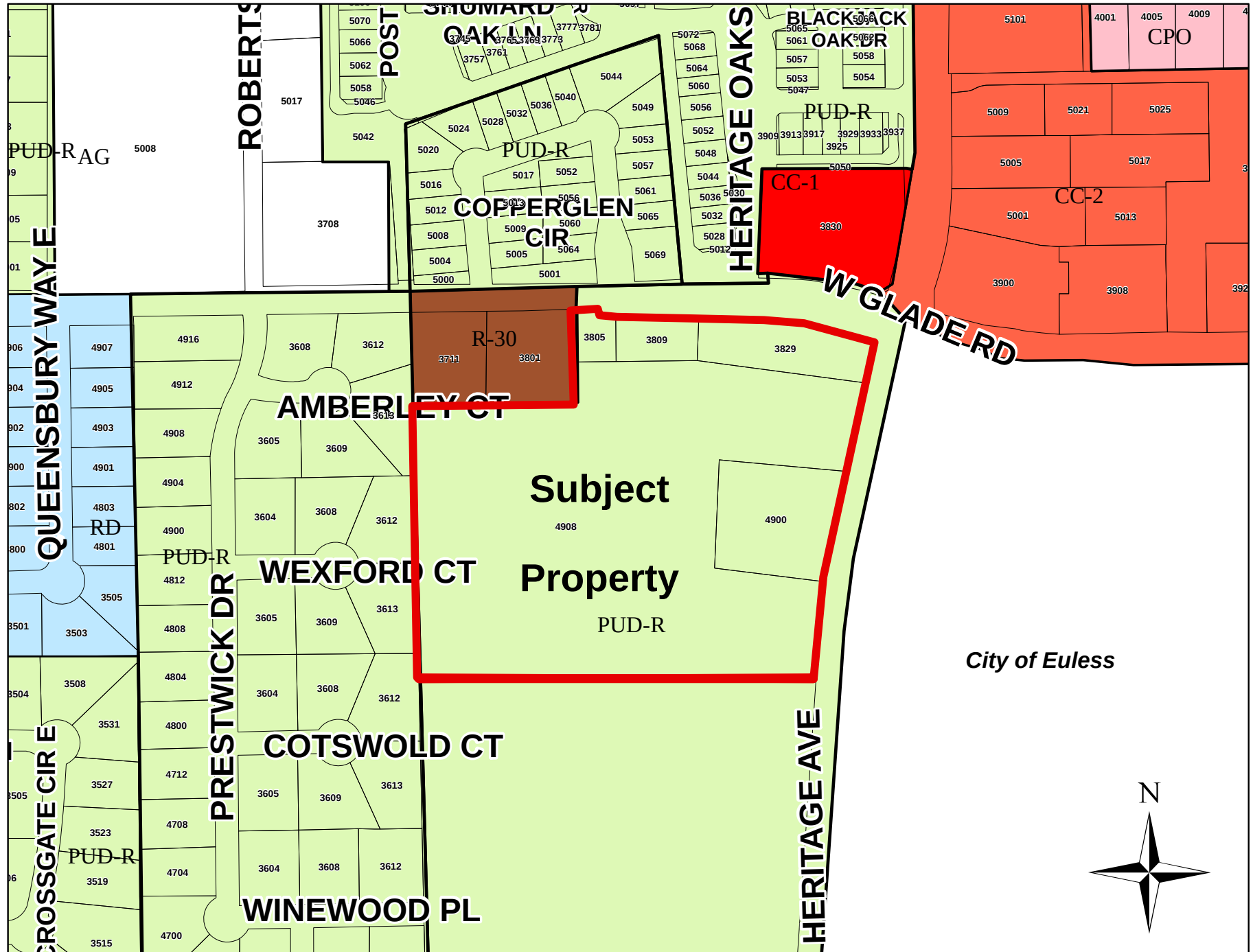
Recommendation

Approve

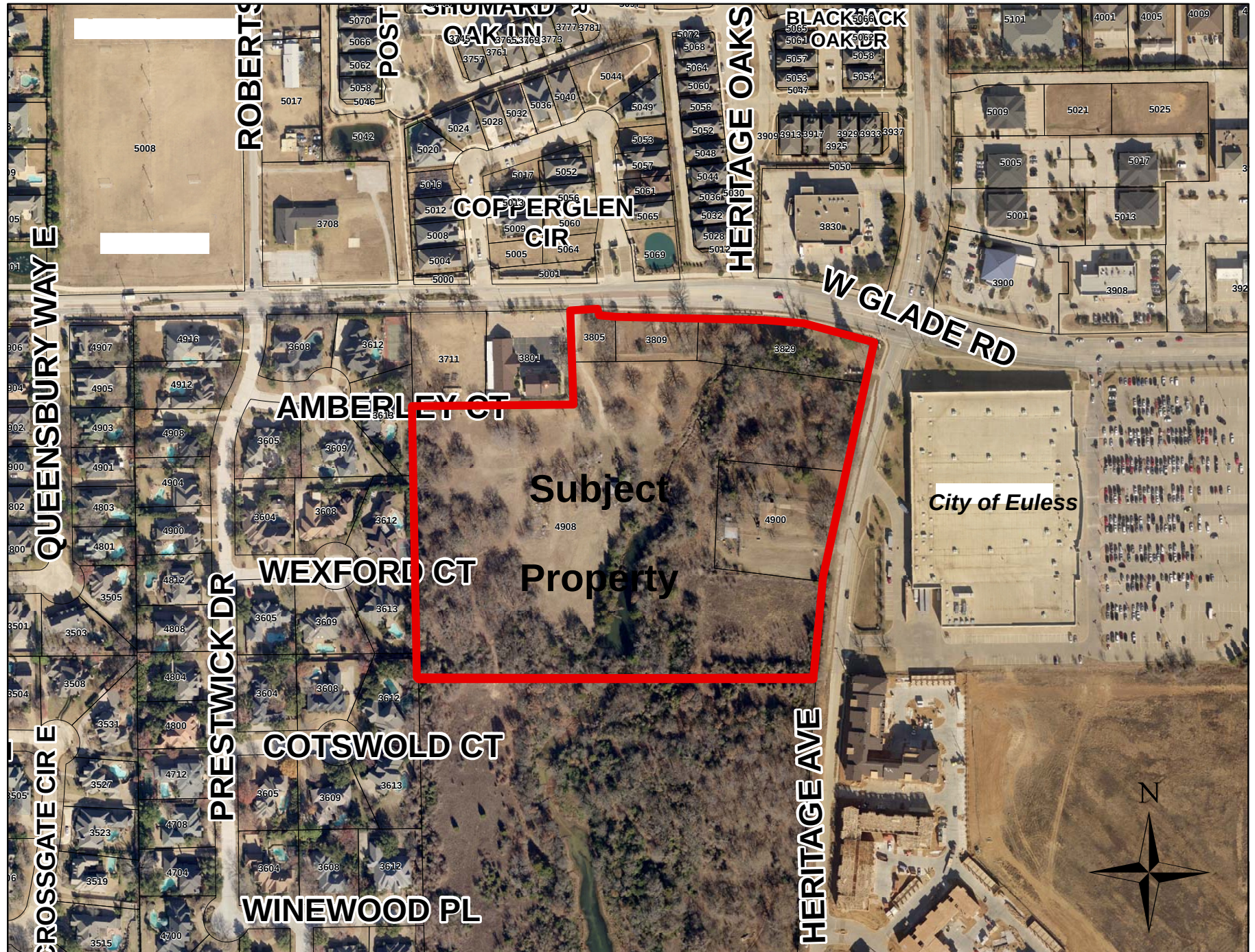
Attachments

1. Location and Zoning Map
2. Aerial
3. Final Plat Exhibit
4. Phase One Development Plan
5. Ordinance O-07-1645
6. Ordinance O-13-1866

Location and Zoning Map



Aerial



[illegible]

Attest: City Secretary

November 12, 2013

FINAL PLAT

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ORDINANCE O-07-1645

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF COLLEYVILLE, TEXAS, BY AMENDING THE OFFICIAL ZONING MAP AND CHANGING THE ZONING OF APPROXIMATELY 108.5 ACRES OUT OF THE ELIZABETH COX SURVEY, ABSTRACT 352, THE JOHN H. HAVENS SURVEY, ABSTRACT 685, THE JESSE DOSS SURVEY, ABSTRACT 441, AND THE S.C.H. WITTEN SURVEY, ABSTRACT 1734, FROM THE AG-AGRICULTURAL ZONING DISTRICT TO PUDR-PLANNED UNIT DEVELOPMENT RESIDENTIAL ZONING DISTRICT; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a rezoning under Case No. Z-07-008; 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 enact a new zoning ordinance; and

WHEREAS, the City Council has appointed a Planning and Zoning Commission to recommend the boundaries of the various original zoning districts and appropriate regulations be enforced therein and to recommend a new zoning ordinance; and

WHEREAS, the Planning and Zoning Commission has divided the City into districts and has prepared regulations pertaining to such districts in accordance with a comprehensive plan and designed to lessen congestion in the streets; to secure safety from fire, panic, and other dangers; to promote health, general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the 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 Planning and Zoning Commission of the City of Colleyville and the City of Colleyville City Council, in compliance with the Charter of the City of Colleyville, and State Law with reference to changes to zoning classifications under the Zoning Ordinance Regulations and Zoning Map, having given the requisite notices by publication and otherwise, and after

holding due hearings and affording a full and fair hearing to all the property owners generally, and to the persons interested and situated in the affected area and in the vicinity thereof, the governing body of the City of Colleyville is of the opinion that said change in zoning should be made.

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 by reference 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 changing the zoning on 108.5 acres out of the Elizabeth Cox Survey, Abstract 352, the John H. Havens Survey, Abstract 685, the Jesse Doss Survey, Abstract 441, and the S.C.H. Witten Survey, Abstract 1734 from the AG-Agricultural zoning district to PUDR-Planned Unit Development Residential zoning district, as depicted on Exhibit "A" labeled Location and Zoning Map and as described on Exhibit "B" labeled Legal Description.
- Sec. 3. THAT the Official Zoning Map of the City of Colleyville be amended to incorporate the zoning change approved herein.
- Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

- a. The purpose of this PUDR is for a single-family residential development of detached dwelling units, constructed at a gross maximum density of 2.4 dwelling units per acre. There shall be no more than 269 single-family residential lots.
- b. Commercial lots shall be permitted along the frontage of Heritage Avenue.
- c. This property is subject to all the regulations contained in the Colleyville Land Development Code, except where specifically amended by this Ordinance.

2. CONCEPTUAL PLAN, SITE PLAN, AND PLATTING

- a. The development shall be generally consistent with this Ordinance and the Conceptual Site Plan, labeled as Exhibit "C", which shall not be

considered a plat. The developer shall submit and receive approval from the City for any amendment to the Site Plan in accordance with the phasing of the development of any portion of this PUDR. A detailed Site Plan submission shall, at a minimum, meet the requirements of Section 3.23 J.K.6. of the Land Development Code, be consistent with this Ordinance, and may also be required to show additional conditions provided in Section 3.23 M.b. of the Land Development Code. Further, such detailed site plan(s) shall be considered as a legislative approval, subject to the sole discretion of the City Council upon the recommendation of the Planning and Zoning Commission.

- b. The developer shall submit and receive approval from the City, a Preliminary and Final Plat in accordance with the requirements of the Land Development Code prior to development of this PUDR.

3. PERMITTED USES

- a. Single-family residences, detached.
- b. All commercial properties shall allow only uses permitted in the following zoning districts that are; (1) either State of Texas sales tax generating businesses, or (2) professional offices: CN-Neighborhood Commercial zoning district, the CC1-Village Retail zoning district and the CC2-Shopping Center zoning district.

4. RESIDENTIAL LOT REQUIREMENTS AND SETBACKS

Residential lot requirements and setbacks shall comply with the following provisions. Planning Area "A" refers to lots adjacent to western property line.

Planning Area "A"

- | | |
|----------------------------|--|
| a. Minimum Lot Size | 9,000 square feet |
| b. Minimum Lot Width | 70 feet |
| c. Minimum Lot Depth | 120 feet |
| d. Front Building Line | 20 feet; or 15 feet for a front swing garage |
| e. Side Building Line | 5 feet |
| f. Rear Building Line | 30 feet |
| g. Maximum Building Height | 40 feet |
| h. Maximum Lot Coverage | 65% |

Planning Area "B"

a. Average Lot Size	5,500 square feet
b. Minimum Lot Size	5,000 square feet
c. Minimum Lot Width	50 feet
d. Minimum Lot Depth	105 feet
e. Front Building Line	20 feet; or 15 feet for a front swing garage
f. Side Building Line	0, 1 or 9 feet with a 10 foot minimum between buildings
g. Rear Building Line	10 feet
h. Maximum Building Height	40 feet
i. Maximum Lot Coverage	65%

5. OPEN SPACE AND LANDSCAPE BUFFER

- a. A 10 foot wide landscape buffer shall be designated along the entire western property line. No structures may be constructed within the landscape buffer. The landscape buffer shall be incorporated in the rear lots of Planning Area "A". Such landscape buffer shall is not an open space lot. Chapter 5 of the Land Development Code applies to this landscape buffer in particular and the development as a whole. In addition, the Section 5.9 Tree Replacement Requirements shall apply to any replacement tree greater than three (3) inches in diameter which is substantially damaged or which dies within two (2) years of final inspection.
- b. Open space lots shall be maintained by the Homeowners Association.
- c. The following amenities are permitted in the open space lots: picnic tables, benches, playground equipment, concrete and crushed granite walking paths, a gazebo, an arbor, other garden type built elements including a fireplace, fountains, lights and a dock and pier. These amenities shall be owned and maintained by a homeowners association.

6. PRIVATE SIDEWALKS AND STREETS

- a. A ten (10) foot wide concrete trail approximately 1.2 miles long shall be constructed on-site along with all other public improvements as part of this development between Glade Road and Cheek Sparger Road and prior to the time of Final Plat. The City Manager or his designee may approve a reduced trail width of eight (8) feet if necessary based upon topographic, landscape, or other issues. Such trail shall be included as part of any Site Plan submittal, and shall be consistent with the City's then existing Master Trail Plan.

7. SCREENING

- a. An eight (8) foot masonry wall shall be built between any commercial and residential lots.
- b. An eight (8) foot masonry wall shall be built along the perimeter of the subdivision along Heritage Avenue, Glade Road and Cheek Sparger Road. The design for such wall shall be stamped and sealed by a licensed engineer. The standards and detail for such wall shall be included as part of the detailed Site Plan.
- c. Perimeter fencing along Heritage Avenue shall only be required immediately adjacent to lots, and not be required along where floodplain or open space is adjacent to Heritage Avenue.

8. OTHER

- a. Ingress and Egress from Winewood Place shall be restricted to access by emergency vehicles only.
- b. The number of lots allowed with frontage on a cul-de-sac street shall adhere to the requirements of the Land Development Code.
- c. The portion of the development located south of Little Bear Creek shall have a minimum of two (2) points of public vehicular ingress and egress from Cheek Sparger Road and/or Heritage Avenue.
- d. There shall be no direct access onto Glade Road from this development.
- e. There shall be no single family uses allowed adjacent to Heritage Avenue where there are, as of the passage of this ordinance, existing commercial uses directly across Heritage Avenue within the City of Euless.
- f. Retaining walls that are adjacent to residential lots shall be constructed with a stone facade.

Sec. 5. 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 specifically amended herein.

Sec. 6. 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. 7. 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. 8. 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.

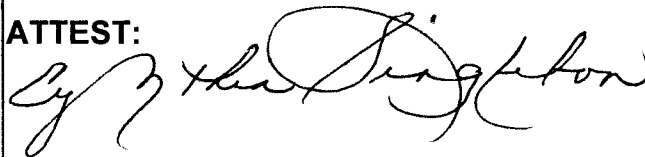
Sec. 9. THAT it has been found that there has been a change in conditions in the above described property, it is now necessary that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare, and requires that this ordinance shall take effect immediately from and after its passage.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 16th day of October 2007.

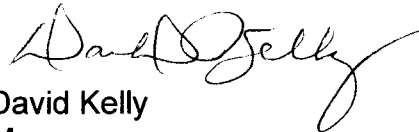
The second reading and public hearing being conducted on the 6th day of November 2007.

ATTEST:



Cynthia Singleton, TRMC, CMC
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:



Matthew C. G. Boyle
City Attorney

Exhibit "A" Location and Zoning Map

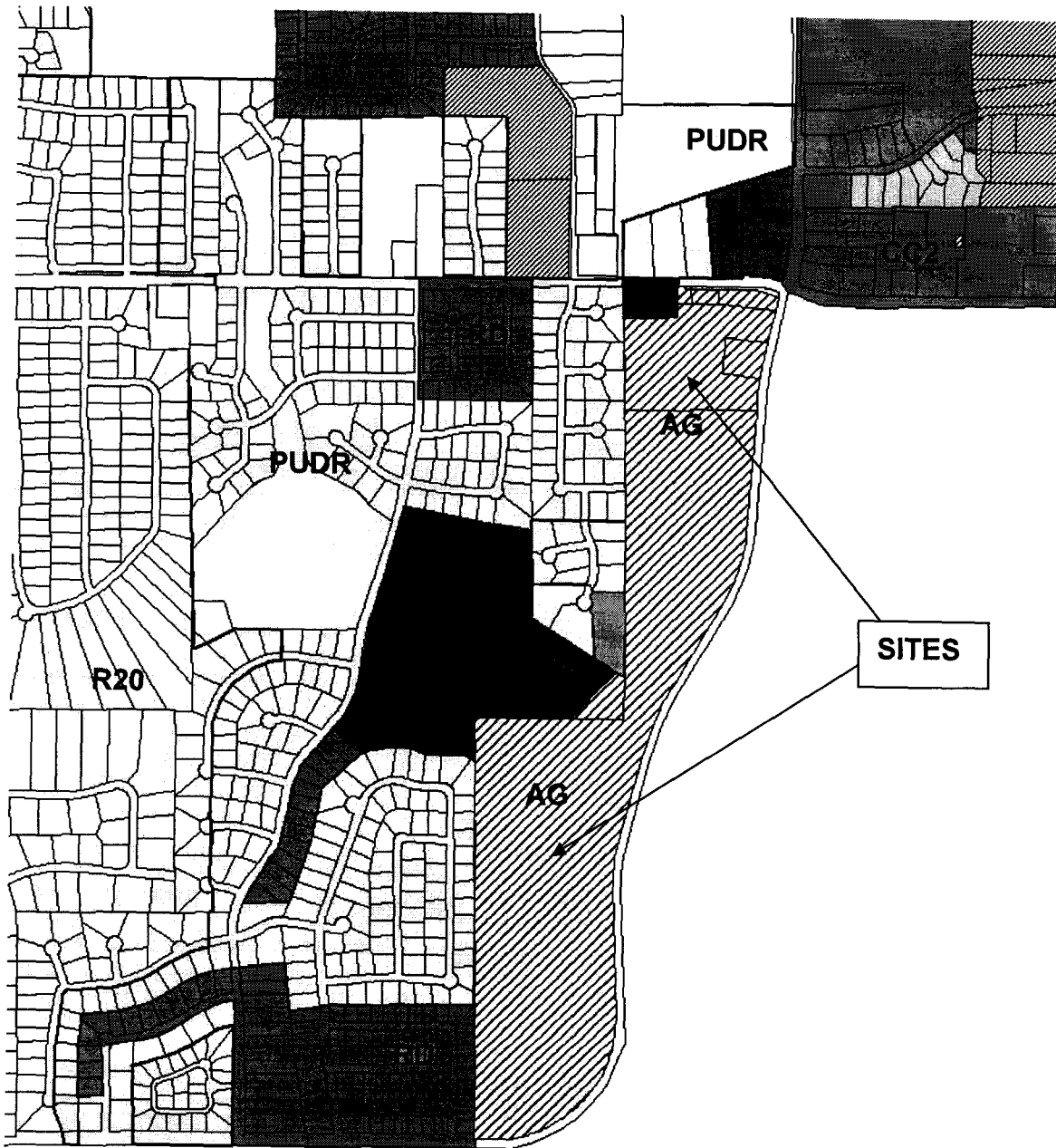


Exhibit "B" Legal Description

**CREEKSIDE AT COLLEYVILLE (PUD-R)
108.5 ACRE ZONING TRACT**

BEING A 108.5 ACRE TRACT OF LAND SITUATED IN THE ELIZABETH COX SURVEY, ABSTRACT NO. 352, THE JOHN H. HAVENS SURVEY, ABSTRACT NO. 685, THE JESSE DOSS SURVEY, ABSTRACT NO. 441 AND THE S.C.H. WITTEN SURVEY, ABSTRACT NO. 1734, CITY OF COLLEYVILLE, TARRANT COUNTY, TEXAS. SAID 108.5 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A POINT NEAR THE INTERSECTION OF THE CENTERLINE OF GLADE ROAD AND THE INTERSECTION OF;

THENCE S 09°46'23" W, OVER AND ACROSS SAID GLADE ROAD AND HERITAGE AVENUE, A DISTANCE OF 99.73 FEET TO A POINT FOR CORNER IN THE EAST RIGHT-OF-WAY (R.O.W.) LINE OF SAID HERITAGE AVENUE;

THENCE ALONG THE EAST LINE OF SAID HERITAGE AVENUE THE FOLLOWING COURSES AND DISTANCES;

S 12°21'40" W, A DISTANCE OF 447.71 FEET TO A POINT FOR CORNER;

S 05°25'11" W, A DISTANCE OF 195.30 FEET TO A POINT FOR CORNER;

S 04°21'00" W, A DISTANCE OF 720.00 FEET TO A POINT FOR CORNER;

ALONG A CURVE TO THE RIGHT HAVING A DELTA ANGLE OF 27°31'41", A RADIUS OF 1121.05 FEET, AN ARC LENGTH OF 538.62 FEET, A CHORD BEARING OF S 17°31'00" W, AND A CHORD LENGTH OF 533.45 FEET TO A POINT FOR CORNER;

S 30°41'03" W, A DISTANCE OF 515.89 FEET TO A POINT FOR CORNER;

ALONG A CURVE TO THE LEFT HAVING A DELTA ANGLE OF 15°51'46", A RADIUS OF 2840.34 FEET, AN ARC LENGTH OF 786.37 FEET, A CHORD BEARING OF S 22°45'00" W, AND A CHORD LENGTH OF 783.86 FEET TO A POINT FOR CORNER;

S 14°48'57" W, A DISTANCE OF 308.22 FEET TO A POINT FOR CORNER;

ALONG A CURVE TO THE LEFT HAVING A DELTA ANGLE OF 16°05'15", A RADIUS OF 1407.20 FEET, AN ARC LENGTH OF 395.12 FEET, A CHORD BEARING OF S 06°46'30" W, AND A CHORD LENGTH OF 393.82 FEET TO A POINT FOR CORNER;

S 00°46'00" E, A DISTANCE OF 772.57 FEET TO A POINT FOR CORNER;

RECEIVED

FEB 06 2007

Per

ALONG A CURVE TO THE RIGHT HAVING A DELTA ANGLE OF 70°04'32", A RADIUS OF 843.50 FEET, AN ARC LENGTH OF 1031.64 FEET, A CHORD BEARING OF S 33°59'27" W, AND A CHORD LENGTH OF 968.53 FEET TO A POINT FOR CORNER AT THE INTERSECTION OF THE NORTH R.O.W. LINE OF CHEEK SPARGER ROAD;

THENCE S 89°18'56" W, ALONG THE NORTH R.O.W. LINE OF SAID CHEEK SPARGER ROAD, A DISTANCE OF 437.70 FEET TO A POINT FOR THE SOUTHWEST CORNER OF A TRACT OF LAND DESCRIBED AS PACEL 1 IN DEED TO SPARGER FAMILY LIMITED PARTNERSHIP RECORDED IN VOLUME 16472, PAGE 390 OF THE DEED RECORDS OF TARRANT COUNTY, TEXAS (D.R.T.C.T.);

THENCE N 00°01'23" W, ALONG THE WEST LINE OF SAID PARCEL 1, A DISTANCE OF 2658.46 FEET TO A POINT FOR THE NORTHWEST CORNER OF SAID PARCEL 1;

THENCE S 89°02'53" E, ALONG THE NORTH LINE OF SAID TRACT 1, A DISTANCE OF 549.10 FEET TO A POINT FOR CORNER;

THENCE LEAVING THE NORTH LINE OF SAID PARCEL 1 THE FOLLOWING COURSES AND DISTANCES;

N 44°32'16" E, A DISTANCE OF 504.74 FEET TO A POINT FOR CORNER;

S 58°08'37" E, A DISTANCE OF 82.37 FEET TO A POINT FOR CORNER IN THE WEST LINE OF A CALLED 136.34 ACRE TRACT OF LAND DESCRIBED IN DEED TO SPARGER FAMILY LIMITED PARTNERSHIP PARTNERSHIP RECORDED IN VOLUME 16472, PAGE 390 OF THE DEED RECORDS OF TARRANT COUNTY, TEXAS (D.R.T.C.T.);

THENCE N 00°39'20" E, ALONG SAID WEST LINE, A DISTANCE OF 541.65 FEET TO A POINT FOR CORNER;

THENCE N 00°15'08" E, A DISTANCE OF 443.19 FEET TO A POINT FOR CORNER;

THENCE N 00°28'33" W, A DISTANCE OF 1306.92 FEET TO A POINT FOR CORNER;

THENCE S 89°50'41" E, A DISTANCE OF 344.46 FEET TO A POINT FOR CORNER;

THENCE N 00°09'51" W, A DISTANCE OF 225.22 FEET TO A POINT FOR CORNER;

THENCE N 88°42'20" E, A DISTANCE OF 22.07 FEET TO A POINT FOR CORNER;

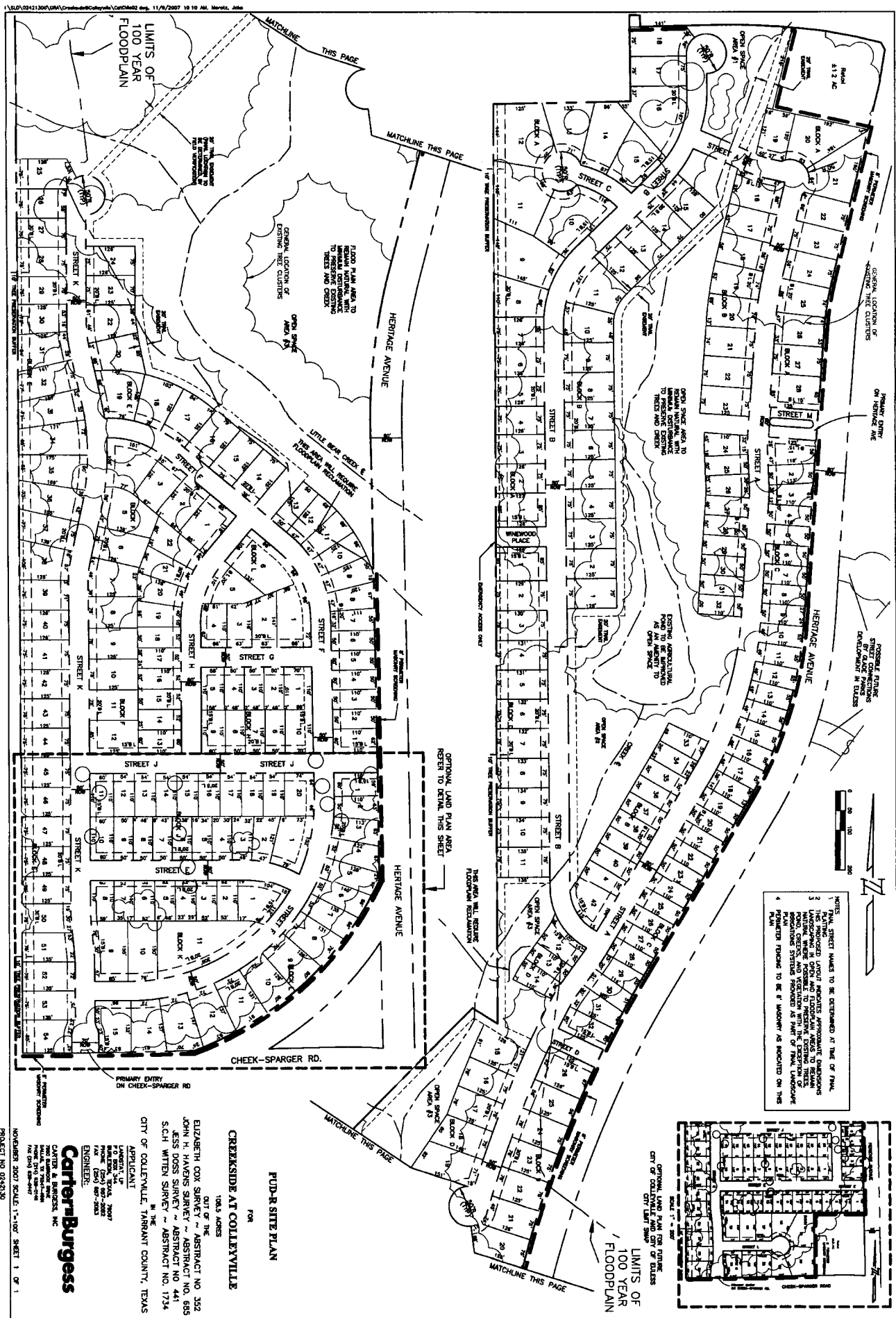
THENCE S 00°27'31" E, A DISTANCE OF 28.94 FEET TO A POINT FOR CORNER;

THENCE N 89°23'34" E, A DISTANCE OF 195.12 FEET TO A POINT FOR CORNER;

THENCE ALONG A CURVE TO THE RIGHT HAVING A DELTA ANGLE OF 13°35'47", A RADIUS OF 1587.18 FEET, AN ARC LENGTH OF 376.64 FEET, A CHORD BEARING OF S 84°20'11" E, AND A CHORD LENGTH OF 375.76 FEET TO A POINT FOR CORNER;

THENCE S 76°13'22" E, A DISTANCE OF 105.52 FEET TO THE POINT OF BEGINNING, AND CONTAINING 108.5 ACRES OF LAND, MORE OR LESS.

Exhibit "C" - Conceptual Site Plan



CREEKSIDE AT COLLEYVILLE

ORDINANCE O-13-1866

AN ORDINANCE AMENDING ORDINANCE O-07-1645 CONDITIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council approved Ordinance O-07-1645 on November 27, 2007, to establish the zoning of 108.5 acres out of the Elizabeth Cox Survey, Abstract 352, The John H. Havens Survey, Abstract 685, the Jesse Doss Survey, Abstract 441, and the S.C.H. Witten Survey, Abstract 1734 under case Z07-0008; and

WHEREAS, the applicant has requested an amendment to Ordinance O-07-1645 to further amend the commercial zoning requirements at the southwest corner of Glade Road and Heritage Avenue; to amend the trail location requirements within the development; and to submit a detailed site plan for 14.75 acres of the development per the requirements of Section 4(2)a under Ordinance O-07-1645, under Case ZC12-031; 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 enact a new zoning ordinance; and

WHEREAS, the City Council has appointed a Planning and Zoning Commission to recommend the boundaries of the various original zoning districts and appropriate regulations be enforced therein and to recommend a new zoning ordinance; and

WHEREAS, the Planning and Zoning Commission has divided the City into districts and has prepared regulations pertaining to such districts in accordance with a comprehensive plan and designed to lessen congestion in the streets; to secure safety from fire, panic, and other dangers; to promote health, general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the 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 Planning and Zoning Commission of the City of Colleyville and the City of Colleyville City Council, in compliance with the Charter of the City of Colleyville, and state law with reference to changes to zoning classifications under the Zoning Ordinance Regulations and Zoning Map, having given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally, and to the persons interested and situated in the affected area and in the vicinity thereof, the governing body of the City of Colleyville is of the opinion that said change in zoning should be made.

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 amending Ordinance O-07-1645 conditions.
- Sec. 3. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by amending the zoning and development requirements on 108.5 acres out of the Elizabeth Cox Survey, Abstract 352, the John H. Havens Survey, Abstract 685, the Jesse Doss Survey, Abstract 441, and the S.C.H. Witten Survey, Abstract 1734 as depicted on the attached Exhibit "A".
- Sec. 4. 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. 5. THAT the above described tract of land shall be subject to the following conditions:

1. DETAILED SITE PLAN REQUIREMENT

- a. Exhibit "B" shall be deemed to satisfy the site plan requirements of Ordinance O-07-1645 Section 4(2)a. A full size copy of the site plan shall be kept on file in the Community Development Department until the final plat is approved, at which time a copy of the detailed site plan shall be kept in the plat file for this development. The phase one final plat shall be consistent with Exhibit "B".
- b. The remainder of the subject property within this PUD shall be required to submit a detailed site plan per Section 4(2)a of Ordinance O-07-1645 prior to the submission of a final plat.

2. GENERAL AMENDMENTS

- a. Sections 4(8) "d" and "e" of Ordinance O-07-1645 are hereby deleted.
- b. The maximum building height in this development shall not exceed 35 feet.
- c. The ten (10) foot wide concrete trail shown as Trail 24 on the 2005 City of Colleyville Pathways Plan map shall be constructed by the developer along the west side of Heritage Avenue prior to the acceptance of public improvements. Trail 24 must connect to all other trails noted on the 2005 Colleyville Pathways Plan.
- d. This development may be developed as a gated community with private streets in accordance with Chapter 10-Private Streets and Gate Entrances of the Land Development Code.
- e. The developer shall improve Heritage Avenue where it is adjacent to the development to the current standards of the Land Development Code and the Master Thoroughfare Plan at the time of development of the adjacent property. There shall be no option to escrow said construction costs as a perimeter street fee for future roadway improvements.

- Sec. 6. 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. 7. 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. 8. 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. 9. THAT all provisions of Ordinance O-07-1645 and the Land Development Code shall remain in full force and effect, except where amended herein.
- Sec. 10. THAT it has been found that there has been a change in conditions in the above described property, it is now necessary that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare, and requires that this ordinance shall take effect immediately from and after its passage.

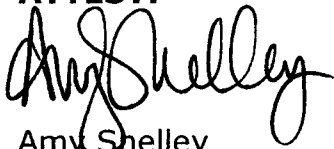
AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 19th day of February 2013.

The second reading and public hearing being conducted on the 5th day of March 2013.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the 5th day of March 2013.

ATTEST:



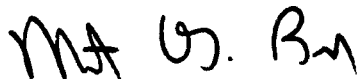
Amy Shelley
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:



Matthew C. G. Boyle
City Attorney

Exhibit "A" -Location and Zoning Map

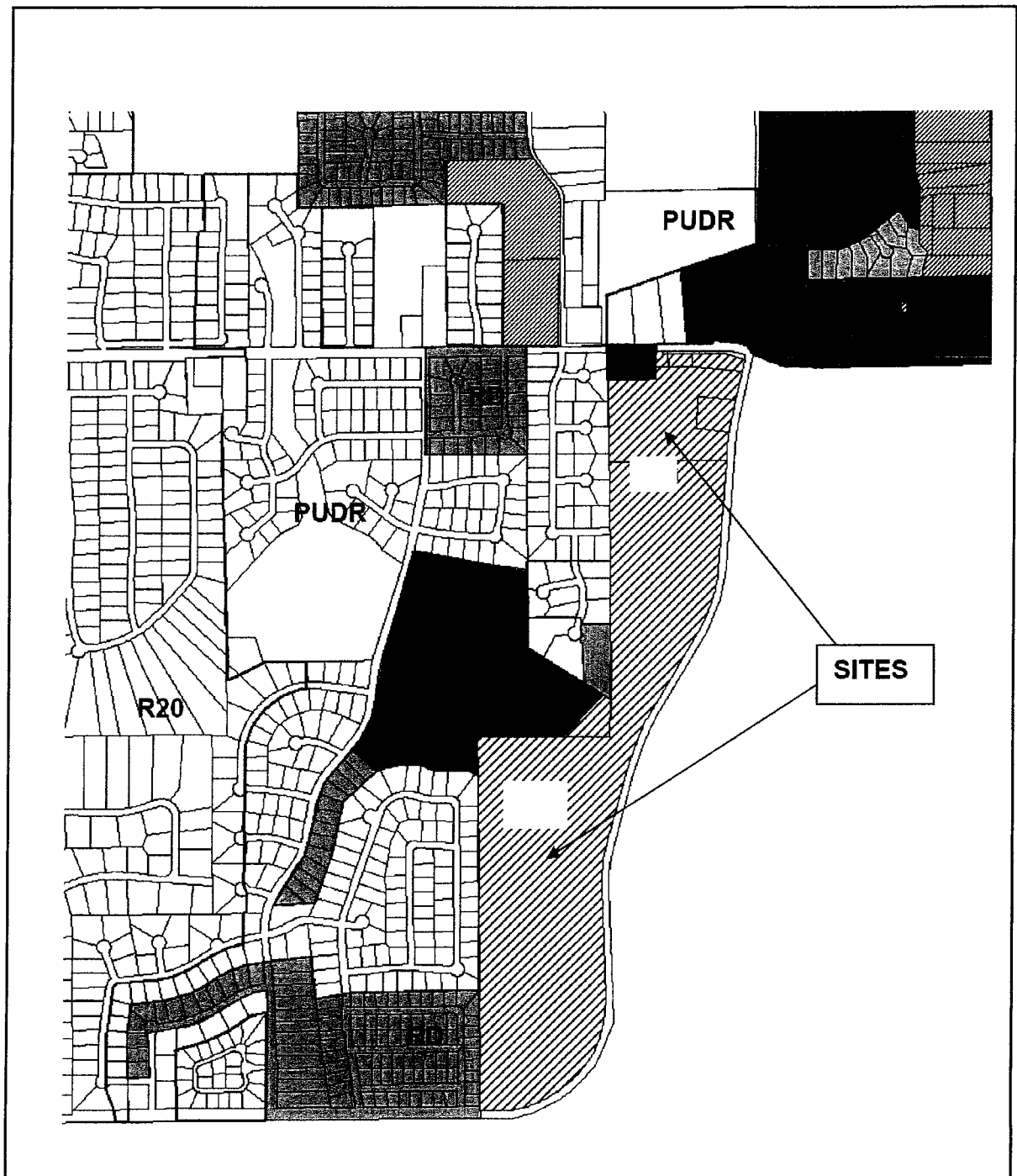
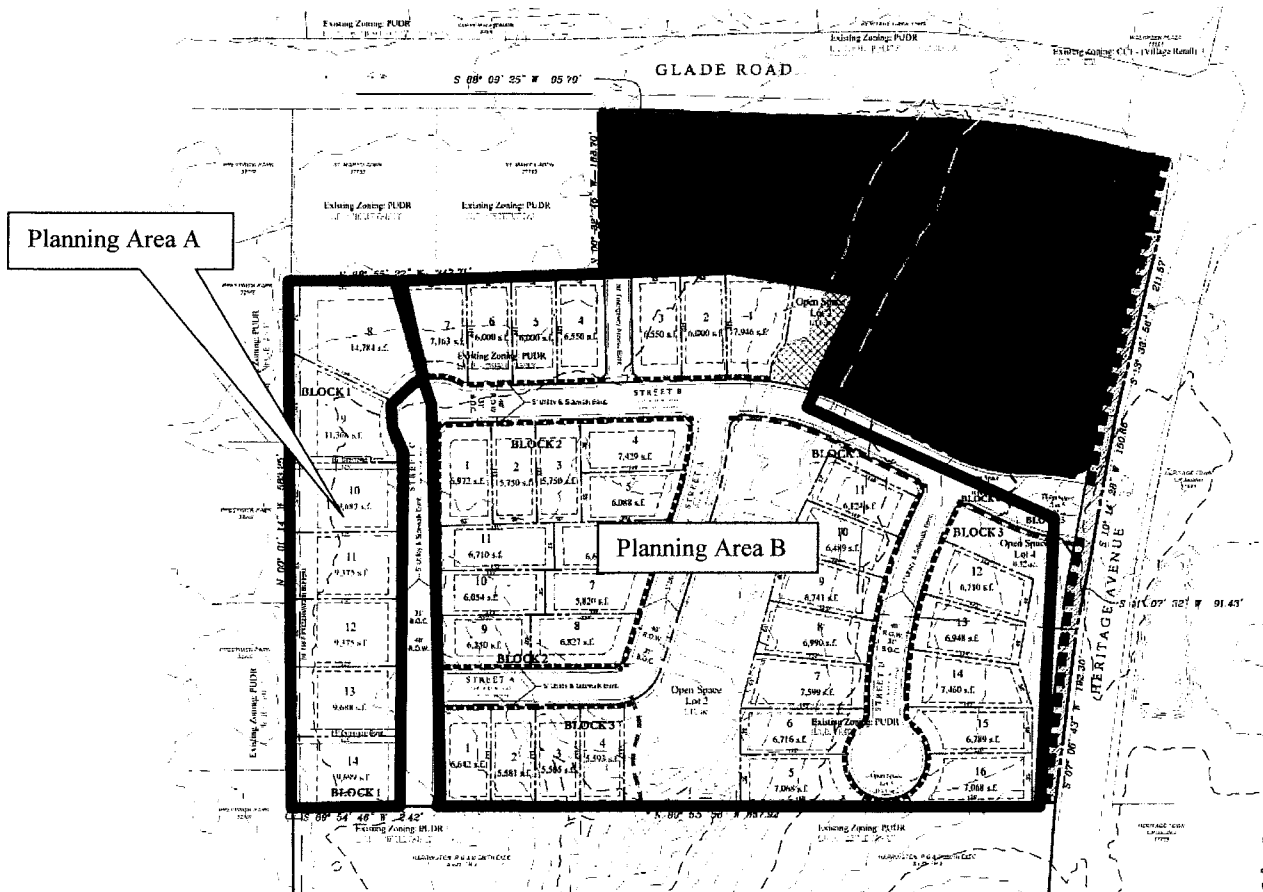


Exhibit "B" Detailed Site Plan





City of Colleyville City Council Agenda Briefing

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

Agenda Number 4d	Agenda Date 11/19/2013	Number Resolution R-13-3687
Type Resolution		
Department Community Development		

Title

Consideration of a request for approval of a final plat for 11.875 acres on Abstract 65 of the H.L. Allen Survey, and Abstract 798 of the J. Harrell Survey, located at 6816 Murphy Road, Case PC13-023

Explanation

Reading and Public Hearing

Toll Brothers, Inc. has submitted a request to approve the final plat for phase 2A-1 of The Reserve at Colleyville, which includes 23 single family residential lots and three open space (or public use area) lots.

The preliminary plat (attached) and final plat for phase one (attached) for The Reserve at Colleyville, was approved by City Council on December 18, 2007.

Zoning. The Reserve at Colleyville is zoned PUD-R-Planned Unit Development Residential by Ordinance O-99-1153 (attached). This ordinance also includes the Whittier Heights and Old Grove developments. The following development conditions apply to The Reserve at Colleyville:

- Minimum lot size: 13,000 square feet
- Average lot size: 16,000 square feet.
- Front setback: 30 feet; On lots with an area of less than 16,000 square feet, front yard setbacks may be 25 feet
- Rear setback: 25 feet; or 10 feet on lots that are less than 16,000 square feet in size.
- Side yard setback: One side yard of any lot may be as narrow as six (6) feet, provided the total width of any two adjacent side yards shall not be less than twenty (20) feet.

The plat meets the zoning requirements of Ordinance O-99-1153 and the Land Development Code.

Riverpath Access to Whitter Heights. On October 1, 2012, the City Council approved a City/Developer Agreement (CDA) that allows the developer to install an

emergency access gate at the boundary of The Reserve at Colleyville and the Whittier Heights developments across Riverpath. The gate will be constructed upon completion of the extension of Riverpath. A replat of Whittier Heights was also approved on October 1, 2012, dedicating an emergency access easement that allows Riverpath to connect to both developments.

A final CDA was approved by Resolution R-12-3560 (attached) on November 20, 2012, subject to the developer constructing new emergency access gates in the Old Grove and Broughton developments within 180 days of the agreement. The required emergency access gates in the Old Grove and Broughton developments have been constructed and approved by the City within the 180 day timeframe.

The Land Development Code requires the roadway within the emergency access easement to be constructed of concrete and be a minimum of 24 feet in width.

Development Fees. Park land dedication fees are required, in the amount of \$1,802 per residential lot. Park land dedication fees are due at the time of final plat, and must be paid before the final plat is recorded with the County Clerk's office.

Roadway impact fees are due in the amount of \$4,941 per residential lot at the time of the building permit application, which amounts to a total of \$113,643 for this development.

Water and Wastewater impact fees are due at the time of the building permit application. Fees for a typical 5/8 inch meter are \$2,491 for the water impact fee, and \$643 for the wastewater impact fee.

Perimeter street improvement fees are not due for this development.

Sidewalks and Trails. All new streets require a minimum four foot sidewalk to be installed by the homebuilder prior to the final inspection. Trail 29 on the Colleyville Pathways Plan is required to be constructed along the north side of Murphy Road and then north along Schubert on the west side of the street. The trail must be a minimum of eight feet in width and constructed by the homebuilder of the adjacent lot prior to the final inspection.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this final plat request at the October 28, 2013 meeting by a vote of 7-0.

Summary. The proposed development satisfies the requirements of PUD-R Ordinance O-99-1153 and the Land Development Code. Since the plat contains more than four (4) lots, the final plat requires approval by City Council.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Location and Zoning Map
2. Aerial
3. Preliminary Plat - The Reserve at Colleyville
4. Final Plat - Phase One, The Reserve at Colleyville
5. Final Plat Exhibit - The Reserve at Colleyville Phase 2A-1
6. Resolution R-12-3560
7. Ordinance O-99-1153

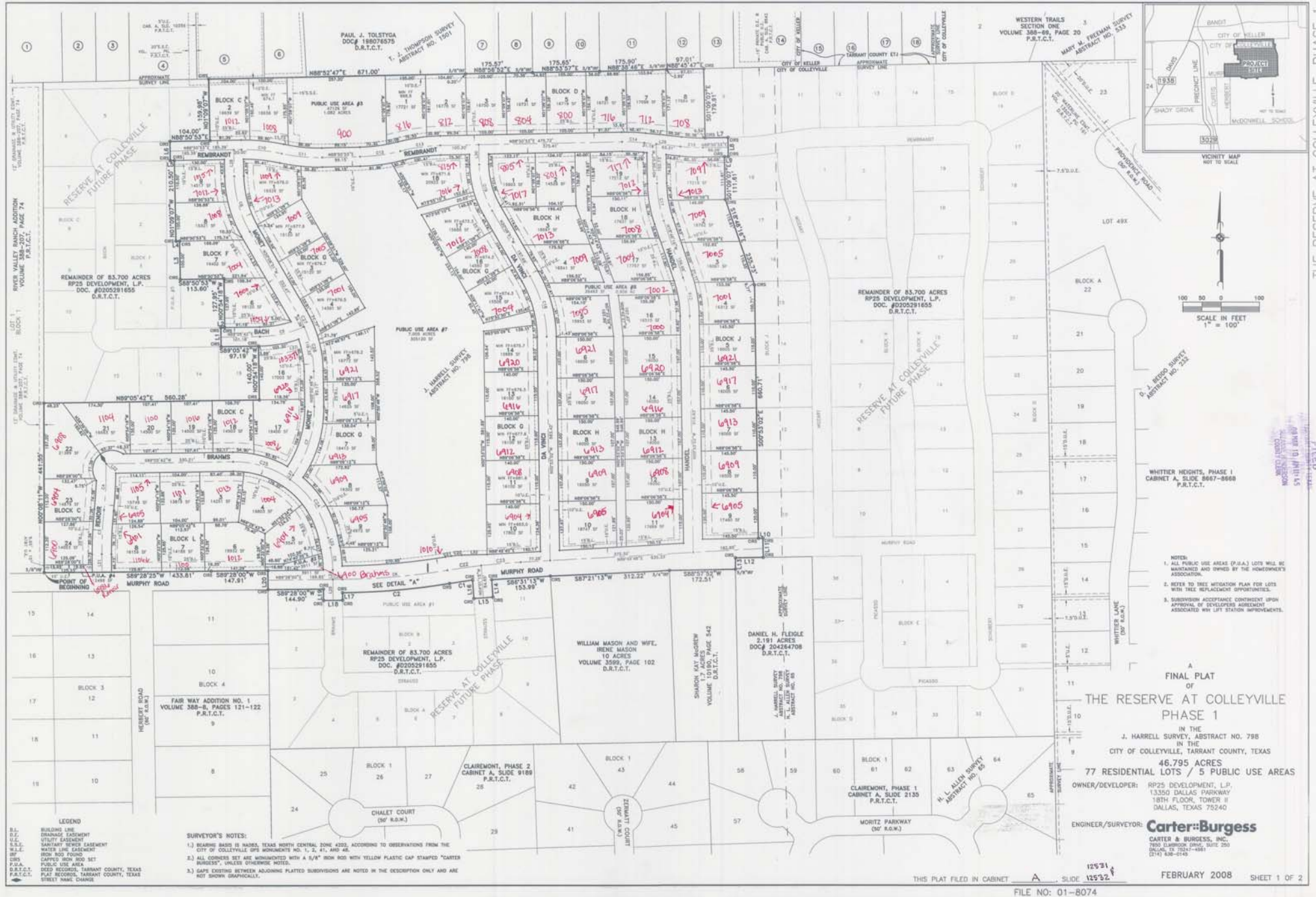
Aerial



THE RESERVE AT COLLEYVILLE



Final Plat - Phase One, The Reserve at Colleyville



THE RESERVE AT COLLEYVILLE, PHASE 1

FILED

THE RESERVE AT COLLEWILLE - PHASE 2A-1



FILE NO: 100960

RESOLUTION R-12-3560

**A RESOLUTION APPROVING A CITY/DEVELOPER AGREEMENT
BETWEEN TOLL BROTHERS, INC. AND THE CITY OF COLLEYVILLE FOR
THE CONSTRUCTION OF EMERGENCY ACCESS GATES IN THE OLD
GROVE ADDITION AND BROUGHTON ADDITION AND AUTHORIZING
THE CITY MANAGER TO EXECUTE THE AGREEMENT**

WHEREAS, Section 1(2) of Resolution R-12-3546, approved by the City Council on October 1, 2012, requires that Toll Brothers, Inc. and its affiliates shall submit for City Council consideration, a City/Developer Agreement (CDA), whereby Toll Brothers and its affiliates agrees to fund, either all, or in part, and construct new emergency access gates, in place of the existing gates in the Broughton Addition and the Old Grove Addition, and;

WHEREAS, Toll Brothers, Inc. has agreed to the terms of said agreement in accordance with Resolution R-12-3546.

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

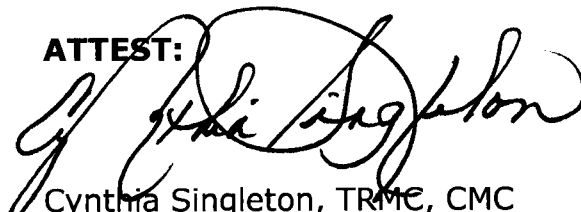
Sec. 1. THAT the CDA between Toll Brothers, Inc. and the City of Colleyville for the construction of emergency access gates in Old Grove Addition and Broughton Addition, attached as Exhibit "A", is hereby approved.

Sec. 2. THAT the CDA shall be executed upon the signature of the city manager.

AND IT IS SO RESOLVED.

PASSED BY A VOTE OF 4 AYES, 2 NAYS AND 0 ABSTENTIONS
ON THIS THE 20TH DAY OF NOVEMBER 2012.

ATTEST:


Cynthia Singleton, TRMC, CMC
City Secretary

CITY OF COLLEYVILLE

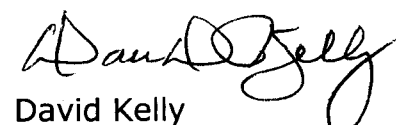

David Kelly
Mayor

Exhibit "A"

City of Colleyville City/Developer Agreement for Construction of Emergency Access Gates by Toll Brothers

That, Toll Brothers, Inc. and its affiliates, hereinafter called "Developer" and the City of Colleyville, Tarrant County, Texas, hereinafter called "City", enters into the following agreement (The "Agreement"), which shall become effective on November 20, 2012.

Whereas Resolution R-12-3546, approved by the Colleyville City Council on October 1, 2012, Section 1(2) states the following:

"Prior to issuance of a permit to install the emergency access gates allowed by this resolution, Toll Brothers, Inc. and its affiliates shall submit for City Council consideration, a City/Developer Agreement (CDA), whereby Toll Brothers and its affiliates agrees to fund, either all, or in part, and construct new emergency access gates, in place of the existing gates in the Broughton Addition and the Old Grove Addition, within an agreed upon time frame by both Toll Brothers, Inc. and the City of Colleyville. The new gates shall, at a minimum, meet the requirements of Section 14-138 in the Land Development Code. If the CDA mentioned in this section is not approved by the City Council within 90 days from the date of this resolution, then this resolution shall expire."

NOW, THEREFORE, for and in consideration of the conditions of Resolution R-12-3546, the City and Developer agree to the following terms:

1. The Developer agrees to construct a new emergency access gate at John McCain Road within the existing emergency access easement located within Block E, Old Grove Addition. Said gate shall meet all requirements of the Land Development Code including but not limited to Section 14-138.
2. The Developer agrees to construct a new emergency access gate at Sanders Lane, Wyatt Drive and Burnham Circle within the existing emergency access easement located within Lots 50 and 51, Block A, Broughton Addition. Said gate shall meet all requirements of the Land Development Code including but not limited to Section 14-138.

Exhibit "A"

3. Prior to construction of said gates, the developer shall submit a copy of the construction bid/cost and gate schematics for said gates for approval by the city manager or her designee. Once approved, gate construction may commence. Upon completion of said gates and a final, approved inspection by the City, the City agrees to waive the building permit fees for any new homes built by Toll Brothers, Inc. such that the total fee waiver(s) shall not exceed a total of 50% of the construction cost for the two gates mentioned above. However, the total amount of building permit fees waived by the City shall not exceed \$25,000.00 for both gates combined. Said fee waivers shall take effect for all new home permits submitted by Toll Brothers, Inc. upon approval of the final gate inspection by the City. Said fee waiver shall apply to each consecutive new home permit for Toll Brothers, Inc. until the 50% threshold described above is met; at which time all permit fee waivers as described in this section shall cease.
4. The two emergency gates mentioned above shall be constructed and approved within 180 days of the approval date of this Agreement by the City Council. If said gates are not constructed and approved within the required 180 days, then this agreement, and Resolution R-12-3546, shall become null and void.

This Amendment is duly executed by the parties hereto as of the date set forth below.

Toll Brothers, Inc. and its Affiliates

By: Rob Paul


Name: Rob Paul, Division President

11-29-12
Date

CITY OF COLLEYVILLE


Name: Jennifer Fadden, City Manager

11/20/12
Date

ORDINANCE O-99-1153

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF COLLEYVILLE, TEXAS, BY AMENDING THE OFFICIAL ZONING MAP AND CHANGING THE ZONING OF APPROXIMATELY 187 ACRES OUT OF THE S. HARRELL SURVEY, A-798, TRACTS 1J, 1J1, 1J1A, 1J3, 1J4, AND 1J2; THE H.L. ALLEN SURVEY, A-65, TRACTS 1, 1C, 1B, AND 1A; THE D.J. BEDDO SURVEY, A-232, TRACTS 1C, 2A, 2B, 1A, AND 1B; AND LOT 1, BLOCK 1, PURCELL ADDITION; THE MARY M. FREEMAN SURVEY, A-533, TRACT 2A7A, AND THE WILLIAM C. COOK SURVEY, A-295, TRACT 4D1 FROM THE AG (AGRICULTURE) AND THE R40 (SINGLE FAMILY RESIDENTIAL) TO THE PUD-R (PLANNED UNIT DEVELOPMENT-RESIDENTIAL) DISTRICT; PROVIDING FOR A PENALTY FOR VIOLATIONS AND AUTHORIZING PUBLICATION:

WHEREAS, an application for a zoning change was filed by David Bagwell, The David Bagwell Company, on November 12, 1998, under Case No. Z-98-031; and

WHEREAS, notice of a hearing before the Planning and Zoning Commission was sent to real property owners within 200 feet of the property herein described at least 10 days before such hearing; and

WHEREAS, notice of a public hearing before the City Council was published in a newspaper of general circulation in Colleyville at least 15 days before such hearing; and

WHEREAS, notices were posted on the subject land as provided by the zoning ordinance; and

WHEREAS, public hearings to change the zoning and the Master Plan on the property herein described were held before the Planning and Zoning Commission and the City Council, and the Planning and Zoning Commission has heretofore made a recommendation; and,

WHEREAS, the City Council is of the opinion that the zoning change herein effectuated furthers the purpose of zoning as set forth in the Zoning Ordinance and is in the best interest of the citizens of the City of Colleyville;

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

Sec. 1. THAT the Master Plan, the Zoning Ordinance of the City of Colleyville, Texas, and the accompanying Zoning Map (Exhibit A) are hereby amended insofar as they relate to certain land located in Colleyville, Texas, described by metes and bounds (Exhibit B), by changing the zoning of said property from the AG and R40 districts to the PUD-R district, together with all site plans which are only conceptual in nature, supporting documents, and other conditions and restrictions imposed and approved by the Council which are incorporated herein by reference including, but not limited to the conceptual site plan (Exhibit C); and subject to the following conditions:

1. PERMITTED USES

The PUD-R shall have three (3) land uses as indicated on Exhibit C and the primary land use for each area shall be as follows:

- a. Areas 1A & 1B shall consist of single family dwelling units.
- b. Area 2 shall consist of a church.
- c. Area 3 shall be open space.

2. PLATTING & PHASING

- a. Prior to the issuance of any development permits on the subject property and as a condition to the development of the property the developer shall obtain approval of a preliminary plat and final plat of the property, which may be in phases. In approving the preliminary and final plat the approving body shall exercise complete discretion over roadway design, lot size, lot shape, building lines, set-back lines, open space, and all other aspects of the plat; provided, the approving body shall not approve anything inconsistent with the other conditions of this ordinance.
- b. The general limits of all phases of development shall be shown on the preliminary plan. Each phase shall be numbered to represent the sequential development phases anticipated. Any deviation from the approved development sequence shall require approval from the City Council.
- c. This development shall be subject to all impact fees in accordance with the Colleyville Subdivision Regulations.

3. DENSITY

The average residential density is permitted to be 1.8 dwelling units per acre over the combined acreage of Areas 1A & B, 2 & 3.

4. STREETS AND SIDEWALKS

- a. No street intersection shall be allowed on McDonwell School Road which aligns with the McDonwell School Road/Remington Parkway intersection. Street intersections along McDonwell School Road shall maintain a minimum of 300 feet separation between centerlines.
- b. Sidewalks shall be required for all lots within this development, except no sidewalks shall be required in rights-of-way adjacent to open space areas where a sidewalk is proposed on the opposite side of the same right-of-way. Sidewalks in rights-of-way adjacent to each lot frontage or side-yard shall be constructed by the lot owner no later than the date of occupancy of the home on the lot.
- c. Street rights-of-way shall be a minimum width of 50 feet, except for single loaded streets which may have a 40 foot right-of-way width with a 5 foot utility easement abutting the unloaded side of the street.
- d. All streets in this PUD shall be thirty-one feet (31') wide and be constructed of five inch (5"), 3,000 p.s.i. concrete.
- e. The City's street design standards (tangency between curves, radius requirements, etc.) shall be waived, except that a minimum radius shall not be less than twenty-five feet (25').

5. DRAINAGE

- a. All drainage facilities shall be designed and constructed in accordance with the Colleyville Subdivision Regulations.
- b. It shall not be the responsibility of the developer to improve any off-site drainage structures or any other public facilities.
- c. At developer's election, pursuant to a grading plan acceptable to the City Engineer, only one side-yard swale between and behind lots may be utilized for lot drainage; retaining wall construction, lot benching and drainage swale construction shall not be the responsibility of the developer but shall be the responsibility of builders on individual lots and shall not be

required of the developer for City acceptance of public improvements.

- d. Lot-to-lot drainage shall be allowed in a grading plan acceptable to the City Engineer across two lots contiguous with one another and adjacent to the lot(s) where drainage begins, i.e. drainage shall be allowed from the drainage source lot(s) across two other lots which are adjacent on to the other.
- e. In order to preserve trees, no pilot channels shall be required.
- f. There shall be no prohibition against regrading, expanding, and/or eliminating existing ponds and against adding additional ponds on the property in order to accomplish developer's storm drainage plan, as long as it otherwise meets City standards and is acceptable to the City Engineer.
- g. As approved by the City Engineer, City park land adjacent to the development may be utilized for storm water retention and/or detention purposes.

6. LOT REQUIREMENTS AND SETBACKS

- a. All lot dimensions and building setback lines shall be in accordance with the Colleyville Zoning Regulations and Subdivision Regulations, except where amended by this ordinance.
- b. The minimum lot size in Areas 1A & 1B shall be 13,000 square feet and the average size of all residential lots in Areas 1A & 1B shall not be less than 16,000 square feet.
- c. One side yard of any lot may be as narrow as six (6) feet, provided the total width of any two adjacent side yards shall not be less than twenty (20) feet. On lots with an area of less than 16,000 square feet, front yard setbacks may be twenty-five feet (25'), and rear yard setbacks may be ten feet (10'). On any lot with an area greater than 16,000 s.f. that backs to open space, the rear yard setback may be ten feet (10').
- d. The minimum lot width for any lot in Areas 1A & 1B under 16,000 s.f. may be eighty (80) feet if approved by the City Council.

7. PARKS

- a. The provisions of the Colleyville Pathways plan shall be incorporated in the project. Pathways shall be designated on the preliminary plan and final plat in a dedicated public right-of-way. Pathways shall be constructed by the developer for each phase of development. Within each phase of development, pathways shall be completed prior to the issuance of any building permit for residential development in that phase.
- b. Each phase of development is subject to the parkland dedication requirements contained in the Colleyville Subdivision Regulations.
- c. The development shall contain open space which totals twenty percent (20%) of the total area contained in this development as shown on Exhibit C. The City shall not accept the dedication of any open space until all environmental issues are addressed to the City's satisfaction. The developer shall submit to the City an environmental study, audit or assessment demonstrating that the property is in a condition which would allow the City to utilize the property for park purposes without expenditures to remove environmental waste or hazardous materials, that the property is suitable and safe for use as a park and is free from environmentally related problems.
- d. Tree mitigation is waived for Area 3.
- e. A 72.5-foot greenbelt setback shall be provided along the north side of McDonwell School Road. Said greenbelt shall be consistent with the greenbelt setback in the Westmont Addition.

8. SIGNAGE

- a. Developer is permitted to erect at locations approved by the City Engineer entry structures with or without permanent signage (which signage must comply with the City sign ordinance and be properly permitted) in the rights-of-way of perimeter roads at their intersection with internal streets not to exceed twenty-five feet (25') in height, i.e. in the sight triangle areas of such intersections, provided that said structures do not obstruct the view of traffic as determined by the City Engineer.

Sec. 2. THAT notwithstanding any other provisions of the Code, including Section 1-7 of the Code, it is the intention of the City Council in approving this ordinance that no provision or section is severable from any other provision or section. It is further the intent of the City Council that in the event any portion of this ordinance is declared invalid by any court of competent jurisdiction, then the entire ordinance shall be invalid.

Sec. 3. THAT any person, firm or corporation violating any of the provisions of this ordinance as read together with the Zoning Ordinance of the City of Colleyville shall be guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not to exceed Two Thousand Dollars (\$2,000.00). Each and every day such violation continues shall constitute a separate offense and shall be punishable as such.

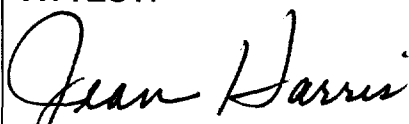
Sec 4. THAT the City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternate method of publication provided by law.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 23rd day of March, 1999.

The second reading and public hearing being conducted on the 6th day of April, 1999. Tabled at second reading, approved April 20, 1999.

ATTEST:


Jean Harris, CMC
City Secretary

CITY OF COLLEYVILLE:

Richard Newton
Mayor

APPROVED AS TO FORM AND LEGALITY:


Ross T. Foster
City Attorney

If the Mayor shall neglect to approve or object to any such proceedings for a longer period than seven (7) days after the ordinance or resolution is placed in the office of the City Secretary as aforesaid, the same shall become effective immediately upon publication as required by law.

City of Colleyville Charter
Section 3.14

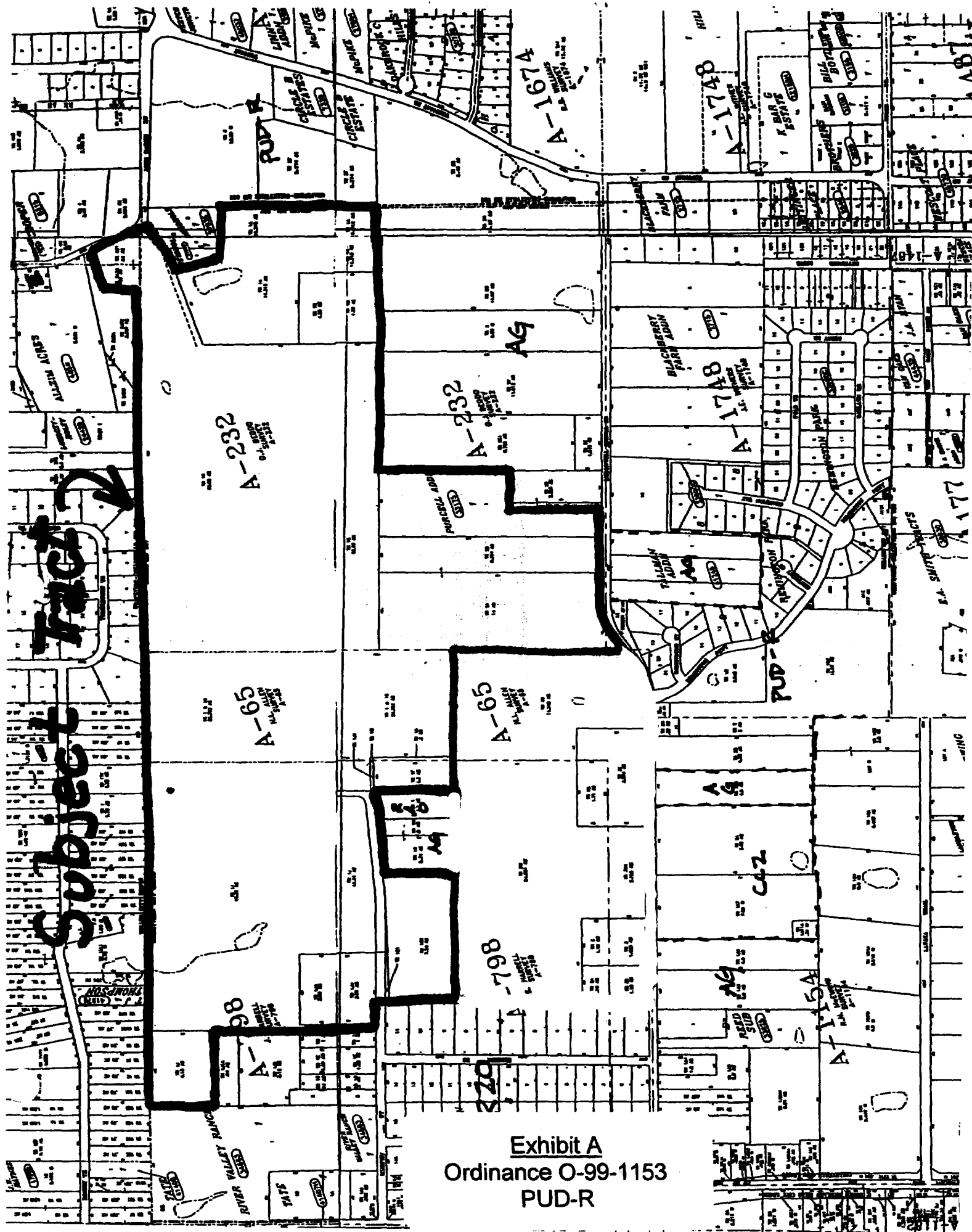


Exhibit A
Ordinance O-99-1153
PUD-R

TRACT I:

Lot, tract or parcel of land, lying and being situated in Tarrant County, Texas, being out of the Joseph Harrell Survey, Abst. #798, and the H.L. Allen Survey, Abst. #65, in said Tarrant County, and being described by metes and bounds as follows:

BEGINNING 686 ft. North 89 1/2 degrees East from the Northwest corner of the Joseph Harrell Survey Abst. #798, an iron pin the Northeast corner of a 20 acre tract of land as shown in Volume 756, Page 498 Deed of Trust Records of Tarrant County, Texas;

THENCE North 89 1/2 degrees East with fence line at 1954 ft. the Northeast corner of said Harrell Survey and the Northwest corner of the North "ELL" of the H.L. Allen Survey, in all 2605 ft. an iron pin the Northeast corner of said Allen Survey, the Northeast corner of a tract of land deeded to W.E. Roussey et ux as shown in Volume 1478, Page 285 Deed Records of Tarrant County, Texas.

THENCE South 1/4 degrees East with fence line and the East line of said Allen Survey, 1760 ft. an iron pin the Southeast corner of said Roussey tract;

THENCE West with fence line and the South line of said Roussey tract, 618.3 ft. an iron pin;

THENCE North 477.2 ft. an iron pin;

THENCE West 1414.3 ft. an iron pin;

THENCE South 84 1/4 degrees West 149 ft. an iron pin the Southeast corner of a tract of land as shown in Volume 2528, Page 354 Deed Records of Tarrant County, Texas;

THENCE North 434 ft., an iron pin, its Northeast corner;

THENCE West 340 ft. an iron pin in the East line of a tract of land shown in Volume 2379, Page 539, Deed Records of Tarrant County, Texas;

THENCE North 50 ft. its Northeast corner an iron pin;

THENCE West 90 ft. an iron pin, its Northwest corner in the East line of said 20 acre tract;

THENCE North with the East line and fence line 786 ft. to the place of beginning; being 52.5 acres of land out of the Joseph Harrell Survey and 26 acres of land out of the H.L. Allen Survey, in all 78.5 acres of land more or less.

TRACT II:

7.24 acres out of the above 10 acre tract and BEGINNING at a point which stands 1727.55 feet South and 1264.22 feet East of the Northwest corner of the Joseph Harrell Survey, said Northwest corner also being the Northwest corner of a 20 acre tract recorded in Volume 756, Page 498, Deed Records of Tarrant County, Texas, and said beginning point being the Southwest corner of the 10 acre tract;

THENCE North 413.46 feet along fence line and West line of said 10 acre tract;

THENCE North 89 degrees 29 minutes East 733.94 feet to iron pin for corner;

THENCE South 1 degree 49 minutes East 430 feet to iron pin set in South line of said 10 acre tract;

THENCE North 88 degrees 48 minutes West along the South line of said 10 acre tract 750 feet to POINT OF BEGINNING.

Tract III

Lot 1, Block 1, of PURCELL ADDITION, an Addition to the City of Colleyville, Tarrant County, Texas, according to the Plat thereof recorded in Volume 388-130, Page 93, of the Plat Records of Tarrant County, Texas.

Tract IV

Being a tract of land situated in the D. J. Heddo Survey, Abstract No. 232, City of Colleyville, Tarrant County, Texas and being a portion of that certain tract of land donated to Jerry W. Weidholt as recorded in Volume 4779, Page 614 of the Deed Records of Tarrant County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at an iron rod found for the northwest corner of the Weidholt Addition, an addition to the City of Colleyville, Tarrant County, Texas as recorded in Volume 388-123, Page 64 of the Plat Records of Tarrant County, Texas:

THENCE S 15°47'28"E, with the west line of said Weidholt Addition, a distance of 247.86 feet to an iron rod found for corner;
THENCE S 89°49'30"E, with the south line of Lot 1 of said Weidholt Addition, a distance of 76.78 feet to an iron rod found for corner;
THENCE N 89°19'57"E, with the south line of Lots 2 and 3 of said Weidholt Addition, a distance of 222.57 feet to an iron rod found for corner;
THENCE S 00°31'09"E, a distance of 911.11 feet to an iron rod found for corner;
THENCE N 89°43'33"W, a distance of 418.94 feet to an iron rod found for corner;
THENCE N 00°25'17"W, a distance of 461.82 feet to an iron rod set for corner;
THENCE S 89°34'42"W, a distance of 407.45 feet to an iron rod found for corner;
THENCE N 00°40'45"W, a distance of 517.00 feet to an iron rod found for corner;
THENCE N 62°06'48"E, a distance of 55.55 feet to an iron rod found for corner;
THENCE N 68°25'23"E, a distance of 236.10 feet to an iron rod found for corner;
THENCE N 73°18'29"E, a distance of 200.19 feet to the POINT OF BEGINNING and containing 14.798 acres or 644,618 square feet of land, more or less.

Tract V

Being a tract of land situated in the D. J. Heddo Survey, Abstract No. 232, City of Colleyville, Tarrant County, Texas, said tract of land being all or intended to be all of that certain tract of land donated to Jerry W. Weidholt as recorded in Volume 3881, Page 444 of the Deed Records of Tarrant County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at an iron rod found for corner being South, a distance of 1342.0 feet and West, a distance of 420.42 feet from the northeast corner of the D. J. Heddo Survey, Abstract No. 232 as per said deed recorded in Volume 3881, Page 65 of the Deed Records of Tarrant County, Texas:

THENCE N 89°58'18"W, a distance of 405.39 feet to an iron rod set for corner;
THENCE N 00°40'45"W, a distance of 458.64 feet to an iron rod found for corner;
THENCE N 89°34'42"E, a distance of 407.45 feet to an iron rod set for corner;
THENCE S 00°25'17"E, a distance of 461.82 feet to the POINT OF BEGINNING and containing 4.294 acres or 187,041 square feet of land, more or less.

Tract VI

DESCRIPTION OF PROPERTY

Being a tract of land situated in the B.J. BEDDO SURVEY, Abstract No. 232, City of Colleyville, Tarrant County, Texas and being more particularly described as follows:

BEGINNING at an iron rod found for the northwest corner of Lot 1, Block 1, Purcell Addition, an addition to the City of Colleyville, Tarrant County, Texas as recorded in Volume 388-120, Page 33 of the Plat Records of Tarrant County, Texas;

THENCE S 00°00'53" W, with the west line of said Purcell Addition, a distance of 1277.63 feet to an iron rod set in the north line of McDonnell School Road;

THENCE S 86°39'51" W, a distance of 677.20 feet to an iron rod found for corner;

THENCE N 00°48'00" W, a distance of 822.12 feet to an iron rod found for the northeast corner of a 50.42 acre tract of land donated to K. Yazhair as recorded in Volume 7886, Page 177 of the Deed Records of Tarrant County, Texas, said iron rod also being the southeast corner of a 70.5 acre tract of land donated to W.R. Cole as recorded in Volume 2591, Page 128 of the Deed Records of Tarrant County, Texas;

THENCE N 00°02'42" W, with the east line of said W.R. Cole tract, a distance of 419.05 feet to an iron rod found at a fence corner;

THENCE N 00°31'50" W, continuing with the east line of said W.R. Cole tract, a distance of 1340.99 feet to an iron rod found for the northeast corner of said W.R. Cole tract;

THENCE N 89°07'39"E, a distance of 1223.36 feet to an iron pipe found for the southwest corner of Lukasey-Holley Subdivision, an addition to the City of Colleyville, Tarrant County, Texas, as recorded Volume 388-117, Page 58 of the Plat Records of Tarrant County, Texas;

THENCE N 89°00'58" E, with the south line of said Lukasey-Holley Subdivision, a distance of 330.76 feet to an iron rod found for the southeast corner of said Lukasey-Holley Subdivision, said iron rod also being the southwest corner of a 4.0 acre tract of land donated to T. Benton as recorded in Volume 8238, Page 425 of the Deed Records of Tarrant County, Texas;

THENCE N 89°13'12" E, with the south line of said T. Benton tract, a distance of 78.46 feet to an iron rod found for corner;

THENCE N89°25'25" E, a distance of 661.55 feet to an iron rod found for the southeast corner of said T. Benton tract, said iron rod also being the southwest corner of a 1.31 acre tract of land donated to D. Skelton as recorded in Volume 8395, Page 218 of the Deed Records of Tarrant County, Texas;

THENCE N 89°24'45"E, with the south line of said D. Skelton tract, a distance of 133.44 feet to an iron rod found for corner;

THENCE S 86°52'22" E, a distance of 199.28 feet to an iron rod found for the southeast corner of said D. Skelton tract;

THENCE S 46°36'59" E, a distance of 26.23 feet to an iron rod found for the most northerly northwest corner of Weidholt Addition, an addition to the City of Colleyville, Tarrant County, Texas as recorded in Volume 388-123, Page 64 of the Plat Records of Tarrant County, Texas;

THENCE S 50°48'51" W, with the northwesterly line of said Weidholt Addition, a distance of 182.25 feet to an iron rod found for corner;

THENCE S 60°20'45" W, a distance of 131.84 feet to an iron rod found for the most westerly corner of said Weidholt Addition, said iron rod also being the most northerly corner of a tract of land donated to J. Weidholt as recorded in Volume 4777, Page 615 of the Deed Records of Tarrant County, Texas;

THENCE S 73°18'29" W, with the most northerly line of said J. Weidholt tract, a distance of 200.19 feet to an iron rod found for corner;

THENCE S 48°25'23" W, a distance of 236.10 feet to an iron rod found for corner;

THENCE S 63°06'40" W, a distance of 55.35 feet to an iron rod found for the northwest corner of said J. Weidholt tract;

THENCE S 00°40'45" E, passing an iron rod found for the southwest corner of said J. Weidholt tract at a distance of 517.00 feet, in all a distance of 975.64 feet to an iron rod set for corner;

THENCE S 89°52'20" W, a distance of 518.61 feet to an iron rod set at a fence corner;

THENCE S 88°46'10" W, a distance of 225.20 feet to an iron rod found for the northeast corner of said of Lot 1, Block 1, Purcell Addition;

THENCE N 89°04'31" W, with the north line of said Purcell Addition, a distance of 395.84 feet to the POINT OF BEGINNING and containing 30.374 acres or 3,503,891 square feet of land, more or less.

Tract VII

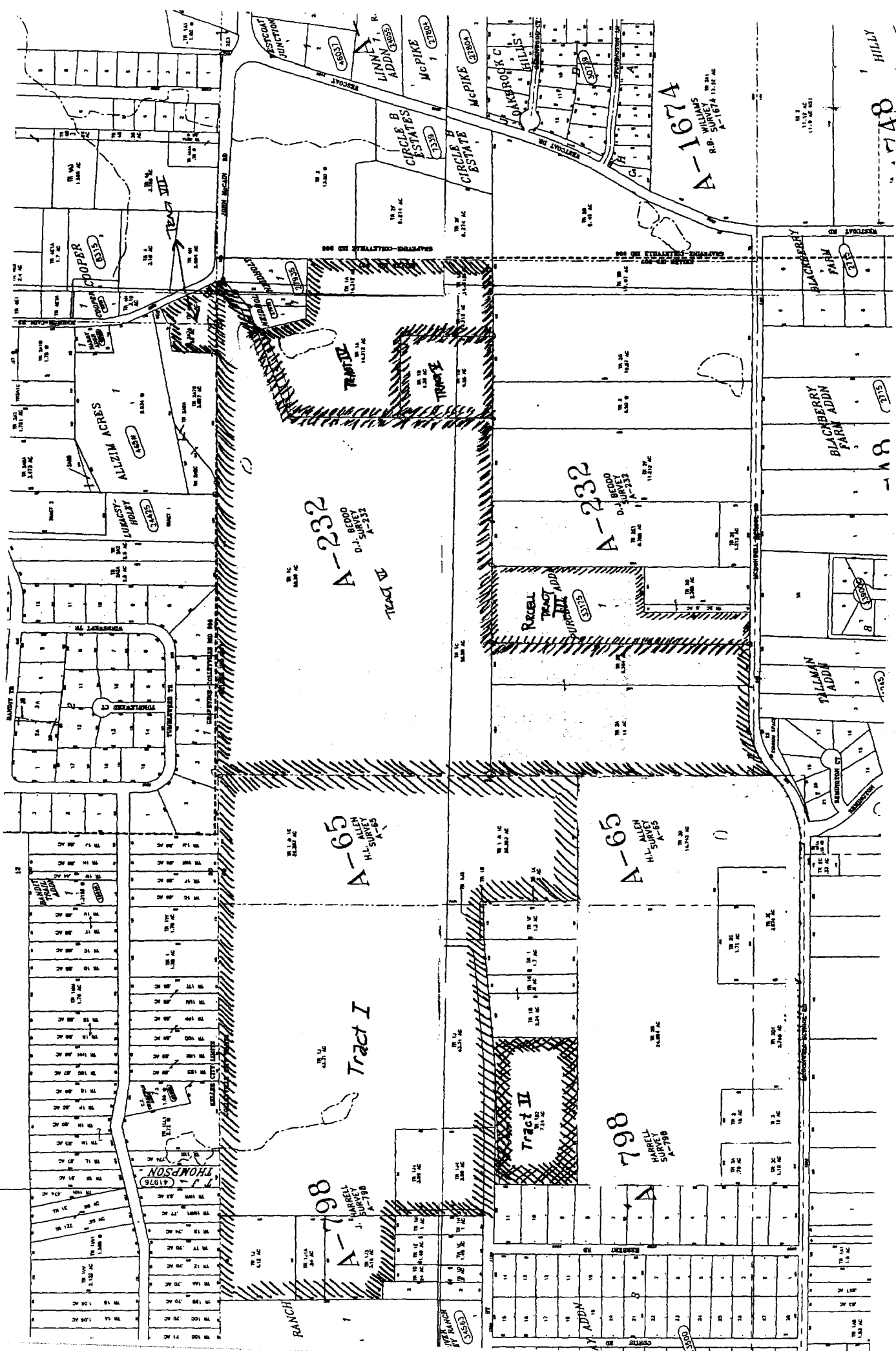
FIELD NOTES

FOR A TRACT OF LAND IN THE M. M. FREEMAN SURVEY, ABSTRACT NO. 533 AND THE W. E. CROOK SURVEY, ABSTRACT NO. 293, SITUATED IN TARRANT COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

- BEGINNING at an iron pin in the West line of John McCain Road, said point being, by deed calls, S. 89° - 51' - 40" E. 552.74 feet, S. 1° - 39' E. 150.0 feet, S. 5° - 08' E. 92.2 feet and S. 26° - 04' - 05" E. 194.52 feet from the Southwest corner of a called 7.018 acre tract as described in a deed of record in Volume 3560, Page 281, Deed Records, Tarrant County, Texas;
- THENCE S. 26° - 04' - 03" E. 314.32 feet continuing along the West line of said John McCain Road to an iron pin set in same for corner;
- THENCE N. 87° - 05' - 22" W. 199.27 feet to an iron pin found at the occupied Southeast corner of said Freeman Survey and the Southwest corner of said Crook Survey;
- THENCE S. 89° - 12' - 30" W. 133.53 feet to a bolt found for corner;
- THENCE N. 4° - 05' - 44" W. 203.87 feet along a fence line to a 3" metal fence corner post for corner;
- THENCE N. 69° - 42' - 40" E. 58.01 feet to an iron pin found for corner;
- THENCE N. 86° - 25' - 55" E. 79.53 feet to an iron pin found for corner;
- THENCE N. 58° - 43' - 46" E. 87.96 feet to the POINT OF BEGINNING and containing 1.511 acres.



Walter W. Viard
4-6-89



Map showing tract numbers
for Exhibit "B"



THE DAVID BAGWELL COMPANY

6222 DOUGLAS AVENUE, SUITE 770
DALLAS, TEXAS 75225

GLENWOOD

CONCEPTUAL LAND USE PLAN
COLLEYVILLE, TEXAS

APRIL 1999

MESA
DESIGN GROUP





City of Colleyville City Council Agenda Briefing

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

Agenda Number 4e

Agenda Date 11/19/2013

Number Resolution R-13-3687

Type Resolution

Department Colleyville Center

Title

Approval of a donation to Colleyville Center from the Colleyville Garden Club, in the amount of \$7,000, for the purchase of five Nellie R. Stevens' Holly trees and five decorative pots

Explanation

Reading and Public Hearing

The Colleyville Center Garden Plaza "Balustrada", which is located between Riverwalk Drive and the front of Colleyville Center, is a cast stone, landscaped structure used for outdoor wedding ceremonies and breaks between business sessions. The Colleyville Garden Club proposes to donate \$7,000 for the purchase of five, 45 gallon Nellie R. Stevens' Holly trees and five decorative pots, to be used for traffic screening purposes at the "Balustrada", per the attached "City of Colleyville Donation and Transfer of Title Form".

If the donation is approved, the Colleyville Garden Club has approved Roundtree Landscaping to install and warranty the trees and pots. Minimal maintenance is required and the existing Colleyville Center irrigation system will be utilized.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. City of Colleyville Citywide Donation Policy
2. City of Colleyville Donation and Transfer of Title Form - Colleyville Garden Club Donation



CITY OF COLLEYVILLE CITYWIDE DONATION POLICY

Statement of Purpose

The City of Colleyville encourages donations to the City in support of programs, services, collections and facilities, for the enhancement of Colleyville. The purpose of the Citywide Donation Policy (Policy) is to provide consistent and uniform procedures for a donation to the City and to provide the donor knowledge of the Policy under which the donation is given and accepted. All boards, commissions, committees and City Council shall comply with this Policy. All departments and employees of the City of Colleyville remain subject to the *City of Colleyville Personnel Policy and Procedures Manual* and the Policy.

Exemptions

Donations from the Friends of the Colleyville Public Library, the Colleyville Public Library Foundation, Colleyville Citizen's Fire Academy Alumni Association, Colleyville Citizen's Police Academy Alumni Association, monetary and services-in-kind donations provided to City of Colleyville sponsored events and donations of \$2,500 or less are exempt from the Policy.

Procedures

Individuals, businesses or organizations making a donation to the City shall submit a City of Colleyville Donation and Transfer of Title form to the appropriate department director. Specifications including plans, drawings, photographs, or details pertinent to the donated item, including value of the donation and anticipated annual operating cost, shall be included. All spaces on the form shall be completed or noted if not applicable.

Any stipulations, including location and use of a donation, shall be included on the Donation and Transfer of Title form. If no such stipulation is recorded on the form or as an addendum, the City shall have the right to use the donation as determined by the City, free of encumbrances.

City insurance and accounting valuations necessary to meet standard City procedures are separate and apart from the donation process.

When the Donation and Transfer of Title form has been fully executed by the donor and the City of Colleyville, the donation becomes the property of the City of Colleyville. A copy of the completed Donation and Transfer of Title form shall be given to the donor as a record of the donation.

The Policy shall take precedent and supersede the donation policy of any City of Colleyville entity.

Use of Donations

Items may be accepted on a loan basis with the approval of the city manager.

The City shall expend cash donations on materials, equipment or projects acceptable to the donor, if requested. Donated funds shall be deposited in donation fund accounts when defined, and shall not be intermingled with the General Fund or donation fund accounts of other departments, boards, commissions or committees.

Items donated for exhibit will be subject to a rotation schedule established by the City, to allow opportunities for public view and to protect items on display. Proper preservation and care of donated item(s) shall be defined under stipulations.

Right of Refusal

The City reserves the right to refuse a donation. In a multi-item donation, items may be refused or accepted on an item-by-item basis.

The donor reserves the right to withdraw the donation before formal acceptance by City Council.

Reporting to City Council

Donations of \$1,000 and above shall be reported to the City Council on a quarterly basis.



**CITY OF COLLEYVILLE
DONATION AND TRANSFER OF TITLE**

COLLEYVILLE GARDEN CLUB hereby give, assign, transfer and set over to the City of Colleyville all of my/our rights, title and interest in the materials described below:

FIVE, FOURTY -FIVE GALLON NELLIE R. STEVEN HOLLIY TREES AND FIVE DECORATIVE POTS.

Value of donation \$7,000

Annual operating cost to City N/A

Specifications/Plans/Drawings/Photographs: ☒ Attached ☐ None

Stipulations:

THE FIVE TREES IN OVERSIZED POTS WILL BE PLACED IN THE GARDEN AREA BEHIND THE BALUSTRADA AND WILL ACT AS SCREENS TO CROSS TRAFFIC ON RIVERWALK DRIVE

I/We have read and understand the City of Colleyville Donation Policy and accept the provisions of the Policy.

Signature of Donor(s)

Suzanne Hughes

Date

11.6.13

Lee Ann Proctor

Date

11/6/13

Donor Address

P.O. BOX 1302

City

COLLEYVILLE

State TX

ZIP 76034

Phone Number(s) Main

817.656.0888

Accepted for and on behalf of the City of Colleyville

Received by

Mayor / City Manager / Department Director

Department

☐ City Approval Date

☐ City Council Approval Date

☐ Resolution/Ordinance Number



Roundtree
Landscaping, Inc.
4325 Belmont Ave
Dallas, Texas 75204
214.824.7036

Decorative Pots with Screening Trees



45 gallon 'Nellie R. Stevens' Holly

Decorative Pot, 34-1/4" w x 27-1/2" ht.





City of Colleyville City Council Agenda Briefing

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

Agenda Number 5a

Agenda Date 11/19/2013

Number Ordinance O-13-1894

Type Ordinance

Department Community Development

Title

Consideration of a request for a zoning change from R40-Single Family Residential to PUD-R-Planned Unit Development Residential on 15.4 acres of Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road, Case ZC13-014

Explanation

Second Reading and Public Hearing

There was one person who spoke in opposition, one person who spoke in support, and one person who did not wish to speak, but registered opposition to this request, at the November 5, 2013 City Council meeting.

The applicant has submitted a revised Statement of Planning Objectives and a summary of agreements made with neighboring property owners that are attached to the briefing. The revised Statement of Planning Objectives reflects an amended maximum building height of 35 feet and an additional 10 foot side yard setback requirement for two-story homes located in planning area "A". These items have been added to Ordinance O-13-1894. The other changes noted in the summary of agreements with neighboring property owners were already reflected in Ordinance O-13-1894 at the first reading of this item with the exception of items number six and seven, which state:

"6. Agreed to (and did) change our subdivision layout to match the Reatta setbacks along L. D. Lockett where they meet. This is in order to provide a smoother feel as you travel west to east along L. D. Lockett.

7. We agreed with Bear Valley Community Church that the new subdivision would not interfere with the normal field of play at the existing Baseball Field."

These provisions have not been added to Ordinance O-13-1894.

Regarding the gates regulating ingress and egress into the development, the City Council directed staff to examine whether or not the resident only gate should allow two-way resident traffic. Chapter 10-Private Streets and Entrance Gates in the Land Development Code requires two-way access of all gates in a private development.

Section 10-130(N) further states that:

"an access control gate or cross arm that requires residents to use a key, card or code to gain access must be set back a minimum of 50 feet from the boundary of the subdivision to provide for automobile queuing. Resident entrances equipped with an electronic opener that allows residents to remotely open the control access gate or cross arm and enter the subdivision without having to stop are exempted from this requirement. A sign must be erected next to any resident entrance that does not meet the 50 feet setback requirement of this paragraph and does not provide a turn-around space with a minimum outside radius of 30 feet to indicate that it is for resident use only and not for visitors."

First Reading and Public Hearing

Curtis Young submitted a request to change the zoning of approximately 15.4 acres located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of 7900 Precinct Line Road. The applicant is requesting to rezone the property from the R40-Single Family Residential to the PUD-R-Planned Unit Development Residential zoning district. The applicant is seeking a zoning change in order to develop the property for 49 single family residential lots and seven open space lots.

Existing Conditions. The subject property currently consists of four platted tracts of land, including a 1.4 acre portion of another platted tract of land located at 7900 Precinct Line Road. 1117 W. L.D. Lockett Road currently contains a commercial horse boarding business and a single family home. 1121 and 1217 W. L.D. Lockett Road are vacant, and 7900 Precinct Line Road is developed as Bear Valley Community Church. Approval of a preliminary and final plat will be required upon approval of the rezoning request.

Statement of Planning Objectives. The applicant submitted a Statement of Planning Objectives (attached) which contains a detailed description of the proposed development.

Lot Dimensions and Setbacks. The PUD-R regulations require a minimum lot size of 13,000 square feet with a minimum lot width of 100 feet and lot depth of 120 feet. Per the details of the Statement of Planning Objectives and the Development Plan (attached) the applicant proposes the following development standards:

Planning Area "A":

Minimum House Size: 2,800 square feet

Minimum Lot Area: 9,000 square feet

Minimum Lot Width: 74 feet

Minimum Lot Depth: 120 feet

Front Building Line: 15 feet for a swing garage; 20 feet for a front facing garage

Rear Building Line: 30 feet

Side Building Line: 7 feet

Maximum Building Height: 40 feet

Maximum Lot Coverage: 65 percent

There shall be no more than three second story windows on the rear of any home in Planning Area A

Planning Area "B":

Minimum House Size: 2,500 square feet

Minimum Lot Area: 7,000 square feet

Minimum Lot Width: 60 feet

Minimum Lot Depth: 120 feet

Front Building Line: 15 feet for a swing garage; 20 feet for a front facing garage

Rear Building Line: 10 feet

Side Building Line: 0, 5, 9, or 10 feet with a minimum of 10 feet between primary structures

Maximum Building Height: 40 feet

Maximum Lot Coverage: 65 percent

Development Standards. The following development standards are proposed by the applicant:

Minimum Roof Pitch: Minimum of a 10:12 roof pitch.

Roofing Materials: Minimum 240 lb. dimensional shingle.

Garage Standard: Minimum of a two car garage, with enhanced decorative doors.

Masonry Requirement: 80 percent masonry minimum with a requirement that all siding shall be of a cementitious material.

Street Design and Landscaping. The streets in the development are proposed to be private. The gates must conform to the standards of the Land Development Code.

The applicant proposes the following street design standards:

Right-of-Way: 40 feet. A five foot easement will be required on each side to accommodate sidewalks and utilities.

Pavement Width: 31 feet, back of curb to back of curb

Turning Radii: 20 feet

In terms of landscaping, the lots will contain a minimum of two (2) three-inch (3") caliper trees in the front yard adjacent to the street right-of-way, and two (2) three-inch (3") caliper trees in each rear yard where trees do not exist for all lots that back to the eastern boundary of the development.

Open Space. The PUD-R regulations require a minimum 20 percent of the development be reserved for open space for use by the residents of the development. The proposed Development Plan for the development indicates 22 percent of the total development as open space.

The applicant states the pond shown on the Development Plan is an existing pond that will be improved and used as a visual amenity for the development. As such, they state it is not required for detention and if any detention is required, it will be confined to Open Space Lot 2, which is less than the maximum allowance of 25 percent of the required open space, which may be utilized for on-site retention.

All of the open spaces will be landscaped and maintained by the Homeowner's Association (HOA).

Sidewalks and Trails. Sidewalks, a minimum of four (4) feet in width, are required to be constructed on each individual lot at the time homes are constructed on the lots. Sidewalks required along open space lots are required to be constructed by the developer, prior to the final acceptance of public improvements for the development.

The applicant states a five (5) foot trail will be constructed around the interior pond.

According to the Supplemental Sidewalk System Map, a five (5) foot wide sidewalk is required to be built along W. L.D. Lockett Road adjacent to the development prior to

the acceptance of final public improvements.

Fences, Walls, and Screening. The applicant proposes to construct a minimum six foot masonry screening wall along W. L.D. Lockett Road adjacent to each entry.

Wood fencing between lots will be permitted. All front elevation fences, from the front of the house to the side property line, shall be open style fencing of decorative metal, and/or masonry. All lot boundaries along common open space areas shall be open style fencing of decorative metal, and/or masonry.

Where lots back to the existing residential lots in Reatta Place, the applicant proposes to construct a new eight (8) foot cedar fence on metal poles. Where open space lots border adjacent properties, either the existing fence will be maintained, or a decorative metal or wooden fence will be installed.

Traffic Generation and Access. The developer is not required to provide a Traffic Impact Analysis, since the development is not projected to generate in excess of 1,000 vehicle trips per day. The Institute of Transportation Engineers publication Trip Generation provides estimates of expected traffic generation based on land use. Data has been collected in the United States and Canada since the 1960's, primarily in suburban locations. Single-family residences are expected to generate 9.57 trips per day, on average. Based on this average, a 49 lot development would add approximately 469 vehicle trips per day to the surrounding roadways.

Development Fees. Park land dedication fees are due in the amount of \$1,802 per residential lot, prior to the plat being filed with the Tarrant County Clerk.

Roadway impact fees are due in the amount of \$4,941 per residential lot, at the time of the building permit application.

Water and Wastewater impact fees are due at the time of the building permit application. Fees for a typical 5/8 inch meter are \$2,491 for the water impact fee and \$643 for the wastewater impact fee.

Perimeter street improvement fees are due at the time of approval of the final plat for W. L.D. Lockett Road. Perimeter street improvements are required for the newly created lots since W. L.D. Lockett Road is considered unimproved adjacent to the subject properties. The developer's portion of the costs for infrastructure improvements may not exceed the amount that is roughly proportionate to the projected impact of the proposed development, as determined by a professional engineer, licensed in the State of Texas, and who is retained by the City of Colleyville. In making the rough proportionality determination, consideration shall be given to the availability of adequate and minimum levels of public facilities and accessibility to the site for the delivery of emergency services.

Tree Preservation. As required by Chapter 5-Tree Preservation of the Land Development Code, approval of a tree survey and mitigation plan will be required upon approval of the final plat for the property and drawn according to the requirements of Chapter 5-Tree Preservation of the Land Development Code.

Infrastructure. Water and sanitary sewer services are available along adjacent rights-of-way. The developer is responsible for the extension of water and sewer service lines to the individual lots.

Drainage and Stormwater Runoff. The developer has submitted a preliminary drainage analysis and a hydrology analysis of the site, which has been reviewed by the Engineering Division of the Public Works Department. Details of the proposed drainage system and stormwater retention ponds will be submitted as part of the platting process.

Master Plan. The Future Land Use Plan designates most of the subject property for retail uses, with the portion of the development that will come from the Bear Valley Community Church property designated for institutional uses. The request is not consistent with the Future Land Use Plan. Therefore, an amendment to the Future Land Use Plan is required.

Residential Density. The Master Plan suggests a maximum residential density of 1.8 dwelling units per acre, in most situations. The 2004 Colleyville Master Plan states densities higher than 1.8 units per acre would be acceptable in those areas deemed consistent with sound land use planning principles, such as a transitional area situated between commercial uses and less dense residential developments, or near major street intersections.

The proposed development would be situated between commercially zoned properties to the west along Precinct Line Road and existing residentially zoned and used properties to the east. The proposed development of 49 residential units on the 15.4 acres will produce a residential density of 3.2 dwelling units per acre, based upon the density calculation method prescribed by the Master Plan; and will produce a residential density of 5.6 dwelling units per acre based upon the density calculation method prescribed by the Land Development Code.

The proposed residential density is comparable to other approved small lot PUD-R developments within the City. The adjacent PUD-R developments contain the following residential density:

- Emerald Park (directly north of the proposed development): 3.53 dwelling units per acre
- Reatta Place (east of the proposed development): 1.75 dwelling units per acre

The attached Small Lot Development Comparison Chart, provides a comprehensive listing of approved developments since 1996 with residential densities that exceed 1.8 dwelling units per acre.

Surrounding Development Trends. The properties to the north are zoned PUD-C-Planned Unit Development Commercial and PUD-R-Planned Unit Development Residential and contain the Emerald Park single family development. The PUD-C zoned properties are currently undeveloped. The properties to the south are zoned R40-Single Family Residential and PUD-R-Planned Unit Development Residential and contain a portion of the Bear Valley Community Church property and the retention area for Reatta Place. The properties to the east are zoned PUD-R-Planned Unit Development Residential and developed as single family uses in the Reatta Place development. The properties to the west are zoned PUD-C-Planned Unit Development Commercial and R40-Single Family Residential. The PUD-C properties contain a convenience store with gasoline sales, and a package store at the corner of W. L.D. Lockett Road and Precinct Line Road, while the remainder of the PUD-C zoned property is vacant. The R40 property is developed as the Bear Valley Community Church.

Public Notification. Staff mailed notices to 34 adjacent property owners as well as all Homeowners Associations within 500 feet of the subject property regarding this request. All school districts within the City were notified as required by state law. Notice was published in the Fort Worth Star-Telegram as required by state law and the Land Development Code. To date staff has received 14 letters of opposition and two letters of support regarding this request.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this request at the October 14, 2013 meeting by a vote of 4-0 (Commissioner Wheelwright recused himself from the vote since he lives in Reatta Place), subject to the following conditions:

(1) The minimum lots widths shall apply:

Planning Area A – 74 feet

Planning Area B – 60 feet

(2) Homes in Planning Area A shall contain no more than three second story windows on the rear of the home

(3) A minimum of two, three (3) inch caliper trees shall be planted in the front yard of every home in the development

(4) For Planning Area A, the following setbacks shall apply in addition to the other

setback requirements:

Side yard – 7 feet

Rear yard – 30 feet

These provisions have been added to proposed Ordinance O-13-1894 and the briefing above.

Summary. The proposed zoning change is not consistent with the recommendations of the Future Land Use Plan, which recommends retail and institutional uses on the subject properties. Given the topography of the subject properties with the location of the existing pond, and the establishment of the majority of the properties to the north of the subject properties as residential uses, staff agrees that the use of the properties for residential purposes would maintain a consistent pattern of residential development behind all of the commercial uses within the City that are either developed, zoned, and/or recommended for the Precinct Line Road corridor. Staff also agrees that there may be too much land designated for retail uses along the Precinct Line Road corridor, given the existing and proposed retail within a one mile radius of the subject properties, the amount of traffic along Precinct Line Road, and the amount of residential capacity required to support such retail. As such, these factors will be examined as part of the City's comprehensive plan process next year, which will include a comprehensive update to the Future Land Use Plan.

Finally, with regard to residential density, the proposed residential density of 3.2 dwelling units per acre is consistent with recommendations for transitional residential uses contained in the Master Plan. Staff agrees that the subject properties qualify as a transitional area.

Financial Impact

There is no financial impact to the City.

Recommendation

Approval with the following conditions:

1. GENERAL

a. The purpose of this PUD-R is for a single-family residential development of 49 detached dwelling units, constructed at a gross maximum density of 3.2 dwelling units per acre.

b. This development shall be generally consistent with the Statement of Planning Objectives, attached as Exhibit "C".

c. The subject property is subject to all the regulations contained in the Land

Development Code, except where amended by this ordinance.

2. DEVELOPMENT PLAN AND PLATTING

a. The development shall be generally consistent with Exhibit "D", Conceptual Site Plan, which shall not be considered the preliminary plat. The actual street and lot arrangement may differ from that shown on Exhibit "D" to accommodate topographic, drainage, or other conditions.

b. The developer shall submit and receive approval from the City, a Preliminary and Final Plat, approved in one or more phases, in accordance with the requirements of the Land Development Code prior to development of this PUD-R.

3. PERMITTED USES

a. Single-family residences, detached

b. Common open space areas

4. RESIDENTIAL LOT REQUIREMENTS AND SETBACKS

Residential lot requirements and setbacks shall comply with the following provisions:

Planning Area "A"

a. Minimum Lot Size: 9,000 square feet

b. Minimum Lot Depth: 120 feet

c. Minimum Lot Width: 74 feet

d. Front Building Line: 15 feet for a swing garage; 20 feet for a front facing garage

e. Side Building Line: 7 feet for one story homes; 10 feet for two-story homes

f. Rear Building Line: 30 feet

g. Maximum Lot Coverage: 65 percent

h. Minimum House Size: 2,800 feet

i. Maximum Building Height: 35 feet

j. There shall be no more than three second story windows on the rear of any home in Planning Area A.

Planning Area "B"

- a. Minimum Lot Size: 7,000 square feet
- b. Minimum Lot Depth: 120 feet
- c. Minimum Lot Width: 60 feet
- d. Front Building Line: 15 feet for a swing garage; 20 feet for a front facing garage
- e. Side Building Line: 0, 5, 9, or 10 feet with a minimum of 10 feet between primary structures
- f. Rear Building Line: 10 feet
- g. Maximum Lot Coverage: 65 percent
- h. Minimum House Size: 2,500 feet
- i. Maximum Building Height: 35 feet

5. RESIDENTIAL DESIGN REQUIREMENTS

The following requirements shall apply to all homes constructed in this development.

- a. Roofing Standards: Minimum roof pitch: 10:12. Roofing Materials: Minimum 240 lb. dimensional shingle.
- b. Garage Standard: A minimum two car garage shall be constructed with architecturally enhanced doors.
- c. Masonry: The exterior wall of all homes shall be composed of 80 percent masonry materials with a requirement that all siding shall be of a cementitious material.

6. OPEN SPACE

- a. This development shall provide a minimum of 22 percent common open space, as shown on Exhibit "D", which shall be for the leisure and recreational use of the development's residents. The open space shall comply with the provisions contained in the Land Development Code. All open space areas shall be landscaped and maintained by the Homeowner's Association (HOA).

7. PRIVATE STREETS AND SIDEWALKS

- a. Sidewalks along lot frontages shall be constructed by each homebuilder. All sidewalks shall be constructed in accordance with the requirements of the Land

Development Code. A minimum five (5) foot wide trail shall be constructed within the open space area around and along the interior pond.

b. All streets in this development shall be private. Right-of-way and pavement widths shall meet the following requirements: the minimum right-of-way for streets shall be 40 feet and the minimum pavement width for street shall be 31 feet, measured from back of curb to back of curb. A five foot utility easement shall be located along both sides of all internal streets.

c. All gates shall meet the minimum requirements of Chapter 14-Engineering Design Standards in the Land Development Code.

8. FENCES, SCREENING, AND LANDSCAPING

a. Wood fencing between lots is permitted. All front elevation fences, from the front of the house to the side property line, shall be open style fencing of decorative metal, and/or masonry. All lot boundaries along common open space areas shall be open style fencing of decorative metal, and/or masonry.

b. All lots backing to the common open space shall be open style fencing of decorative metal, and/or masonry.

c. Where lots back to the existing residential lots in the Reatta Place development, the developer shall construct a new eight (8) foot cedar fence on metal poles. Said fence shall be constructed prior to the final acceptance of public improvements.

d. All lots shall contain a minimum of two (2) three-inch (3") caliper trees in the front yard adjacent to the street right-of-way. Each lot shall be fully landscaped with an approved irrigation system in the front and rear yard prior to the final inspection.

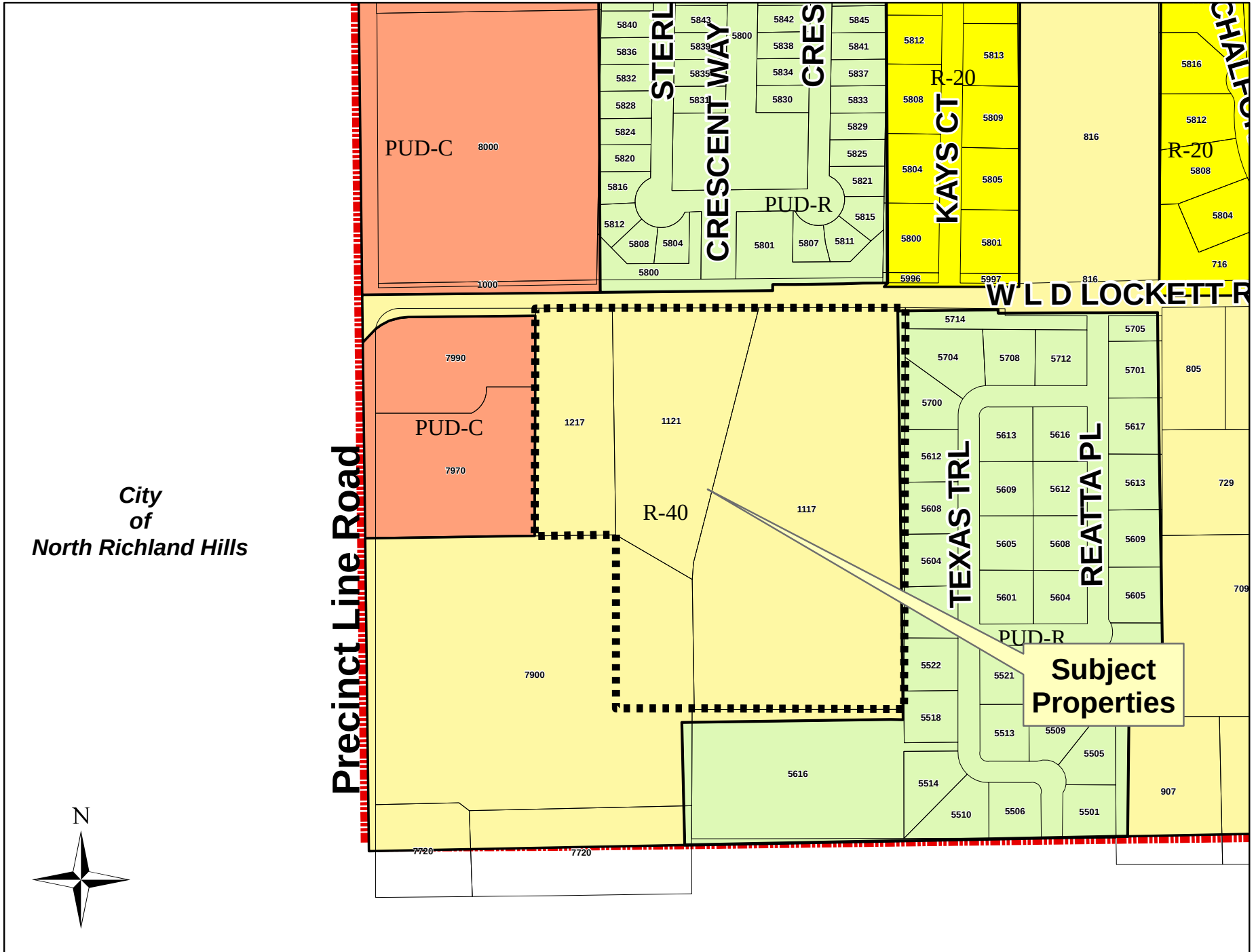
e. A minimum of two (2) three-inch (3") caliper trees shall be planted in each rear yard where trees do not exist for all lots that back to the eastern boundary of the development prior to the final inspection.

Attachments

1. Location and Zoning Map
2. Future Land Use Map
3. Aerial
4. Notification List
5. Buffer Map
6. Letters of Opposition
7. Letters of Support
8. Revised Statement of Planning Objectives
9. Summary of Agreements with Neighboring Property Owners

10. Statement of Planning Objectives
11. Development Plan
12. Small Lot Development Comparison Chart - 1996 to 2013
13. Ordinance O-13-1894

Location and Zoning Map



Future Land Use Map

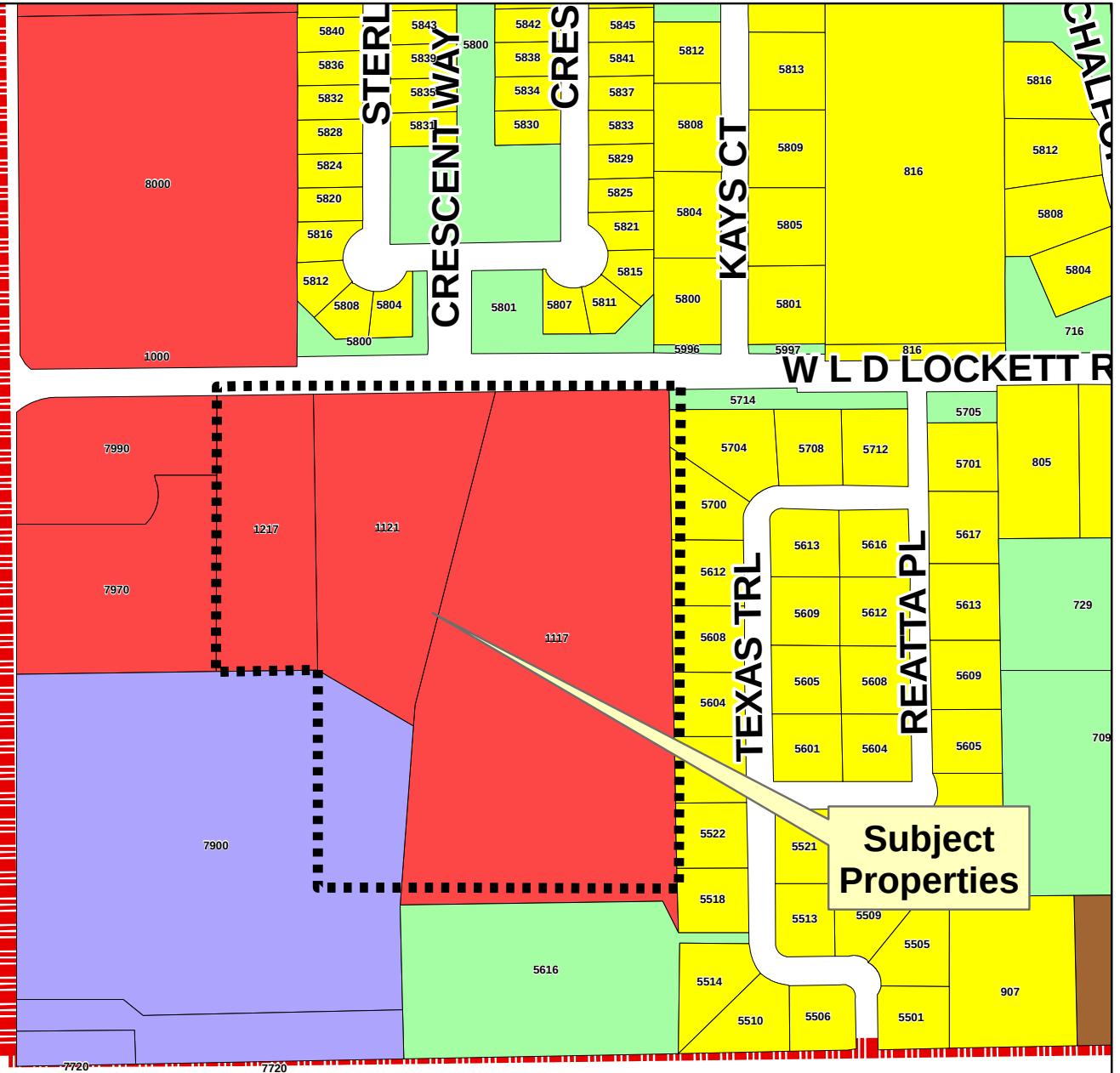
Legend

- Single Family
- Multi-Family
- Office
- Retail
- Institutional
- Industrial
- Roadway
- Utilities
- Parks
- Private Open Space
- Water

City
of
North Richland Hills



Precinct Line Road



Subject
Properties

Aerial



Notification List

Owner Name	Owner Address	Owner City	Owner State	Owner Zip	Situs Address
Victron Stores Lp	PO Box 2599	Waxahachie	Texas	75168	7990 Precinct Line Rd
Gulamhussain, Didar Etux Dola	5815 Crescent Ln	Colleyville	Texas	76034	5815 Crescent Ln
Emerald Park H A Inc	400 Country Pl	Colleyville	Texas	76034	5802 CRESCENT LN
L T Estates Hoa Inc	215 W College St	Grapevine	Texas	76051	5802 KAYS CT
Anderson, Jared Etux Heather	5800 Kays Ct	Colleyville	Texas	76034	5800 Kays Ct
Gandy, R Craig	1117 W Ld Lockett Rd	Colleyville	Texas	76034	1117 W L D Lockett Rd
Herron, Mark D Etux Bliss A	1500 Bluebonnet Dr	Fort Worth	Texas	76111	1201 W L D LOCKETT RD
Markham, Dian L Etal	5000 Gadsden Ave	Fort Worth	Texas	76244	8000 Precinct Line Rd
Vora, Jay Etux Renu	5808 Sterling Dr	Colleyville	Texas	76034	5808 Sterling Dr
Kuo, Man-Li Etvir L Fiorello	5812 Sterling Dr	Colleyville	Texas	76034	5812 Sterling Dr
American Homes 4 Rent	23815 Stuart Ranch Rd # 302	Malibu	California	90265	5807 Crescent Ln
Huynh, Tuan Q Etux Linh	5811 Crescent Ln	Colleyville	Texas	76034	5811 Crescent Ln
Belford, Christopher Etx Karen	1421 Shady Hollow Ct	Keller	Texas	76248	5700 Texas Tr
Smith, Ted Etux Michele	5704 Texas Trl	Colleyville	Texas	76034	5704 Texas Tr
Adams, Kenneth J Etux Barbara	5708 Texas Trl	Colleyville	Texas	76034	5708 Texas Tr
Bear Valley Community Church	7900 Precinct Line Rd	Colleyville	Texas	76034	7900 Precinct Line Rd
Callahan, Richard J	5600 Texas Trl	Colleyville	Texas	76034	5600 Texas Tr
Follis, Brad W Etux C Renee	5608 Texas Trl	Colleyville	Texas	76034	5608 Texas Tr
Cairns, Randy J Etux Rhonda E	5521 Reatta Pl	Colleyville	Texas	76034	5521 Reatta Pl
Gallagher, William A Etux Leah	5522 Texas Trl	Colleyville	Texas	76034	5522 Texas Tr
Upton, Jarrod & Amanda	5604 Texas Trl	Colleyville	Texas	76034	5604 Texas Tr
May, Ronald A Etux Amy C May	5612 Texas Trl	Colleyville	Texas	76034	5612 Texas Tr
Livingston, J M Etux Marissa	5513 Texas Trl	Colleyville	Texas	76034	5513 Texas Tr
Herron, Mark Etux Bliss	1500 Bluebonnet Dr	Fort Worth	Texas	76111	1121 W L D Lockett Rd
K & W Partnership	5514 Texas Trl	Colleyville	Texas	76034	5514 Texas Tr
Reatta Place Hmowners Assoc	5506 Texas Trl	Colleyville	Texas	76034	5616 Texas Tr
Freeman, Lou Ann	5518 Texas Trl	Colleyville	Texas	76034	5518 Texas Tr
Badders, Nolan	5601 Texas Trl	Colleyville	Texas	76034	5601 Texas Tr
McCure, James III Etux Krystal	5605 Texas Trl	Colleyville	Texas	76034	5605 Texas Tr
Tran, Ngoc Etux Lily	5609 Texas Trl	Colleyville	Texas	76034	5609 Texas Tr
Kim, Tae Woo Etux Hyo J K H	5804 Sterling Dr	Colleyville	Texas	76034	5804 Sterling Dr
Palmer, Lee	5613 Texas Trl	Colleyville	Texas	76034	5613 Texas Tr
Emerald Park H A Inc	400 Country Pl	Colleyville	Texas	76034	5800 Sterling Dr
Markham, Diana L Etal	5000 Gadsden Ave	Fort Worth	Texas	76244	1000 W L D Lockett Rd
L T Estates Hoa Inc	215 W College St	Grapevine	Texas	76051	5803 KAYS CT
A R A F Inc	17290 Preston Rd Ste 114	Dallas	Texas	75252	5801 Kays Ct
Atlantic Oil & Gas Inc	2220 Marsh Ln Ste 109	Carrollton	Texas	75006	7970 Precinct Line Rd
Grapevine-Colleyville ISD	3051 Ira E. Woods Avenue	Grapevine	Texas	76051	Courtesy Notice
Keller ISD	350 Keller Parkway	Keller	Texas	76248	Courtesy Notice
Hurst Euless Bedford ISD	1501 Central Drive	Bedford	Texas	76022	Courtesy Notice
Curtis Young, Applicant	1130 N. Carroll Ave., Suite 200	Southlake	Texas	76092	Applicant

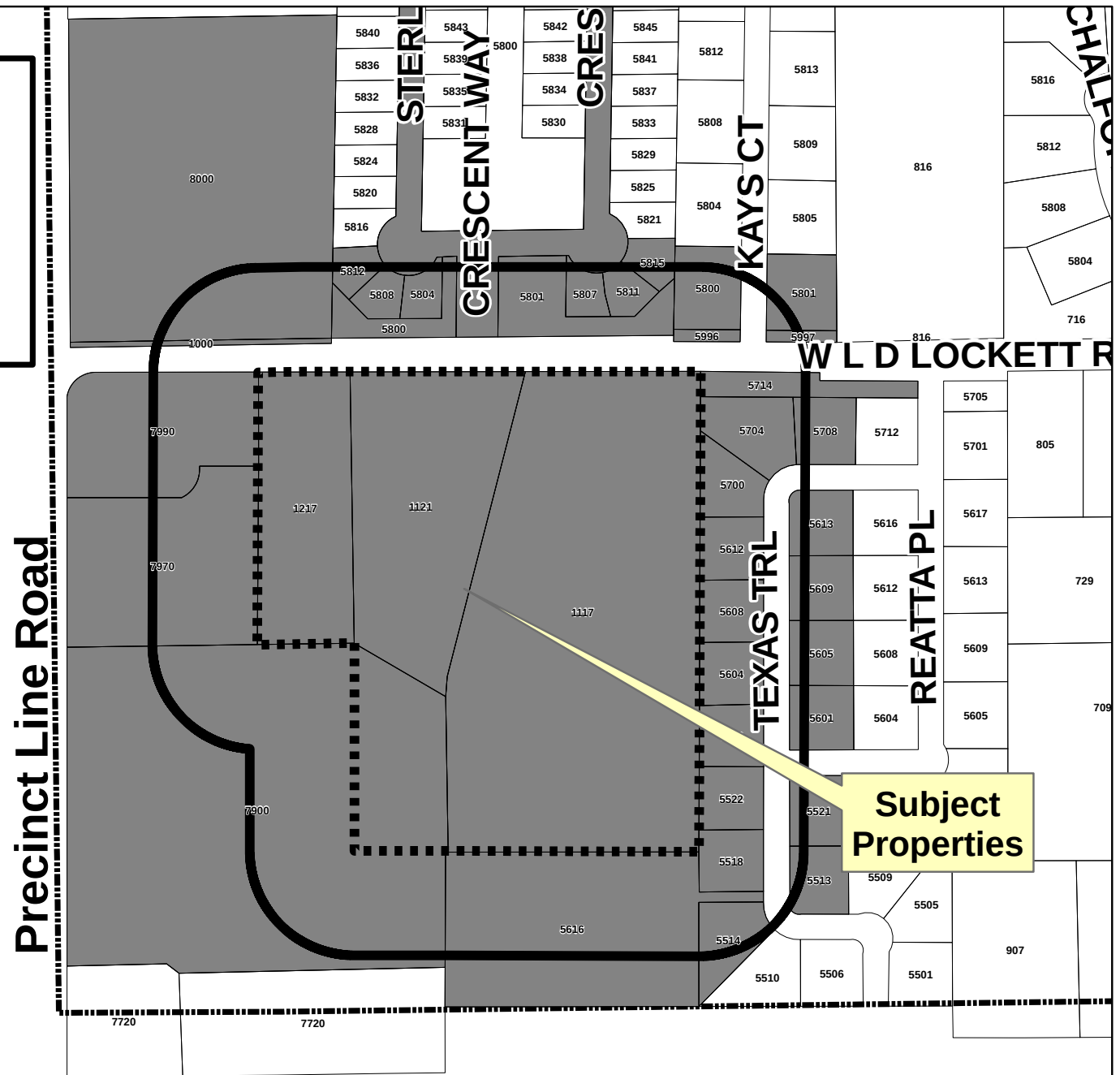
Public hearing notices were mailed
Friday, October 4, 2013 by Taci Wrisley

Buffer Map



-
- 200 Foot Buffer
- Zoning Case Boundary
- Properties within 200 Feet
- City Limit Boundary

**City
of
North Richland Hills**



Letters of Opposition

RE: Zoning Case ZC13-014

I wish to express my opposition to the proposed plan for development known as Heron Park.

Although I am disappointed to see the Twisted G ranch leave, it is unreasonable to think the property would never be sold and developed. My opposition, is not that residential homes will replace this charming ranch, but the number of homes that are planned to be put on this property.

I wish the Commission to consider the following points.

1. **Side setbacks.** The propose plan allows for 5 foot minimums between homes. Presently my backyard has 120 feet of unobstructed view. The proposed plan would call for 1 and a half homes to be directly behind me. That means of my 120 feet, 105 feet will be structures with an average height of 30 feet tall.
2. **Financial impact.** I just had my home appraised for refinancing and asked the licensed appraiser what impact the proposed plan would have compared to 1/3 to ½ acre lots. His assessment is that the smaller lots and close proximity to each other would have a negative impact on the value of the homes that border it. It was not the quality or the price point, but the fact the homes are stacked slow close that would make it unappealing. This would affect the resale value of my home or at least impede the ability of a buyer to get proper financing if the home appraises for less than the sales price.
3. **Traffic.** The proposed 49 homes will add to an already congested traffic problem on LD Lockett. It is quite common to see cars, during the high morning and evening traffic, backed up almost to the entrance to our subdivision, as cars have a difficult time attempting to turn south on Precinct Line Road. Will we have to widen LD Lockett to accommodate the traffic and will the residents on LD Lockett welcome the increased traffic. Do we want LD Lockett to become an east west major thoroughfare.
4. **Continuity.** Existing and adjacent properties are all larger lots. Our subdivision lots are all above 1/3 acre. Lavaca Trail is ½ acre lots. The new development on the former Stadjura property has been approved for 17 R20 lots, which to me tells me there is demand for larger lots.

Letters of Opposition

What is Colleyville's master plan. What do we wish to promote. In my conversations with zoning and planning it was expressed to me that the prevailing sentiment favors larger lots. What attracted me and others to this neighborhood was the fact the houses were not on top of each other with an open country feel. According to D Magazine, which yearly ranks the top communities, this is what they to say about Colleyville.

"Despite Colleyville's vigorous growth, residents of this primarily family community enjoy rural peace, safety, and charm." I believe this is a very important point. In fact the former Mayor Baker in the magazine is quoted to say.

"According to Mayor Baker, the city's big push will be toward attracting more quality retail establishments while maintaining a rural flavor." The good news is that there is room for growth-meaning a more recent survey by the city found 96 percent of residents are satisfied with Colleyville's quality of life, most enjoying the small-town environment. 49 homes stacked 10 feet apart does not reflect a rural small town environment.

Remember, we came and invested in this area for a reason and we were here first.

5. **Environment.** Again consider D Magazines comments from a previous year in it's rankings.

"The best parts of Colleyville are the mature trees that newer suburbs drool over." This plan would destroy all of the mature trees on the property, and along the creek. I believe Colleyville has a committee that seeks to preserve and maintain the trees in our city. Not to mention the creek area is home to beaver, foxes and geese and crane.

6. **Alternative plans.**

I asked the developer if he considered a plan featuring larger lots. He said he didn't feel the demand was there. I find this hard to believe since Lavaca has only a few lots remaining and the new adjacent development will be R20 lots. Someone must think there is a demand for them and the zoning board approved the plan. He said the larger lots would not be feasible. I contend a project would be feasible but may not be as profitable. It is obvious that he wishes to make as much as he can on this project even though all evidence demonstrates that it will negatively impact the surrounding neighborhoods.

6. **Your role.**

I don't have to remind you that your obligation is to the future of Colleyville and it's present tax paying residents

Letters of Opposition

and not to outside developers. I don't have to remind you because you proclaim it so clearly it the community development web site as to your primary purpose and mission statement.

"Zoning regulates how land is used and protects the character of each district. It protects property value and the overall quality of the community as a whole by controlling density of construction and intensity of land use, as well as through setting development standards such as landscaping, screening, building setbacks and height, parking requirements and lot coverage."

7. I would ask that this committee deny this change and require the developer to modify his plan that would be more in line with interests of this city and its residents. I would be in favor of larger lots with greater side setbacks of at least 10 feet to create a more open feel. It is my understanding that Mr Maykus is a very successful and experienced developer. I truly believe it is possible for him to create a plan that will have a positive impact on all the existing residents while still achieving a profitable return on his investment.

I thank the committee for hearing my concerns.

Rich Callahan, 5600 Texas Trail

A handwritten signature in black ink, appearing to read "Rich Callahan", with a long horizontal flourish extending to the right.

Letters of Opposition

From: [Krystlepaige](#)
To: [Taci Wrisley](#)
Subject: Zoning
Date: Monday, October 14, 2013 1:27:02 PM

As a homeowner I would just like to say that I object to the re zoning of the land on LD Lockett near precinct line as it is currently proposed. My home is next door to the proposed development and while I welcome development, I think the developer is making the lots way too small. The lots are nearly half the size of the lots in Reatta Place. Also I think the developer should agree to not have second floor windows on homes that border our subdivision. Thank you for your attention to this matter-

Krystle Joyner
5514 Texas trail
Colleyville

Sent from my iPhone

Letters of Opposition

Colleyville Community Development Department.

RE: Zoning Case ZC13-014

I wish to express my opposition to the proposed plan for development known as Heron Park. It is truly a disappointment to see the rural beauty of Twisted G ranch leave, but I it is unreasonable to think the property would never be sold and developed.

My opposition, is not that residential homes will replace the existing pasture, but the number of homes that are planned to be put on this property. I would sincerely request the Commission to consider the following points.

- **Traffic.** LD Lockett is already a heavily trafficked road experiencing high volumes of back-up problems. Adding this many additional homes to an already existing congestion problem creates a city infrastructure problem. Should this plan be approved will the City of Colleyville widen and/or improvement LD Lockett? What will the capital improvement fee be on the existing residents for roadway expansion and improvements???
- **Setbacks.** The proposed plan allows for a ridiculous 5 foot minimums between homes. Presently my backyard has an expansive unobstructed view of the front acreage on LD Lockett. The proposed plan would call for 1 and a half homes to be directly behind me. That means within 105 feet there will be structures with an average height of 30 feet tall.
- **Environment/Ecology.** The physical features of a community, such as topography, soils, floodplains, climate and similar factors, create the natural environment of the area and can often play important roles in shaping the urban setting. Where is the environmental impact study and the existing ponds that Reatta currently maintains in addition to Little Bear Creek? Heron, Crane, Ducks, Canada Geese - all share in negative impact this will have as a high volume housing development. The existing Reatta pond in addition to sub-outlets of Little Bear Creek would have ecological damage with this high volume of homes, and goes directly against the fundamental programs the City of Colleyville has instituted such as "Keep Colleyville Beautiful". By destroying this ecosystem you will be taking away the very setting you promised to maintain.
- **Financial impact.** We recently had our home appraised for the market. Our agent and appraiser have informed us that due to the close proximity and amount of the homes currently planned, this will have a substantially negative impact on our existing Reatta Place value and asking price. This will affect the resale value of my home as well as impede the ability of a buyer to get proper financing if the home appraises for less than the sales price. This affects the entire Reatta community by de-valuing our existing homes as well as the commitment we made to this community when we chose to live here.
- **Continuity.** Existing and adjacent properties are all larger lots. Our subdivision lots are

Letters of Opposition

all above 1/3 acre. Lavaca Trail is 1/2 acre lots. The new development on the former Stadjuhar property has been approved for 17 R20 lots. Former Mayor Baker states: "Despite Colleyville's vigorous growth, residents of this primarily family community enjoy rural peace, safety, and charm." In fact the former Mayor Baker in the magazine is quoted to say. "According to Mayor Baker, the city's big push will be toward attracting more quality retail establishments while maintaining a rural flavor." 49 homes stacked 10 feet apart does not reflect a rural small town environment. By creating this development we lose everything about Colleyville that brought us to this location and leaves us with a 'tract home' environment living high capacity dwelling. You diminish and again de-value the existing surrounding communities!

- **Your role**. As City Officials we shouldn't have to remind you that your obligation is to the future of Colleyville and it's present tax paying residents and not to outside developers. If this plan approved in its existing capacity, you have taken what little existing green space is left in our community, and sold out for a meager tax revenue.

We ask that this committee to please deny this plan and require the developer to modify his plan that would be more in line with interests of this city and its surrounding residents.

*Larger lots - 1/3 to 1/2 acre

*Side setbacks of greater than 10 feet

*Neighbors affected on the North Entrance to have an even greater setback

*Developer requirement to have single story homes only on the ^{East} North side affecting Reatta neighbors.

We thank the committee for hearing my concerns.

Chris and Karen Belford

(Reatta Place)

5700 Texas Trail

Letters of Opposition

From: [Sylvia Dayer](#)
To: [Ron Ruthven](#); [Taci Wrisley](#)
Subject: Case Number: ZC13-014
Date: Tuesday, October 15, 2013 11:45:38 AM
Importance: High

To whom it may concern,

I was unable to attend the Planning and Zoning meeting yesterday; however, I'd like to state that my husband, Anthony and I, residing at 5505 Texas Trail, are opposed to the proposed development plan. We completely understand that the land has been purchased and the developer must begin building their community. However, what we don't understand is how they expect that their current plan will meet the requirements and standards of the City of Colleyville.

We ask the City of Colleyville planning and zoning committee to reconsider having the developer change his plans. Some points to consider would be plan for larger lots, fewer homes, preserve as many trees as they possibly can. How will the 49 proposed homes affect the Colleyville community? LD Locket is already congested. Reatta's property value may be negatively impacted with their current plan. Please consider denying or continuing the case to allow the developers additional time to modify the proposal.

Please contact me directly with any questions or concerns regarding this email, I can be reached at 817-243-1204.

Kind Regards,

Anthony and Sylvia Dayer
5505 Texas Trail
Colleyville, Tx. 76034
(817) 243-1204

Sylvia Dayer

[LinQ](#) Transport, Inc.

P: (972)522-1500 Ext. 302

F: (972)573-4238

Letters of Opposition

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|...LINQ TRANSPORT| ||'|";, ____.
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Letters of Opposition

From: [Tran, Ngoc](#)
To: [Ron Ruthven](#); [Taci Wrisley](#)
Subject: Case # ZC13-014
Date: Tuesday, October 15, 2013 8:00:37 AM

Good Morning,

My name is Ngoc Tran and I live in Reatta Place at 5609 Texas Trail, Colleyville, TX. I am writing in reference to Case # ZC13-014. I am opposing the current plan for development as it stands. My main concern is that the proposed home sites are too small and would drastically reduce our and the surrounding homes values.

Thank you very much for your considerations.

Ngoc Tran

This electronic transmission and any attached files are intended solely for the person or entity to which they are addressed and may contain information that is privileged, confidential or otherwise protected from disclosure under applicable law. Any review, retransmission, dissemination or other use, including taking any action concerning this information by anyone other than the named recipient, is strictly prohibited. If you are not the intended recipient or have received this communication in error, please immediately notify the sender by return email and delete the original message from your system.

Letters of Opposition

From: [Ron Ruthven](#)
To: [Taci Wrisley](#)
Subject: FW: Please deny case ZC13-014
Date: Monday, October 14, 2013 9:54:18 PM

FYI

Ron Ruthven, AICP, Director
Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034
(817)503-1052
fax (817)503-1059



www.colleyville.com

We value your opinion. Please take a moment to take our survey, [click here](#)

From: Cheryl Stine [mailto:]
Sent: Monday, October 14, 2013 8:55 PM
To: Ron Ruthven
Subject: Please deny case ZC13-014

We live at 5604 Reatta pl, we ask that you
Please deny case ZC13-014.

Thanks,

Cheryl Stine

Letters of Opposition

10-10-13

Lou Ann Freeman
3518 Texas Trail
Colleyville, Texas 76034

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

RECEIVED

OCT 15 2013

Per HW

To The City of Colleyville,

I wish to record my protest regarding the new development planned at the corner of Precinct Line Road and L.D. Bockett. It is unbelievable the city would entertain 50 homes on this small area to be 0 lot line homes with small footage. To me it is an insult to the character of the city and to the adjoining properties. It is very conceivable that when the build-out is complete there would be over 200 people. The additional tax revenue is not worth the damage to the ideal people have of Colleyville - quality homes - large lots - quality homeowners. The additional burden on L.D. Bockett and Precinct Line will be considerable. The traffic will be detrimental to the roads not to mention the nightmare in getting out of the neighborhood. I worry about the security of our pond area and especially the homes that border the pond - my home being one of those. Thank you for making this a part of the public record and for your consideration.

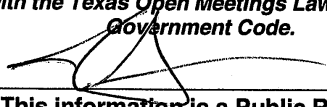
Lou Ann Freeman

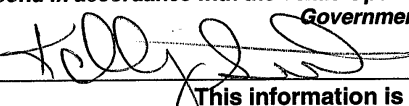
Letters of Opposition

SPEAKER CARD	
Date: <u>10/14/2013</u>	
☒ I will speak In Support of this item.	
☐ I will speak In Opposition to this item.	
☐ I do not wish to speak, but please record my: ☐ support ☐ opposition	
Agenda Item Number: <u>2C13-014</u>	
Name: <u>Bruce Mills</u>	
Address: <u>5509 TEXAS TRAIL</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>214 255-5012</u>	Representing: <u>Self/Realty HBA</u> (organization/self)
I understand I am limited to speaking for five minutes.	
For business not listed on the agenda as a Public Hearing, Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.	
Signed: <u>Bruce A. Mills</u>	This information is a Public Record.

SPEAKER CARD	
Date: <u>10/14/2013</u>	
☐ I will speak In Support of this item.	
☒ I will speak In Opposition to this item.	
☐ I do not wish to speak, but please record my: ☐ support ☐ opposition	
Agenda Item Number: <u>2C13-014</u>	
Name: <u>ROBERT G. NELSON</u>	
Address: <u>5522 TEXAS TRAIL</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>(817) 369-4126</u>	Representing: <u>Self</u> (organization/self)
I understand I am limited to speaking for five minutes.	
For business not listed on the agenda as a Public Hearing, Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.	
Signed: <u>Robert G. Nelson</u>	This information is a Public Record.

Letters of Opposition

Date: <u>10/14/2013</u>	SPEAKER CARD
☐ I will speak In Support of this item.	
☒ I will speak In Opposition to this item.	
☐ I do not wish to speak, but please record my: ☐ support ☐ opposition	
Agenda Item Number: <u>2C13-014</u>	
Name: <u>JABROO + AMARDA UPTON</u>	
Address: <u>5604 Texas Trail</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>972-974-5135</u>	Representing: <u>Self + Plover HOA</u> (organization/self)
<i>I understand I am limited to speaking for five minutes.</i>	
<i>For business not listed on the agenda as a Public Hearing, Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.</i>	
Signed: 	
This information is a Public Record.	

Date: <u>10-13-13</u>	SPEAKER CARD
☐ I will speak In Support of this item.	
☒ I will speak In Opposition to this item.	
☐ I do not wish to speak, but please record my: ☐ support ☐ opposition	
Agenda Item Number: <u>2C13-014</u>	
Name: <u>Kelly Smith</u>	
Address: <u>5704 Texas Trail</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>817-577-9928</u>	Representing: <u>Self</u> (organization/self)
<i>I understand I am limited to speaking for five minutes.</i>	
<i>For business not listed on the agenda as a Public Hearing, the Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.</i>	
Signed: 	
This information is a Public Record.	

Letters of Opposition

Date: 10-14-13

SPEAKER CARD

☐ I will speak In Support of this item.

☐ I will speak In Opposition to this item.

☒ I do not wish to speak, but please record my: ☐ support ☒ opposition

Agenda Item Number: ZC13-014

Name: Krystle Jayner

Address: 5514 Texas Trail

City: Colleyville

State: TX

Zip Code: 76034

Telephone Number: 817-366-9866 Representing: _____
(organization/self)

I understand I am limited to speaking for five minutes.

For business not listed on the agenda as a Public Hearing, the Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.

Signed: Krystle Jayner

This information is a Public Record.

Date: 10/14/13

SPEAKER CARD

☐ I will speak In Support of this item.

☐ I will speak In Opposition to this item.

☒ I do not wish to speak, but please record my: ☐ support ☒ opposition

Agenda Item Number: ZC13-014

Name: Karen Belford

Address: 5700 - Texas Trail

City: Colleyville

State: TX

Zip Code: 76034

Telephone Number: 817-561-2268 Representing: Self
(organization/self)

I understand I am limited to speaking for five minutes.

For business not listed on the agenda as a Public Hearing, the Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.

Signed: Karen Belford

This information is a Public Record.

Letters of Opposition

Date: 10/14/13

SPEAKER CARD

☐ I will speak **In Support** of this item.

☒ I will speak **In Opposition** to this item.

☒ I do not wish to speak, but please record my: ☐ support ☒ opposition

Agenda Item Number: KK13-014

Name: Christopher M Belford

Address: 5702 Texas Trail

City: Colleyville

State: TX

Zip Code: 76248

Telephone Number: (817) 581-2268

Representing: _____
(organization/self)

I understand I am limited to speaking for five minutes.

For business not listed on the agenda as a Public Hearing, the Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.

Signed: 

This information is a Public Record.

SPEAKER CARD

Date: 11/5/2013

Agenda Item Number: 6

For example: **5a (this can be found on the far left side of the agenda copy)**

_____ I will speak **In Support** of this item. X I will speak **In Opposition** to this item.

_____ I do not wish to speak, but please record my: _____ **support** _____ **opposition**

Name: Jarrod Upton

Address: 5604 Texas Trail

City: Colleyville, TX 76034

I understand I am limited to speaking for five minutes. For agenda items not listed on the agenda as a Public Hearing, City Council cannot respond to speakers in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code. This includes persons speaking under the Citizen's Comments section of the agenda.

Signed: _____

This information is a Public Record

SPEAKER CARD

Date: 11/05/13

Agenda Item Number: 6

For example: **5a (this can be found on the far left side of the agenda copy)**

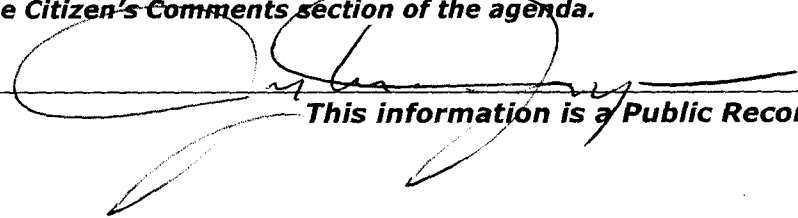
_____ I will speak **In Support** of this item. _____ I will speak **In Opposition** to this item.

☒ I do not wish to speak, but please record my: _____ **support** ☒ **opposition**

Name: JUSTIN JOYNER

Address: 5514 TX TRL City: COLLEYVILLE

I understand I am limited to speaking for five minutes. For agenda items not listed on the agenda as a Public Hearing, City Council cannot respond to speakers in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code. This includes persons speaking under the Citizen's Comments section of the agenda.

Signed:  _____

This information is a Public Record

Letters of Support

From: [Craig Walter](#)
To:
Cc: [Ron Ruthven](#); [Bill Elliott](#); [Taci Wrisley](#)
Subject: Heron Pond Development Meeting
Date: Monday, October 14, 2013 12:35:22 PM

Good Afternoon Kosse,

I wanted to send you this email expressing how much I appreciated the presentation and Q&A you and your partner, Jody Boyd, provided for the homeowners of Emerald Park last night concerning the proposed Heron Pond development.

I was impressed with the attention-to-detail that has been invested in this specific proposed development and in what I've found in my experience with other developments you have been part of, especially in the Southlake area. Having been a past homeowner in Southlake before choosing to 'downsize' and purchase our home in Colleyville/Emerald Park, I'm quite familiar with your other developments. I think your proposed development makes excellent use of the property and the natural existing ponds and serves both the city and prospective home buyers with a quality product that is in very high demand from others like myself that want to 'downsize' into a home from 2,800 - 4,000 square feet. There are many affluent couples wanting homes and floor plans similar to what will be available in Heron Pond that possess high-end quality amenities and are built on slightly smaller lots which will require reduced demands of lawn maintenance and constant landscaping work, but yet the lots are large enough to embrace quality outdoor living as well as having a pool, if desired.

I absolutely support your plans and wish you much success! I am copying selected members of the Colleyville Community Development team and I hope they share my email with the proposed new members to the Planning and Zoning committee and any other decision-makers regarding this development. I also plan to be in attendance at the public meeting this evening at 7:00 p.m.

Best regards,

Craig Walter

5910 Crescent Lane
Colleyville, TX 76034
(817) 919-0864

Letters of Support

Date: October 14, 2013

SPEAKER CARD

☒ I will speak **In Support** of this item.

☐ I will speak **In Opposition** to this item.

☐ I do not wish to speak, but please record my: ☒ **Support** ☐ **opposition**

Agenda Item Number: 6a

Name: Craig Walter

Address: 5910 Crescent Lane

City: Colleyville State: TX Zip Code: 76034

Telephone Number: 817-919-0864 Representing: _____
(organization/self)

I understand I am limited to speaking for five minutes.

For business not listed on the agenda as a Public Hearing, the Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.

Signed: Craig Walter

This information is a Public Record.

SPEAKER CARD

Date: 11/5/2013

Agenda Item Number: 6a

For example: 5a (this can be found on the far left side of the agenda copy)

☒ I will speak **In Support** of this item. ☐ I will speak **In Opposition** to this item.

☐ I do not wish to speak, but please record my: ☒ **support** ☐ **opposition**

Name: CRAIG A. WALTER

Address: 5910 CRESCENT LN

City: COLLEYVILLE, TX

I understand I am limited to speaking for five minutes. For agenda items not listed on the agenda as a Public Hearing, City Council cannot respond to speakers in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code. This includes persons speaking under the Citizen's Comments section of the agenda.

Signed: Craig A. Walter

This information is a Public Record

Revised Statement of Planning Objectives

Heron Pond

Colleyville, Texas – November 13, 2013

Sage Group, Inc.

Statement of Planning Objectives-

Heron Pond is a proposed residential neighborhood to be developed by Hat Creek Development under the Planned Unit Development regulations for Residential development (PUD-R) in the City of Colleyville. The 15.43 acre property is located on the south side of LD Lockett Road, just east of Precinct Line Road. The property is currently shown on the Future Land Use Plan as Retail, but is zoned for Residential (R-40) and is occupied by an equestrian facility, open space and agricultural areas.

The surrounding area is fully developed. Across the street to the north is the existing Emerald Park neighborhood, to the west lies Community and Commercial Uses, containing the corner gasoline station/ convenience store/ package store, and the Bear Valley Community Church. To our south and east is the Reatta Place PUD-R Residential neighborhood.

The subject tract is shown on the Future Land Use Plan as “Retail,” however we believe there would be a limited market for Retail Uses in this location, as there is no remaining frontage on Precinct Line Road, and that a better use for this property would be to begin a transition from the Commercial to the west, to the PUD-R Single Family Residential to the east with a suitable Single-Family Residential use.

This proposal, which transitions between the Commercial Tracts to the west along Precinct Line Road with residential lots averaging over 8,400 s.f. to the larger lots in Reatta Place, and over 22% Open Space, is consistent with this and- we believe- the surrounding uses.

The property generally slopes toward the drainage swale and lake that runs from the north to the south through the property. All of our street and lot drainage would be directed toward this area and would not affect any of the neighboring properties.

We have commissioned a drainage study to illustrate the current conditions and make sure this development- as proposed- would meet the requirements of the ordinances regulating development and drainage.

Revised Statement of Planning Objectives

Quality and compatibility with the adjacent residential, as well as the rest of Colleyville are essential, and we have designed this proposal with those goals in mind.

The residences planned for Heron Pond will be very upscale, with selling prices estimated to range between \$400,000 to over \$600,000. The development will have as its focal point, and feature, a pond and landscaped perimeter. The main entry road has been located directly across from the Emerald Park Entry, but also to take advantage of the resulting entry view toward the landscaped central lake area.

The internal road is planned to be a gated private road with a Resident/ Visitor gate at the western entry, across from the existing gated entry into Emerald Park, designed to meet all the city standards for such an entry. The eastern entry will be resident-only, providing a second point of access. We propose to build the normal Colleyville street section of 31' (back of curb to back of curb), in a 40' R.O.W. with 5' utility and sidewalk easements on either side.

In addition to some of the existing trees we will save within the open space areas, there will be a requirement of a front yard tree for every residential lot to be installed by the home builders, adjacent to the street right of way. A minimum of two trees will also be installed in the rear yard of each lot backing to the neighboring lots in Reatta Place, at the eastern boundary, where existing trees do not already exist. To encourage pedestrian activity in the neighborhood, sidewalks will be built along the front of each lot, as well as a 5' trail around the lake. The indicated landscaped setback, along LD Lockett, will be preserved within an open space lot, to be owned and maintained by the Heron Pond Homeowners Association.

The scale and orientation of the development has been designed to have an inviting visual flow with the existing neighborhoods and surrounding uses. The design criteria of the homes will create high quality homes in keeping with both the immediate neighborhood and Colleyville as a whole.

Development Schedule

Heron Pond will be developed in a single phase with the development commencing upon the successful completion of the zoning and platting and the subsequent approval of the final plat and engineering plans. Construction of homes is anticipated to start immediately upon completion of the subdivision's infrastructure.

Economic Development Information

Heron Pond will have a total of forty-nine (49) homes, each with an average estimated value upon completion of approximately \$400,000 to over \$600,000, resulting in an overall tax base of \$24,500,000, based on a \$500,000 estimated average. At the current tax rate of 2.694677%, the total taxes generated from the development are projected to be \$654,000, with \$ 91,250 generated directly for the City.

Revised Statement of Planning Objectives

Development Standards

Permitted Land Use: Single Family Residential Detached

Residential Lot Requirements and Setbacks:

Residential lot requirements and setbacks shall comply with the following provisions. Planning Area "A" refers to those lots adjacent to the far eastern property line. All other lots comprise Planning Area "B."

Planning Area "A"

- | | |
|----------------------------|--|
| a. Minimum Lot Size | 9,000 square feet |
| b. Typical Lot Width | 74 feet |
| c. Minimum Lot Width | 60 feet (inside corner lot) |
| d. Minimum Lot Depth | 120 feet |
| e. Front Building Line | 20 feet; or 15 feet for a front swing garage |
| f. Side Building Line | One story Home: 7 feet; Two story Home: 10' |
| g. Rear Building Line | 25 feet |
| h. Maximum Building Height | 35 feet |
| i. Maximum Lot Coverage | 65% |
| j. Minimum House Size | 2,800 s.f. |

Planning Area "B"

- | | |
|----------------------------|--|
| a. Average Lot Size | 7,800 square feet |
| b. Minimum Lot Size | 7,000 square feet |
| c. Typical Lot Size | 60 feet |
| d. Minimum Lot Width | 47 feet (inside corner lots) |
| e. Minimum Lot Depth | 120 feet |
| f. Front Building Line | 20 feet; or 15 feet for a front swing garage |
| g. Side Building Line | 5 feet, or 0/10 or 1/9 feet with a 10 foot minimum between buildings |
| h. Rear Building Line | 10 feet |
| i. Maximum Building Height | 35 feet |
| j. Maximum Lot Coverage | 65% |
| k. Minimum House Size | 2,500 s.f. |

Exterior Materials: 80% Masonry; all siding shall be of a cementitious material.

Roof Materials: Minimum 240 lb. dimensional shingle.

Minimum Roof Pitch: Minimum of a 10:12 roof pitch.

Garage Standard: Minimum of a two car garage, with enhanced decorative doors.

Fencing: A minimum 6' masonry screen wall will be built along the LD Lockett frontage, and adjacent to each entry.

Revised Statement of Planning Objectives

Wood fencing between lots is permitted. All front elevation fences, from the front of the house to the side property line, shall be open style fencing of decorative metal, and/or masonry. All lot boundaries along Common Open Space areas shall be open style fencing of Decorative Metal, and/or Masonry.

Where lots back to existing the existing residential lots in Reatta Place, we have agreed to construct a new 8' Cedar Fence on metal poles. Where open space lots border adjacent properties, either the existing fence will be maintained, or a Decorative Metal or Wooden fence will be installed, as per the Fencing Plan.

Streetscape Standards: Minimum of two (2) three-inch (3") caliper tree per each front yard of all lots, and two (2) three inch (3") caliper trees per each rear yard of lots backing to the eastern boundary (credit toward this requirement for preserving existing trees will be given). Fully landscaped and sprinklered front and rear yard within sixty days of completing a house.

Front Yard Maintenance: The open space lots within the subdivision shall be maintained in a consistent, uniform manner by the Heron Pond Homeowners Association through dues collected from the individual homeowners. Membership in the Homeowner's Association will be mandatory.

Street Design Standards:
Right of Way: Forty feet (40')
Travel Lane Width: Thirty-one foot (31'), back of curb to back of curb
Turning Radii: Twenty feet (20')

Open Space Standards: The Common Open Space shall be either left natural (where disturbance and irrigation may harm existing trees) or fully landscaped and irrigated with a combination of trees and shrubbery pursuant to an approved landscape plan. The Common Open Space shall be owned and operated by the Heron Pond Homeowners Association which shall have a mandatory membership of all homeowners and shall collect dues in amounts satisfactory to maintain the Common Open Space. The Association shall have fine and lien rights as permitted by law to enforce compliance with the rules of the association.

Signage: A monument sign identifying the subdivision shall be built at the entries from LD Lockett and/or incorporated into the masonry wall adjacent to that entry. All street and stop signs, and light standards shall decorative.

Summary of Agreements with Neighboring Property Owners

Heron Pond

Agreements made with the neighbors:

1. Developer to build a new 8' cedar fence with metal posts along our eastern common property line with the adjacent homes in Reatta. To be installed with initial development.
2. Plant two minimum 3" caliper trees in each back yard on the eastern property line where there are no existing trees. To be installed upon completion of the homes.
3. Plant two minimum 3" caliper front yard trees in every lot at the time of home construction. (Increase from one).
4. Will work in concert with Reatta Place to secure the escrowed funds and utilize them to build the northern section of the trail across the Reatta open space.
5. Agree to several construction standards:
 - Minimum home area of 2,800 s.f. for lots backing up to Reatta homes, and 2,500 s.f. for all other lots.
 - Increase side setbacks for lots backing to Reatta homes to 7'.
 - Increase rear setback for lots backing to Reatta homes to 30'.
 - Require a minimum roof pitch of 10:12.
 - Require a minimum dimensional shingle of 240 lb.
 - Require a minimum 2 car garage, with enhanced decorative doors.
 - Require an 80% Masonry minimum; all siding shall be of a cementitious material.
6. Agreed to (and did) change our subdivision layout to match the Reatta setbacks along L. D. Lockett where they meet. This is in order to provide a smoother feel as you travel west to east along L. D. Lockett.
7. We agreed with Bear Valley Community Church that the new subdivision would not interfere with the normal field of play at the existing Baseball Field.

Statement of Planning Objectives

Heron Pond

Colleyville, Texas – October 7, 2013

Sage Group, Inc.

Statement of Planning Objectives-

Heron Pond is a proposed residential neighborhood to be developed by Hat Creek Development under the Planned Unit Development regulations for Residential development (PUD-R) in the City of Colleyville. The 15.43 acre property is located on the south side of LD Lockett Road, just east of Precinct Line Road. The property is currently shown on the Future Land Use Plan as Retail, but is zoned for Residential (R-40) and is occupied by an equestrian facility, open space and agricultural areas.

The surrounding area is fully developed. Across the street to the north is the existing Emerald Park neighborhood, to the west lies Community and Commercial Uses, containing the corner gasoline station/ convenience store/ package store, and the Bear Valley Community Church. To our south and east is the Reatta Place PUD-R Residential neighborhood.

The subject tract is shown on the Future Land Use Plan as “Retail,” however we believe there would be a limited market for Retail Uses in this location, as there is no remaining frontage on Precinct Line Road, and that a better use for this property would be to begin a transition from the Commercial to the west, to the PUD-R Single Family Residential to the east with a suitable Single-Family Residential use.

This proposal, which transitions between the Commercial Tracts to the west along Precinct Line Road with residential lots averaging over 8,400 s.f. to the larger lots in Reatta Place, and over 22% Open Space, is consistent with this and- we believe- the surrounding uses.

The property generally slopes toward the drainage swale and lake that runs from the north to the south through the property. All of our street and lot drainage would be directed toward this area and would not affect any of the neighboring properties.

We have commissioned a drainage study to illustrate the current conditions and make sure this development- as proposed- would meet the requirements of the ordinances regulating development and drainage.

Statement of Planning Objectives

Quality and compatibility with the adjacent residential, as well as the rest of Colleyville are essential, and we have designed this proposal with those goals in mind.

The residences planned for Heron Pond will be very upscale, with selling prices estimated to range between \$400,000 to over \$600,000. The development will have as its focal point, and feature, a pond and landscaped perimeter. The main entry road has been located directly across from the Emerald Park Entry, but also to take advantage of the resulting entry view toward the landscaped central lake area.

The internal road is planned to be a gated private road with a Resident/ Visitor gate at the western entry, across from the existing gated entry into Emerald Park, designed to meet all the city standards for such an entry. The eastern entry will be resident-only, providing a second point of access. We propose to build the normal Colleyville street section of 31' (back of curb to back of curb), in a 40' R.O.W. with 5' utility and sidewalk easements on either side.

In addition to some of the existing trees we will save within the open space areas, there will be a requirement of a front yard tree for every residential lot to be installed by the home builders, adjacent to the street right of way. A minimum of two trees will also be installed in the rear yard of each lot backing to the neighboring lots in Reatta Place, at the eastern boundary, where existing trees do not already exist. To encourage pedestrian activity in the neighborhood, sidewalks will be built along the front of each lot, as well as a 5' trail around the lake. The indicated landscaped setback, along LD Lockett, will be preserved within an open space lot, to be owned and maintained by the Heron Pond Homeowners Association.

The scale and orientation of the development has been designed to have an inviting visual flow with the existing neighborhoods and surrounding uses. The design criteria of the homes will create high quality homes in keeping with both the immediate neighborhood and Colleyville as a whole.

Development Schedule

Heron Pond will be developed in a single phase with the development commencing upon the successful completion of the zoning and platting and the subsequent approval of the final plat and engineering plans. Construction of homes is anticipated to start immediately upon completion of the subdivision's infrastructure.

Economic Development Information

Heron Pond will have a total of forty-nine (49) homes, each with an average estimated value upon completion of approximately \$400,000 to over \$600,000, resulting in an overall tax base of \$24,500,000, based on a \$500,000 estimated average. At the current tax rate of 2.694677%, the total taxes generated from the development are projected to be \$654,000, with \$ 91,250 generated directly for the City.

Statement of Planning Objectives

Development Standards

Permitted Land Use: Single Family Residential Detached

Residential Lot Requirements and Setbacks:

Residential lot requirements and setbacks shall comply with the following provisions. Planning Area “A” refers to those lots adjacent to the far eastern property line. All other lots comprise Planning Area “B.”

Planning Area “A”

- | | |
|----------------------------|--|
| a. Minimum Lot Size | 9,000 square feet |
| b. Typical Lot Width | 74 feet |
| c. Minimum Lot Width | 60 feet (inside corner lot) |
| d. Minimum Lot Depth | 120 feet |
| e. Front Building Line | 20 feet; or 15 feet for a front swing garage |
| f. Side Building Line | 5 feet |
| g. Rear Building Line | 25 feet |
| h. Maximum Building Height | 40 feet |
| i. Maximum Lot Coverage | 65% |
| j. Minimum House Size | 2,800 s.f. |

Planning Area “B”

- | | |
|----------------------------|--|
| a. Average Lot Size | 7,800 square feet |
| b. Minimum Lot Size | 7,000 square feet |
| c. Typical Lot Size | 60 feet |
| d. Minimum Lot Width | 47 feet (inside corner lots) |
| e. Minimum Lot Depth | 120 feet |
| f. Front Building Line | 20 feet; or 15 feet for a front swing garage |
| g. Side Building Line | 5 feet, or 0/10 or 1/9 feet with a 10 foot minimum between buildings |
| h. Rear Building Line | 10 feet |
| i. Maximum Building Height | 40 feet |
| j. Maximum Lot Coverage | 65% |
| k. Minimum House Size | 2,500 s.f. |

Exterior Materials: 80% Masonry; all siding shall be of a cementitious material.

Roof Materials: Minimum 240 lb. dimensional shingle.

Minimum Roof Pitch: Minimum of a 10:12 roof pitch.

Garage Standard: Minimum of a two car garage, with enhanced decorative doors.

Fencing: A minimum 6' masonry screen wall will be built along the LD Lockett frontage, and adjacent to each entry.

Statement of Planning Objectives

Wood fencing between lots is permitted. All front elevation fences, from the front of the house to the side property line, shall be open style fencing of decorative metal, and/or masonry. All lot boundaries along Common Open Space areas shall be open style fencing of Decorative Metal, and/or Masonry.

Where lots back to existing the existing residential lots in Reatta Place, we have agreed to construct a new 8' Cedar Fence on metal poles. Where open space lots border adjacent properties, either the existing fence will be maintained, or a Decorative Metal or Wooden fence will be installed, as per the Fencing Plan.

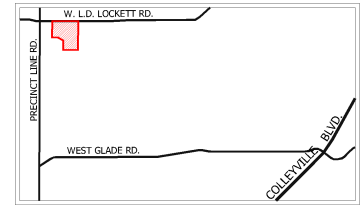
Streetscape Standards: Minimum of one (1) three-inch (3") caliper tree per each front yard, and two (2) three inch (3") caliper trees per each rear yard of lots backing to the eastern boundary (credit toward this requirement for preserving existing trees will be given). Fully landscaped and sprinklered front and rear yard within sixty days of completing a house.

Front Yard Maintenance: The open space lots within the subdivision shall be maintained in a consistent, uniform manner by the Heron Pond Homeowners Association through dues collected from the individual homeowners. Membership in the Homeowner's Association will be mandatory.

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Right of Way: Forty feet (40')
Travel Lane Width: Thirty-one foot (31'), back of curb to back of curb
Turning Radii: Twenty feet (20')

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Signage: A monument sign identifying the subdivision shall be built at the entries from LD Lockett and/or incorporated into the masonry wall adjacent to that entry. All street and stop signs, and light standards shall decorative.



Legend

4' Concrete Sidewalk

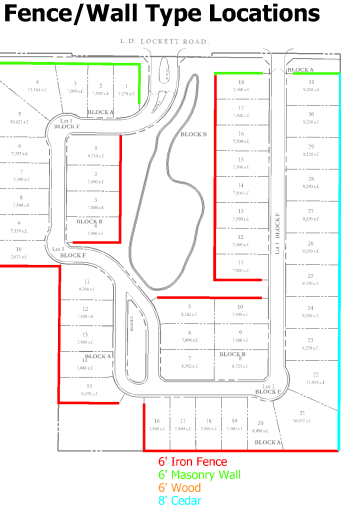
5' Concrete Trail

Common Open Space

60' Residential Lots (38)

74' Residential Lots (11)

R.O.W. Dedication



Owner:
Ronald Craig Gandy
1117 West L.D. Locket Road
Colleyville, TX 76034
817-714-0372

Owner:
Bear Valley Church
7900 Precinct Line Rd.
Colleyville TX, 76034
817-689-0845

Owner:
Mark D. Herron & Bliss A. Herron
1500 Bluebonnet Drive
Fort Worth, TX 76111
817-838-8214

Applicant:
Hat Creek Development
P.O. Box 92747
Southlake, Texas 76092
TEL. 817-329-3111
Contact: Kosse Maykus



Planner:

SAGE GROUP, INC.

Master Planning

Urban Design

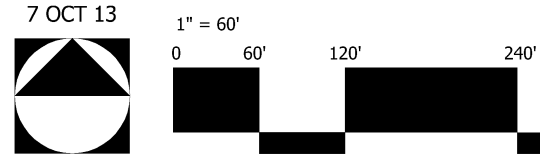
Architecture

Landscape Architecture

1130 N. Carroll Ave., Ste. 200

Southlake, Texas 76092

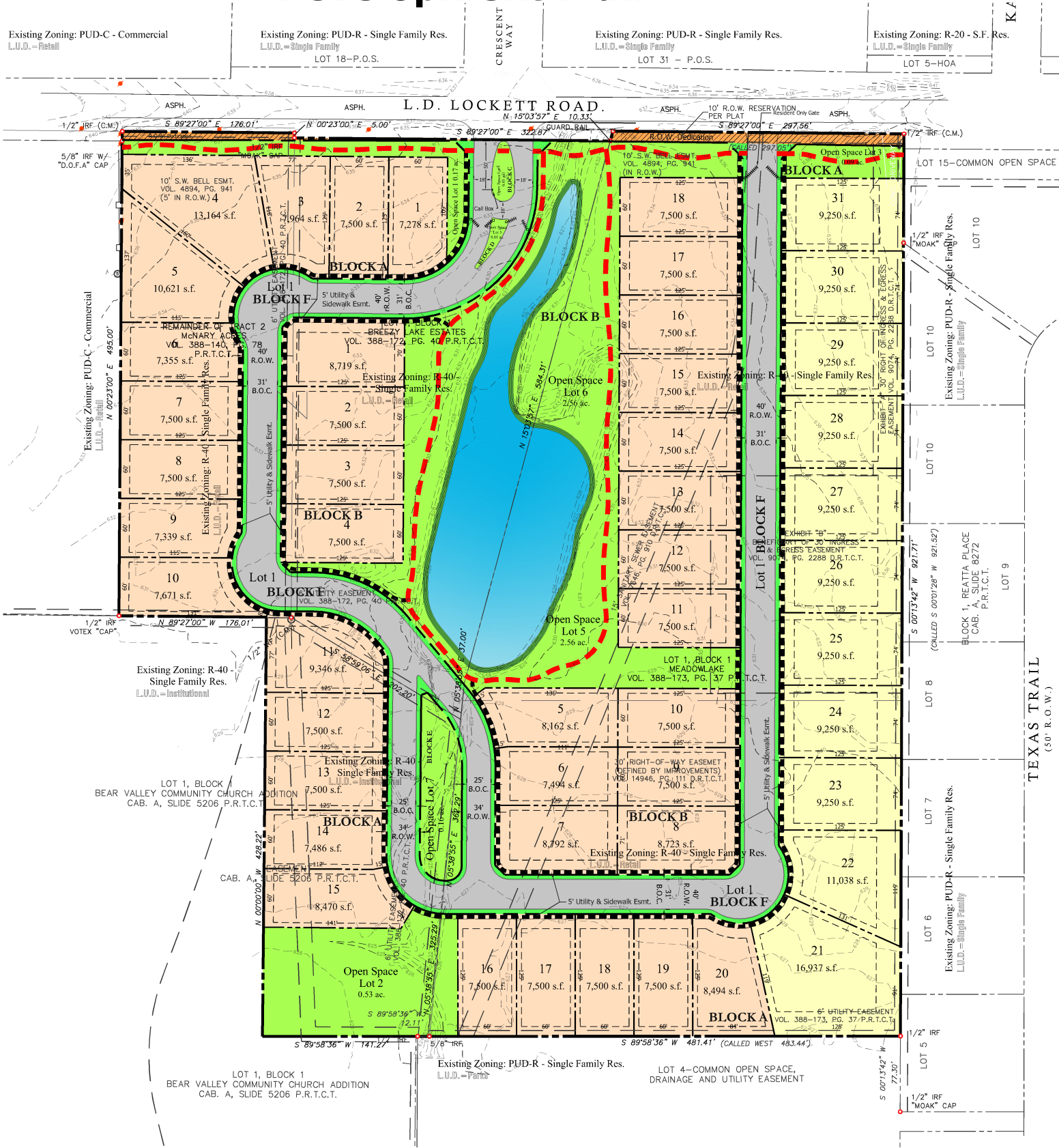
TEL. 817-424-2626



Development Plan

I. Carharrington Survey, Abstract No. 808

Development Plan



METES AND BOUNDS DESCRIPTION FOR ZONING EXHIBIT
FUTURE HERON POND - 15.17 ACRES
IN THE I. CARHARRINGTON SURVEY, A-808
CITY OF EULESS, TARRANT COUNTY, TEXAS

All that certain 15.17 acres of land, which is all of Lot 1, Block 1, Meadowlake, described in the plat recorded in Volume 388-173, Page 37 in the Plat Records of Tarrant County, Texas (P.R.T.C.T.) and all of Lot 1, Block 1, Breezy Lake Estates, described in the plat recorded in Volume 388-172, Page 40 P.R.T.C.T., and part of Tract 2, McNary Acres, described in the plat recorded in Volume 388-140, Page 76 P.R.T.C.T., and part of Lot 1, Block 1, Valley Community Church Addition, described in the plat recorded in Cabinet A, Slide 5206, the 1.002 acre tract, in the I. Caroline Survey, A-356, in the City of Colleyville, Tarrant County, Texas and more particularly described by metes and bounds as follows: (all bearings shown hereon are based on the south right-of-way line of L.D. Lockett Road (right-of-way varies), as shown on the plat of said Breezy Lake Estates and said Meadowlake);

BEGINNING at a 1/2" iron rod found for the northeast corner of said Lot 1, Block 1, Meadowlake, in the south right-of-way line of said L.D. Lockett Road;

THENCE South 00° 13' 42" West - 921.71' to the a 1/2" iron rod found for the southeast corner of the herein described tract, common to the northeast corner of Lot 4, Block 1, Reatta Place, described in the plat recorded in Cabinet A, Slide 8272 P.R.T.C.T.;

South 89° 58' 36" West - 622.68' to the most southerly southwest corner of the herein described tract;

THENCE North - 427.95' to a 1/2" iron rod found for the southeast corner of said Tract 2, McNary Acres, common to the southwest corner of Lot 1, Block 1, Breezy Lake Estates;

THENCE North 00° 23' 00" East - 495.00' to a 1/2" iron rod found for the northwest corner of the herein described tract, in the south right-of-way line of said L.D. Lockett;

THENCE along the south right-of-way line of said L.D. Lockett Road the following courses:

South 89° 27' 00" East - 176.01' to a 1/2" iron rod with a cap stamped "McNary" found for the northeast corner of said Tract 2, McNary Acres;

South 00° 23' 00" East - 5.00' to a 1/2" iron rod with a cap stamped "Moak" found for north west corner of said Lot 1, Block 1, Breezy Lake Estates;

South 89° 27' 00" East - 322.87' to the northeast corner of said Lot 1, Block 1, Breezy Lake Estates;

North 15° 03' 57" East - 10.33' to the northwest corner of said Lot 1, Block 1, Meadowlake;

South 89° 27' 01" East - 297.56' to the POINT OF BEGINNING and containing 15.17 acres of land.

THIS METES AND BOUNDS DESCRIPTION IS ISSUED FOR ATTACHMENT TO ZONING DOCUMENTS. IT IS NOT INTENDED FOR TITLE TRANSFER.

Site Data Summary Chart		
Single Family Residential Lots		
Common Areas		49 7
Residential Lots	62.47%	9.64 ac.
Open Space	22.10%	3.41 ac.
R.O.W.	14.65%	2.26 ac.
R.O.W. Dedication (on L.D. Lockett Rd.)	0.78%	0.12 ac.
Res. Gross Acreage	100.00%	15.43 ac.

Site Data	
Gross Acreage	15.43
Gross Density	3.18

Lot Summary	
Residential Lots	49
Minimum Building Lot Area	7,278 s.f.
Average Building Lot Area	8,436 s.f.
Common Areas	7

L.U.D. / Zoning	
Existing Zoning:	R-40
Proposed Zoning:	PUD-R

- Notes:**
- 60' WIDE LOTS - Front Setbacks are 20', or 15' with a swing garage
 - 60' WIDE LOTS - Rear Setbacks are 10' Typical
 - 60' WIDE LOTS -Side Setbacks are 5'
 - 74' WIDE LOTS - Front Setbacks are 20', or 15' with a swing garage
 - 74' WIDE LOTS - Rear Setbacks are 25' Typical
 - 74' WIDE LOTS - Side Setbacks are 7'
 - There will be no outside storage onsite
 - Open space lots & landscape easements will be maintained by the Homeowners Association (HOA).

Zoning Exhibit for
Zoning Change Request
From R-40 to PUD-R
Case # ZC-13-014 R-40 to PUD-R

Zoning Case #ZC13-014

Heron Pond

Colleyville, Tarrant County, Texas

Small Lot Development Comparison Chart - 1996 to 2013

Subdivision Name	Total Lots	Minimum Lot Width (feet)	Minimum Lot Depth (feet)	Minimum Lot Size (square feet)	Average Lot Size (square feet)	Maximum Lot Coverage	Master Plan Density - Dwelling Units Per Acre *	Land Development Code Density - Dwelling Units Per Acre **	Total Acres	Open Space	Approval Date	Ordinance
Spring Garden	45	36	70	2,520	2,700	90%	8	16.1	5.4	31.3%	12.17.96	O-96-1052
Villas of Caldwell Creek	43	59	115	6,594	7,408	50%	3.7	5.9	11.6	18.3%	4.1.97	O-97-1062
Bridges at Riverwalk	32	56	106	6,001	6,479	50%	3	6.7	10.0	24.0%	12.21.99	O-99-1192
Riverwalk at Colleyville	53	60	115	6,331	7,666	50%	3.2	5.7	20.0	20.0%	4.4.00	O-00-1210
Rosewood Villas	53	59	110	6,482	6,899	60%	3.6	6.3	14.8	21.4%	8.8.01	O-01-1286
Emerald Park	72	60	120	7,200	7,508	50%	3.5	5.8	20.2	19.6%	10.1.02	O-02-1366
Tiffany Park	25	60	100	7,200	7,580	50%	3.5	5.7	7.2	20.0%	10.21.03	O-04-1487
Tuscany	35	60	110	6,600	7,878	50%	3.9	5.5	8.8	6.6%	2.17.04	O-04-1442
Cambridge Place	38	50	58	4,500	5,300	60%	4.2	8.2	9.0	22.0%	7.6.04	O-04-1467
Heritage Oaks	103	30/40	90	2,700/3,600	3,600	90% and 75%	4.6	12.1	22.9	25.0%	03.21.06	O-09-1715
Villas at Oak Pointe	74	30/56	90/95/115	2,700/6,440	5,000	90% and 58%	3.7	8.7	13.6	22.0%	08.02.06	O-06-1584
Copperglen	22	55	105	5,924	6,650	65%	3.9	6.6	5.6	20.0%	10.17.06	O-06-1595
Villas of Colleyville	67	59	115	6,655	8,936	60%	3.4	4.9	19.8	21.0%	08.21.07	O-07-1627
Enclave at Arbor Estates	16	65	120	8,700	9,350	50%	2.9	4.7	5.6	19.3%	09.18.07	O-07-1634
Creekside at Colleyville	269	50	105	5,000	7,257	65%	2.4	6.0	108.5	20.0%	11.27.07	O-07-1645
Somerset Manor	77	50/60	100/110	5,000/6,600	6,000	50%	4	7.3	18.2	20.3%	05.05.08	O-08-1672
Ivy Glen	10	55	110	5,890	8,200	65%	3.4	5.3	3.0	20.0%	03.05.13	O-13-1864
The Preservation	36	60	140	8,500	9,170	50%	3	4.7	12.0	23.0%	05.14.13	O-13-1867
Average	59	56	106	6,207	6,866	57%	3.8	7.0	17.6	20.8%		
Zoning Case ZC13-014	49	47	120	7,000	7,800	65%	3.2	5.6	15.4	22.0%		

* Master Plan Density is calculated by dividing the total units in the development by the total acreage of the development

** Land Development Code Density is calculated by dividing the total units in the development by the total development acreage minus open space and right-of-way acreage



ORDINANCE O-13-1894

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF COLLEYVILLE, TEXAS, BY AMENDING THE OFFICIAL ZONING MAP AND CHANGING THE ZONING ON 15.4 ACRES ON LOT 1, BLOCK 1, OF THE BREEZY LAKE ESTATES, LOTS 1A AND 1B, BLOCK 1, OF THE MEADOWLAKE ADDITION, TRACT 2B, OF THE MCNARY ACRES ADDITION, AND A PORTION OF LOT 1, BLOCK 1, OF THE BEAR VALLEY COMMUNITY CHURCH ADDITION, LOCATED AT 1117, 1121, AND 1217 W. L.D. LOCKETT ROAD AND 7900 PRECINCT LINE ROAD FROM THE R40-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT TO THE PUD-R-PLANNED UNIT DEVELOPMENT RESIDENTIAL ZONING DISTRICT; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a rezoning under Case No. ZC13-014; 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 enact a new zoning ordinance; and

WHEREAS, the City Council has appointed a Planning and Zoning Commission to recommend the boundaries of the various original zoning districts and appropriate regulations be enforced therein and to recommend a new zoning ordinance; and

WHEREAS, the Planning and Zoning Commission has divided the City into districts and has prepared regulations pertaining to such districts in accordance with a comprehensive plan designed to lessen congestion in the streets; to secure safety from fire, panic, and other dangers; to promote health, general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration, among other things, to the character of the 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 Planning and Zoning Commission of the City of Colleyville and the City of Colleyville City Council, in compliance with the Charter of the City of Colleyville, and state law with reference to changes to zoning classifications under the Zoning Ordinance Regulations and Zoning Map, having given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally, and to the persons interested and situated in the affected area and in the vicinity thereof, the governing body of the City of Colleyville is of the opinion that said change in zoning should be made.

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 changing the zoning on 15.4 acres on Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, Tract 2B, McNary Acres Addition, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 1117, 1121, and 1217 W. L.D. Locket Road and 7900 Precinct Line Road from the R40-Single Family Residential zoning district to the PUD-R-Planned Unit Development Residential zoning district, as depicted in the attached Exhibit "A" and as legally described in Exhibit "B".
- Sec. 3. THAT the Official Zoning Map of the City of Colleyville be amended to incorporate the zoning change approved herein.
- Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

- a. The purpose of this PUD-R is for a single-family residential development of 49 detached dwelling units, constructed at a gross maximum density of 3.2 dwelling units per acre.

- b. This development shall be generally consistent with the Statement of Planning Objectives, attached as Exhibit "C".
- c. The subject property is subject to all the regulations contained in the Land Development Code, except where amended by this Ordinance.

2. DEVELOPMENT PLAN AND PLATTING

- a. The development shall be generally consistent with Exhibit "D", Conceptual Site Plan, which shall not be considered the preliminary plat. The actual street and lot arrangement may differ from that shown on Exhibit "D" to accommodate topographic, drainage, or other conditions.
- b. The developer shall submit and receive approval from the City, a Preliminary and Final Plat, approved in one or more phases, in accordance with the requirements of the Land Development Code prior to development of this PUD-R.

3. PERMITTED USES

- a. Single-family residences, detached
- b. Common open space areas

4. RESIDENTIAL LOT REQUIREMENTS AND SETBACKS

Residential lot requirements and setbacks shall comply with the following provisions:

Planning Area "A"

- a. Minimum Lot Size: 9,000 square feet
- b. Minimum Lot Depth: 120 feet
- c. Minimum Lot Width: 74 feet
- d. Front Building Line: 15 feet for a swing garage;
20 feet for a front facing
garage

- e. Side Building Line: 7 feet for one-story homes;
10 feet for two-story homes
- f. Rear Building Line: 30 feet
- g. Maximum Lot Coverage: 65 percent
- h. Minimum House Size: 2,800 square feet
- i. Maximum Building Height: 35 feet
- j. There shall be no more than three second story windows
on the rear of any home in Planning Area A.

Planning Area "B"

- a. Minimum Lot Size: 7,000 square feet
- b. Minimum Lot Depth: 120 feet
- c. Minimum Lot Width: 60 feet
- d. Front Building Line: 15 feet for a swing garage;
20 feet for a front facing
garage
- e. Side Building Line: 0, 5, 9, or 10 feet with a
minimum of 10 feet between
primary structures
- f. Rear Building Line: 10 feet
- g. Maximum Lot Coverage: 65 percent
- h. Minimum House Size: 2,500 square feet
- i. Maximum Building Height: 35 feet

5. RESIDENTIAL DESIGN REQUIREMENTS

The following requirements shall apply to all homes constructed in this development.

- a. Roofing Standards: Minimum roof pitch: 10:12. Roofing Materials: Minimum 240 lb. dimensional shingle.
- b. Garage Standard: A minimum two car garage shall be constructed with architecturally enhanced doors.
- c. Masonry: The exterior wall of all homes shall be composed of 80 percent masonry materials with a requirement that all siding shall be of a cementitious material.

6. OPEN SPACE

- a. This development shall provide a minimum of 22 percent common open space, as shown on Exhibit "D", which shall be for the leisure and recreational use of the development's residents. The open space shall comply with the provisions contained in the Land Development Code. All open space areas shall be landscaped and maintained by the Homeowner's Association (HOA).

7. PRIVATE STREETS AND SIDEWALKS

- a. Sidewalks along lot frontages shall be constructed by each homebuilder. All sidewalks shall be constructed in accordance with the requirements of the Land Development Code. A minimum five (5) foot wide trail shall be constructed within the open space area around and along the interior pond.
- b. All streets in this development shall be private. Right-of-way and pavement widths shall meet the following requirements: the minimum right-of-way for streets shall be 40 feet and the minimum pavement width for street shall be 31 feet, measured from back of curb to back of curb. A five foot utility easement shall be located along both sides of all internal streets.
- c. All gates shall meet the minimum requirements of Chapter 14-Engineering Design Standards in the Land Development Code.

8. FENCES, SCREENING AND LANDSCAPING

- a. Wood fencing between lots is permitted. All front elevation fences, from the front of the house to the side property line, shall be open style fencing of decorative metal, and/or masonry. All lot boundaries along common opens areas shall be open style fencing of decorative metal, and/or Masonry.
 - b. All lots backing to the common open space shall be open style fencing of decorative metal, and/or masonry.
 - c. Where lots back to the existing residential lots in the Reatta Place development, the developer shall construct a new eight (8) foot cedar fence on metal poles. Said fence shall be constructed prior to the final acceptance of public improvements.
 - d. All lots shall contain a minimum of two (2) three-inch (3") caliper trees in the front yard adjacent to the street right-of-way. Each lot shall be fully landscaped with an approved irrigation system in the front and rear yard prior to the final inspection.
 - e. A minimum of two (2) three-inch (3") caliper trees shall be planted in each rear yard where trees do not exist for all lots that back to the eastern boundary of the development prior to the final inspection.
- Sec. 5. 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. 6. 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. 7. 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. 8. 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. 9. THAT it has been found that there has been a change in conditions in the above described property, it is now necessary that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort, and general welfare, and requires that this ordinance shall take effect immediately from and after its passage.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 5th day of November 2013.

The second reading and public hearing being conducted on the 19th day of November 2013.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

City of North Richland Hills

Precinct Line Road

STERI CRES W L D LOCKETT

KAYS CT

Texas Trl

REATA PL

Subject Properties

PUD-C

PUD-R

R-20

R-40

7990

7970

7900

7720

1120

1217

1121

1117

5840

5836

5832

5828

5824

5820

5816

5812

5808

5804

5800

5843

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Exhibit B – Legal Description

**METES AND BOUNDS DESCRIPTION FOR ZONING EXHIBIT
FUTURE HERON POND - 15.17 ACRES
IN THE I. CARHARRINGTON SURVEY, A-808
CITY OF EULESS, TARRANT COUNTY, TEXAS**

All that certain 15.17 acres of land, which is all of Lot 1, Block 1, Meadowlake, described in the plat recorded in Volume 388-173, Page 37 in the Plat Records of Tarrant County, Texas (P.R.T.C.T.) and all of Lot 1, Block 1, Breezy Lakes Estates, described in the plat recorded in Volume 388-172, Page 40 P.R.T.C.T., and part of Tract 2, McNary Acres, described in the plat recorded in Volume 388-140, Page 78 P.R.T.C.T., and part of Lot 1, Block 1, Valley Community Church Addition, described in the plat recorded in, Cabinet A, Slide 5206, the 1.002 acre tract, in the I. Carodine Survey, A-356, in the City of Colleyville, Tarrant County, Texas and more particularly described by metes and bounds as follows: (all bearings shown hereon are based on the south right-of-way line of L. D. Lockett Road (right-of-way varies), as shown on the plat of said Breezy Lake Estates and said Meadowlake);

BEGINING at a 1/2" iron rod found for the northeast corner of said Lot 1, Block 1, Meadowlake, in the south right-of-way line of said L. D. Lockett Road;

THENCE South 00° 13' 42" West - 921.71' to the a 1/2" iron rod found for the southeast corner of the herein described tract, common to the northeast corner of Lot 4, Block 1, Reatta Place, described in the plat recorded in Cabinet A, Slide 8272 P.R.T.C.T.;

South 89° 58' 36" West - 622.68' to the most southerly southwest corner of the herein described tract;

THENCE North - 427.95' to a 1/2" iron rod found for the southeast corner of said Tract 2, McNary Acres, common to the southwest corner of Lot 1, Block 1, Breezy Lake Estates;

THENCE North 89° 27' 00" West - 176.01' to a 1/2" iron rod with a cap stamped "Votex" found for the most westerly southwest corner of the herein described tract;

THENCE North 00° 23' 00" East - 495.00' to a 1/2" iron rod found for the northwest corner of the herein described tract, in the south right-of-way line of said L.D. Lockett;

THENCE along the south right-of-way line of said L. D. Lockett Road the following courses:

South 89° 27' 00" East - 176.01' to a 1/2" iron rod with a cap stamped "Moak" found for the northeast corner of said Tract 2, McNary Acres;

South 00° 23' 00" West - 5.00' to a 1/2" iron rod with a cap stamped "Moak" found for north west corner of said Lot 1, Block 1, Breezy Lake Estates;

South 89° 27' 00" East - 322.87' to the northeast corner of said Lot 1, Block 1, Breezy Lake Estates;

North 15° 03' 57" East - 10.33' to the northwest corner of said Lot 1, Block 1, Meadowlake;

South 89° 27' 01" East - 297.56' to the POINT OF BEGINING and containing 15.17 acres of land.

Exhibit C - Statement of Planning Objectives

Heron Pond

Colleyville, Texas – November 13, 2013

Sage Group, Inc.

Statement of Planning Objectives-

Heron Pond is a proposed residential neighborhood to be developed by Hat Creek Development under the Planned Unit Development regulations for Residential development (PUD-R) in the City of Colleyville. The 15.43 acre property is located on the south side of LD Lockett Road, just east of Precinct Line Road. The property is currently shown on the Future Land Use Plan as Retail, but is zoned for Residential (R-40) and is occupied by an equestrian facility, open space and agricultural areas.

The surrounding area is fully developed. Across the street to the north is the existing Emerald Park neighborhood, to the west lies Community and Commercial Uses, containing the corner gasoline station/ convenience store/ package store, and the Bear Valley Community Church. To our south and east is the Reatta Place PUD-R Residential neighborhood.

The subject tract is shown on the Future Land Use Plan as "Retail," however we believe there would be a limited market for Retail Uses in this location, as there is no remaining frontage on Precinct Line Road, and that a better use for this property would be to begin a transition from the Commercial to the west, to the PUD-R Single Family Residential to the east with a suitable Single-Family Residential use.

This proposal, which transitions between the Commercial Tracts to the west along Precinct Line Road with residential lots averaging over 8,400 s.f. to the larger lots in Reatta Place, and over 22% Open Space, is consistent with this and- we believe- the surrounding uses.

The property generally slopes toward the drainage swale and lake that runs from the north to the south through the property. All of our street and lot drainage would be directed toward this area and would not affect any of the neighboring properties.

We have commissioned a drainage study to illustrate the current conditions and make sure this development- as proposed- would meet the requirements of the ordinances regulating development and drainage.

Exhibit C – Statement of Planning Objectives (Continued)

Quality and compatibility with the adjacent residential, as well as the rest of Colleyville are essential, and we have designed this proposal with those goals in mind.

The residences planned for Heron Pond will be very upscale, with selling prices estimated to range between \$400,000 to over \$600,000. The development will have as its focal point, and feature, a pond and landscaped perimeter. The main entry road has been located directly across from the Emerald Park Entry, but also to take advantage of the resulting entry view toward the landscaped central lake area.

The internal road is planned to be a gated private road with a Resident/ Visitor gate at the western entry, across from the existing gated entry into Emerald Park, designed to meet all the city standards for such an entry. The eastern entry will be resident-only, providing a second point of access. We propose to build the normal Colleyville street section of 31' (back of curb to back of curb), in a 40' R.O.W. with 5' utility and sidewalk easements on either side.

In addition to some of the existing trees we will save within the open space areas, there will be a requirement of a front yard tree for every residential lot to be installed by the home builders, adjacent to the street right of way. A minimum of two trees will also be installed in the rear yard of each lot backing to the neighboring lots in Reatta Place, at the eastern boundary, where existing trees do not already exist. To encourage pedestrian activity in the neighborhood, sidewalks will be built along the front of each lot, as well as a 5' trail around the lake. The indicated landscaped setback, along LD Lockett, will be preserved within an open space lot, to be owned and maintained by the Heron Pond Homeowners Association.

The scale and orientation of the development has been designed to have an inviting visual flow with the existing neighborhoods and surrounding uses. The design criteria of the homes will create high quality homes in keeping with both the immediate neighborhood and Colleyville as a whole.

Development Schedule

Heron Pond will be developed in a single phase with the development commencing upon the successful completion of the zoning and platting and the subsequent approval of the final plat and engineering plans. Construction of homes is anticipated to start immediately upon completion of the subdivision's infrastructure.

Economic Development Information

Heron Pond will have a total of forty-nine (49) homes, each with an average estimated value upon completion of approximately \$400,000 to over \$600,000, resulting in an overall tax base of \$24,500,000, based on a \$500,000 estimated average. At the current tax rate of 2.694677%, the total taxes generated from the development are projected to be \$654,000, with \$ 91,250 generated directly for the City.

Exhibit C – Statement of Planning Objectives (Continued)

Development Standards

Permitted Land Use: Single Family Residential Detached

Residential Lot Requirements and Setbacks:

Residential lot requirements and setbacks shall comply with the following provisions. Planning Area “A” refers to those lots adjacent to the far eastern property line. All other lots comprise Planning Area “B.”

Planning Area “A”

a. Minimum Lot Size	9,000 square feet
b. Typical Lot Width	74 feet
c. Minimum Lot Width	60 feet (inside corner lot)
d. Minimum Lot Depth	120 feet
e. Front Building Line	20 feet; or 15 feet for a front swing garage
f. Side Building Line	One story Home: 7 feet; Two story Home: 10'
g. Rear Building Line	25 feet
h. Maximum Building Height	35 feet
i. Maximum Lot Coverage	65%
j. Minimum House Size	2,800 s.f.

Planning Area “B”

a. Average Lot Size	7,800 square feet
b. Minimum Lot Size	7,000 square feet
c. Typical Lot Size	60 feet
d. Minimum Lot Width	47 feet (inside corner lots)
e. Minimum Lot Depth	120 feet
f. Front Building Line	20 feet; or 15 feet for a front swing garage
g. Side Building Line	5 feet, or 0/10 or 1/9 feet with a 10 foot minimum between buildings
h. Rear Building Line	10 feet
i. Maximum Building Height	35 feet
j. Maximum Lot Coverage	65%
k. Minimum House Size	2,500 s.f.

Exterior Materials: 80% Masonry; all siding shall be of a cementitious material.

Roof Materials: Minimum 240 lb. dimensional shingle.

Minimum Roof Pitch: Minimum of a 10:12 roof pitch.

Garage Standard: Minimum of a two car garage, with enhanced decorative doors.

Fencing: A minimum 6' masonry screen wall will be built along the LD Lockett frontage, and adjacent to each entry.

Exhibit C – Statement of Planning Objectives (Continued)

Wood fencing between lots is permitted. All front elevation fences, from the front of the house to the side property line, shall be open style fencing of decorative metal, and/or masonry. All lot boundaries along Common Open Space areas shall be open style fencing of Decorative Metal, and/or Masonry.

Where lots back to existing the existing residential lots in Reatta Place, we have agreed to construct a new 8' Cedar Fence on metal poles. Where open space lots border adjacent properties, either the existing fence will be maintained, or a Decorative Metal or Wooden fence will be installed, as per the Fencing Plan.

- Streetscape Standards: Minimum of two (2) three-inch (3") caliper tree per each front yard of all lots, and two (2) three inch (3") caliper trees per each rear yard of lots backing to the eastern boundary (credit toward this requirement for preserving existing trees will be given). Fully landscaped and sprinklered front and rear yard within sixty days of completing a house.
- Front Yard Maintenance: The open space lots within the subdivision shall be maintained in a consistent, uniform manner by the Heron Pond Homeowners Association through dues collected from the individual homeowners. Membership in the Homeowner's Association will be mandatory.
- Street Design Standards:
- Right of Way: Forty feet (40')
 - Travel Lane Width: Thirty-one foot (31'), back of curb to back of curb
 - Turning Radii: Twenty feet (20')
- Open Space Standards: The Common Open Space shall be either left natural (where disturbance and irrigation may harm existing trees) or fully landscaped and irrigated with a combination of trees and shrubbery pursuant to an approved landscape plan. The Common Open Space shall be owned and operated by the Heron Pond Homeowners Association which shall have a mandatory membership of all homeowners and shall collect dues in amounts satisfactory to maintain the Common Open Space. The Association shall have fine and lien rights as permitted by law to enforce compliance with the rules of the association.
- Signage: A monument sign identifying the subdivision shall be built at the entries from LD Lockett and/or incorporated into the masonry wall adjacent to that entry. All street and stop signs, and light standards shall decorative.

Exhibit D - Conceptual Site Plan





City of Colleyville City Council Agenda Briefing

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

Agenda Number 5b

Agenda Date 11/19/2013

Number Ordinance O-13-1895

Type Ordinance

Department Community Development

Title

Request for approval of amendments to the Future Land Use Map of the Colleyville Master Plan for Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road, from a Retail and Institutional Land Use Designation to a Single Family Land Use Designation

Explanation

Second Reading and Public Hearing

There were no speakers regarding this request at the November 5, 2013 City Council meeting.

First Reading and Public Hearing

This item serves as a companion item to prior agenda item 5a (Ordinance O-13-1894), Case ZC13-014: Consideration of a request for a zoning change from R40-Single Family Residential to PUD-R-Planned Unit Development Residential on 15.4 acres of Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road.

Section 211.004 of the Local Government Code requires that property be zoned in accordance with a comprehensive plan. The request described above and shown in the attached Exhibit "A" is currently designated for retail uses (approximately 90 percent of the subject property) and institutional uses (approximately 10 percent of the subject property) on the future land use plan in the Master Plan. The request for a single family housing development would eliminate any area for retail and institutional uses for the purposes of the future land use plan. Therefore, the request does not comply with the future land use plan. As such, in accordance with Section 211.004 of the Texas Local Government Code, the future land use map must be amended.

If agenda item 5a is approved by City Council, approval of this ordinance will still be required.

Financial Impact

There is no financial impact to the City.

Recommendation

Approval with the following conditions:

The following are City Council's options regarding this agenda item:

If City Council approves agenda item 5a, Ordinance O-13-1894, Case ZC13-014, then this Ordinance O-13-1895 must be approved.

If City Council denies agenda item 5a, Ordinance O-13-1894, Case ZC13-014, then this Ordinance O-13-1895 must be denied.

Attachments

1. Future Land Use Map
2. Ordinance O-13-1895

Future Land Use Map

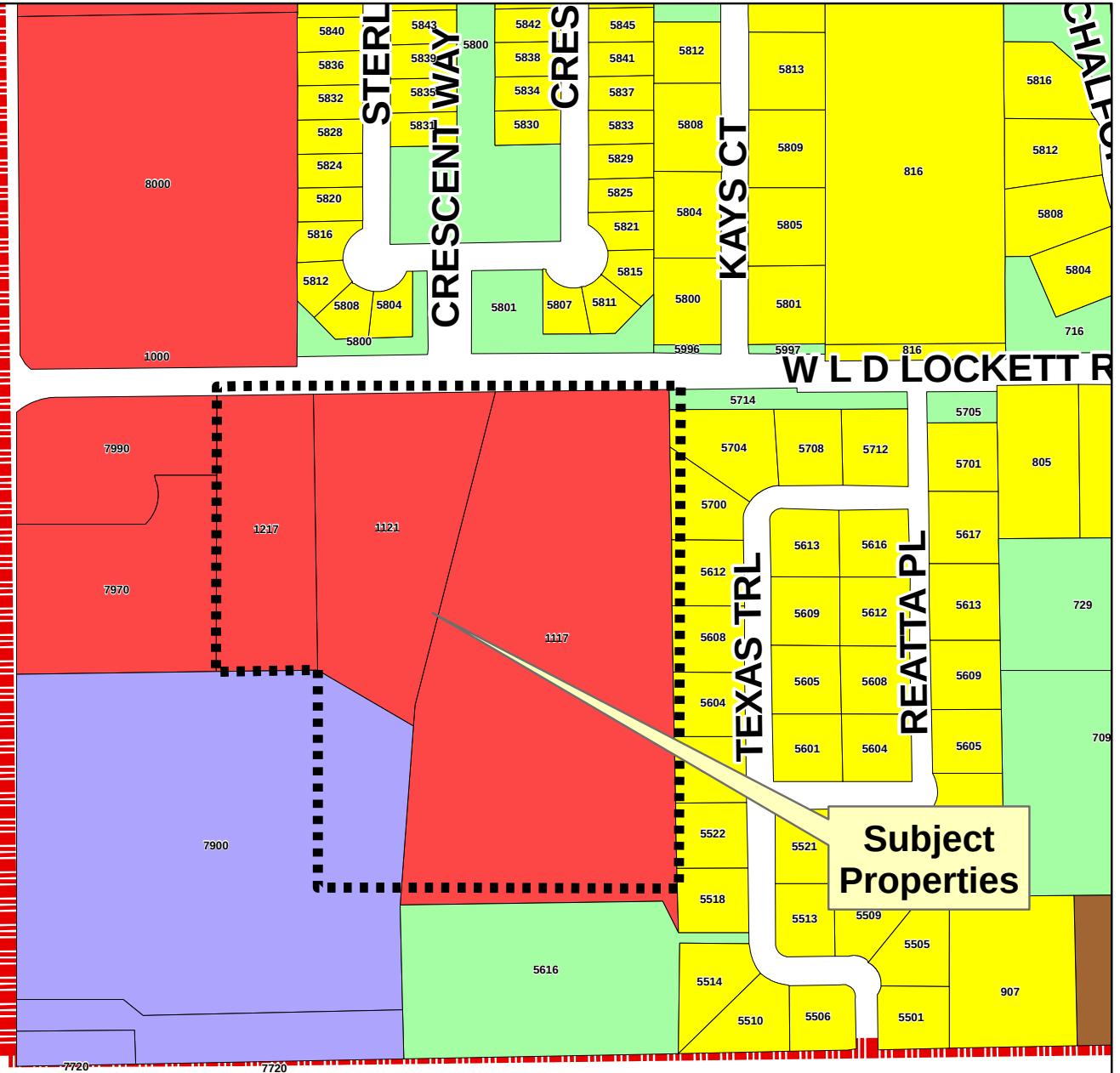
Legend

- Single Family
- Multi-Family
- Office
- Retail
- Institutional
- Industrial
- Roadway
- Utilities
- Parks
- Private Open Space
- Water

*City
of
North Richland Hills*



Precinct Line Road



ORDINANCE O-13-1895

AN ORDINANCE AMENDING ORDINANCE O-10-1753 BY AMENDING THE FUTURE LAND USE PLAN SPECIFICALLY FOR 15.4 ACRES LOCATED ON LOT 1, BLOCK 1, OF THE BREEZY LAKE ESTATES, LOTS 1A AND 1B, BLOCK 1, OF THE MEADOWLAKE ADDITION, AND TRACT 2B, OF THE MCNARY ACRES ADDITION, LOCATED AT 1117, 1121, AND 1217 W. L.D. LOCKETT ROAD, AND A PORTION OF LOT 1, BLOCK 1, OF THE BEAR VALLEY COMMUNITY CHURCH ADDITION, LOCATED AT 7900 PRECINCT LINE ROAD; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Colleyville approved Ordinance O-04-1483 adopting the 2004-2025 Colleyville Master Plan on October 19, 2004; and

WHEREAS, the City Council approved a new Future Land Use Plan under Ordinance O-10-1753 on June 15, 2010; and

WHEREAS, the City Council of the City of Colleyville desires to update the Future Land Use Plan in order to maintain consistency with approved land uses upon a rezoning of property to a new land use.

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

Sec. 1. THAT Ordinance O-10-1753 is hereby amended by amending the Future Land Use Plan specifically for 15.4 acres located on Lot 1, Block 1, of the Breezy Lake Estates, Lots 1A and 1B, Block 1, of the Meadowlake Addition, and Tract 2B, of the McNary Acres Addition, located at 1117, 1121, and 1217 W. L.D. Lockett Road, and a portion of Lot 1, Block 1, of the Bear Valley Community Church Addition, located at 7900 Precinct Line Road, from a retail and institutional land use to a single family land use as depicted on Exhibit "A".

Sec. 2. THAT this ordinance shall become effective immediately upon publication.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 5th day of November 2013.

The second reading and public hearing being conducted on the 19th day of November 2013.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2013.

ATTEST:

CITY OF COLLEYVILLE

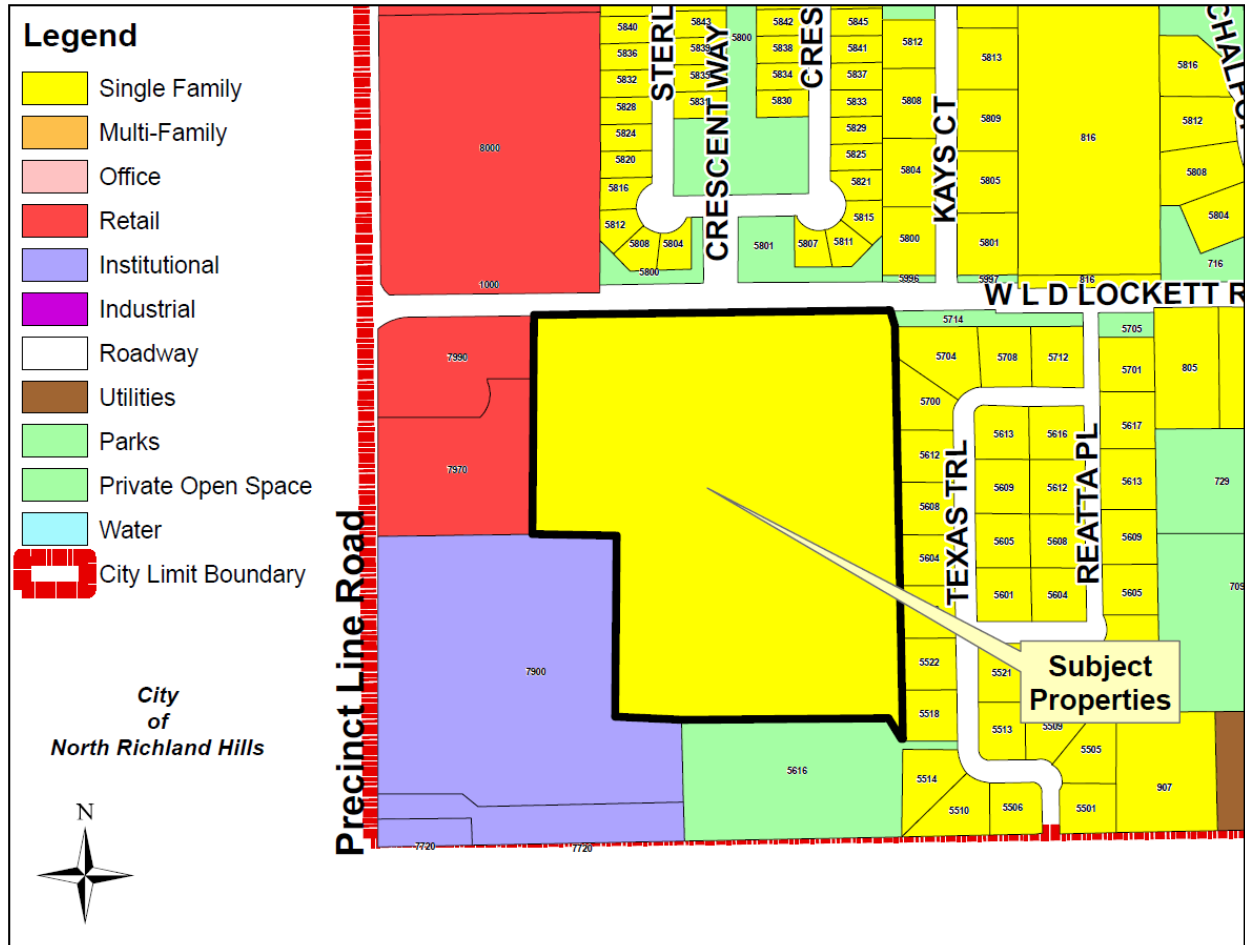
Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

Exhibit A





City of Colleyville City Council Agenda Briefing

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

Agenda Number 5c

Agenda Date 11/19/2013

Number Ordinance O-13-1896

Type Ordinance

Department City Secretary

Title

Approval of a request to amend the filing date of the financial disclosure forms requirement of Ordinance O-02-1322

Explanation

Second Reading and Public Hearing

Based upon the direction given by City Council at the November 5, 2013 City Council meeting, staff has updated the proposed ordinance to only include the Colleyville city limits on the boundary map, versus a quadrant of Tarrant County, attached as Exhibit "A"; and staff has updated the allowance of five (5) days, versus three (3) days for the reporting individual to submit any changes in the information reflected in the Financial Disclosure and Business Conflict of Interest Forms, attached as Exhibit "B" in the proposed ordinance.

First Reading and Public Hearing

In 2001, City Council appointed a citizen based Ethics Committee. The Committee's work initially focused on implementing Resolution R-01-1789, however, in February, 2002, City Council rescinded this resolution and approved Ordinance O-02-1322. Both Resolution R-01-1789 and Ordinance O-02-1322 have been attached to this agenda briefing.

Since Texas State law includes ethics for elected officials, City Council stated a supplemental City ethics policy was not necessary, therefore the Ethics Committee was eliminated in 2004, however, Ordinance O-02-1322 remains in effect.

Ordinance O-02-1322. This ordinance requires each member of the City Council, including the Mayor, each candidate for membership in the City Council, including the Mayor, each member of the Planning and Zoning Commission, and Zoning Board of Adjustment, who were appointed after the passage of this ordinance, and each applicant for a position on the Planning and Zoning Commission or the Zoning Board of Adjustment, to file a Financial Disclosure and Business Conflict of Interest Form with the City Secretary.

Currently Section 5 of Ordinance O-02-1322 states:

A. Candidates for membership in the City Council, including the Mayor, who are not currently sitting Council members, shall file within two (2) business days following

the date upon which the filing for election for the position for which the individual seeks election is closed.

B. Sitting Council members, including the Mayor, shall file on or before twenty (20) days after the passage of this ordinance and on the first business day following January 15 and July 15 each year.

C. Applicants seeking appointment to the Planning and Zoning Commission or the Zoning Board of Adjustment shall file within two (2) business days following the end of the application period stated in the official City advertisement for application for the position.

D. Sitting members of the Planning and Zoning Commission and the Zoning Board of Adjustment, who are appointed after the passage of this ordinance, shall file on the first business day following January 15 and July 15 of each year.

This obligation is a continuing obligation, and elected and appointed officials must comply with this ordinance until their successors have qualified for the office.

Recommendation. Based on City Council direction given during the Pre Council discussion on October 15, 2013, specifically to the filing dates, staff recommends the following amendments to the filing requirements currently outlined in Section 5, of Ordinance O-02-1322:

B. Sitting Councilmembers, including the Mayor, shall have a duty to file supplemental disclosures upon the Financial Disclosure and Business Conflict of Interest Forms, which are attached hereto, within three (3) business days of an occurrence of any change in the information reflected in the Financial Disclosure and Business Conflict of Interest Forms previously filed by the individual.

D. Sitting members of the Planning and Zoning Commission and the Zoning Board of Adjustment, shall have a duty to file supplemental disclosures upon the Financial Disclosure and Business Conflict of Interest Forms, which are attached hereto, within three (3) business days of an occurrence of any change in the information reflected in the Financial Disclosure and Business Conflict of Interest Forms previously filed by the individual.

Section 6, of Ordinance O-02-1322, is removed in its entirety from the proposed ordinance, since items B. and D. above cover this requirement:

"THAT the Reporting Individuals shall have a duty to file supplemental disclosures upon the Financial Disclosure and Business Conflict of Interest Forms which are attached hereto within three (3) business days of an occurrence of any change in the information reflected in the Financial Disclosure and Business Conflict of Interest Forms previously filed by the individual or where said information becomes inaccurate or

incomplete after the reporting period but prior to the conduct of the election at which they seek office or prior to their appointment"

City Council also recommended that the City Secretary should remind the reporting individual of the filing requirement, however, since the forms will only be due at the time of any change, with an election, or an appointment to the Planning and Zoning Commission or Zoning Board of Adjustment, staff has not included the reminder request in the proposed ordinance.

Summary. All other conditions and/or requirements included in Ordinance O-02-1322 shall remain in full force and effect, except where amended within the proposed Ordinance O-13-1895, such as *"Candidates for membership in the City Council, including the Mayor, who are not currently sitting Council members, shall file within two (2) business days following the date upon which the filing for election for the position for which the individual seeks election is closed."*

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Resolution R-01-1789
2. Ordinance O-02-1322
3. Ordinance O-13-1896

RESOLUTION R-01-1789

A RESOLUTION OF THE CITY OF COLLEYVILLE, TEXAS STATING THAT AS A MATTER OF POLICY EACH ELECTED OFFICIAL OR CANDIDATE FOR CITY OFFICE FILE A FINANCIAL DISCLOSURE STATEMENT AND BUSINESS CONFLICTS OF INTEREST STATEMENT FOR THE INDIVIDUAL, THE INDIVIDUAL'S SPOUSE AND MINOR CHILDREN

WHEREAS, to ensure citizen trust of their elected officials.

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

Sec. 1. THAT as a matter of policy the Mayor and Council and Council Candidates should file a financial disclosure statement that shall include:

- A. The account of financial activity required in this section to file a financial statement must include a statement of financial activity of the individual, individual's spouse and minor children if the individual had actual control over the activity for the year or it is community property.
- B. The account of financial activity consists of:
 - i. A list of sources of occupational income, identified by the employer, or if self-employed, by the nature of the occupation; and
 - ii. Identification by description of all beneficial interests in real property, including but not limited to partnerships and limited real estate partnerships in land located in the areas of Northeast Tarrant County and Denton County defined to include Texas Motor Speedway in the northwest border, Lake Grapevine to the north, Interstate 35 to the west and Interstate 30 to the south and the Dallas and Tarrant County line to the east; and
 - iii. Identification of business entities held or acquired; and

- iv. Identification of a person or other organization from which the individual or the individual's spouse or dependent children received a gift of anything of value in excess of \$250 and a description of each gift, except:
 - a. a gift received from an individual at any time within the second degree by consanguinity or affinity as determined under Subchapter A, Chapter 573 of the Government Code; and
 - b. a political contribution that was reported as required by law; and
 - c. an expenditure required to be reported by a person to be registered under Chapter 305 of the Government Code.
- v. A list of all boards of directors of which the individual is a member and executive positions that the individual holds in corporations, not-for-profit corporations, charitable boards, firms, partnerships or proprietorships, stating the name of each corporation, firm partnership, or proprietorship and position held; and
- vi. Any partnership, joint venture, or other business association in which the City Official and Candidate has an interest.

Sec. 3. THAT disclosure of any bankruptcy whether personal or by a business in which the Mayor, Councilmember or Candidate has a ten percent or more ownership interest or is an officer or on the Board of Directors is required.

Sec. 4. THAT the Mayor, Councilmembers or Candidates for those offices shall disclose any felony indictments or convictions personal to them or of corporations, partnerships, companies or proprietorships, in which they have a ten percent or larger financial interest or are officers or board members, stating the name and position on each corporation, firm, partnership, or proprietorship and the nature of the indictment or felony conviction.

- Sec. 5. THAT an Ethics Committee, consisting of five (5) members, will be established by the City Council to review the ethics portion of the Colleyville City Charter and ethics ordinances and resolutions to make recommendations to the City Council.
- Sec. 6. THAT the City Manager is directed to create a disclosure form, the first of which is to be filed eight (8) days prior to election to public office and any changes to be filed on January 15 and July 15, of each subsequent year.
- Sec. 7. THAT this Resolution shall take effect immediately upon passage.

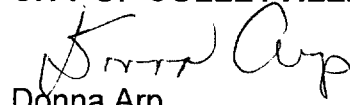
AND IT IS SO RESOLVED.

Passed by a vote of 5 ayes, 0 nays, and 0 abstentions on the 14th day of April, 2001.

ATTEST:


Cynthia Singleton, TRMC
City Secretary

CITY OF COLLEYVILLE


Donna Arp
Mayor

ORDINANCE O-02-1322

AN ORDINANCE OF THE CITY OF COLLEYVILLE, TEXAS, REQUIRING THE FILING OF A FINANCIAL DISCLOSURE AND BUSINESS CONFLICTS OF INTEREST STATEMENT FOR ELECTED OFFICIALS, CANDIDATES, AND CERTAIN BOARDS AND COMMISSION MEMBERS, ESTABLISHING DEFINITIONS OF TERMS, PROMULGATING REPORTING FORMS, PROVIDING FOR FILING DATES, REPEALING A PRIOR RESOLUTION CONCERNING THE SUBJECT MATTER OF THE ORDINANCE, PROVIDING A PENALTY AND AUTHORIZING PUBLICATION.

WHEREAS, the citizens of the City of Colleyville are entitled to know certain information about candidates for public office, elected officials and members of the Planning and Zoning Commission and the Zoning Board of Adjustment that may influence their decisions or determine whether they can make unbiased decisions; and

WHEREAS, to insure citizen trust of elected and appointed officials of the City,

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

Sec. 1. THAT the terms used in this ordinance shall have the following meaning:

- A. Account of Financial Activity. An "Account of Financial Activity" means and shall consist of:
- (i) A list of sources of occupational income during the reporting period, identified by the employer, the employer's address and position held, or if self-employed, by the nature of the occupation, the business address and position held of the individual, their spouse and those under the individual's financial control; and
 - (ii) Where an individual or those under the individual's financial control own real property or a beneficial interest in a business entity owning real property within the area crosshatched on Exhibit "A" to this ordinance during the reporting period, the account shall list the name in which legal title to the property is held, the nature of ownership interest, the name of the business entity in which a beneficial interest is held (if applicable), the lot, block, subdivision, city and county, or, if the real property is not part of a subdivision, the number of acres and tract, city and county in which the property is located. Further the account shall list each property identification number assigned by the

county appraisal district to the property and by the street address (if available). Further, the account shall list the names and addresses of other persons or business entities which own an interest in the real property. If a business entity is a limited partnership, the name and address of the general partner shall be included; and

- (iii) The name, address and nature of business of any business entity in which the individual or those under the individual's control held or acquired a beneficial interest of 10% or more during the reporting period; and
- (iv) The name and address of the person, business entity or other organization from which the individual or those under the individual's financial control during the reporting period received a gift of anything of value in excess of \$250.00 and a description of each gift, except (1) gifts received from an individual within the second degree of consanguinity or affinity as determined under sub-chapter B of Chapter 573 of the Government Code; (2) a political contribution that was reported as required by law; and (3) an expenditure required to be reported by a person required to be registered under Chapter 305 of the Government Code; and
- (v) The name and address of any business entity, non-profit corporation, charitable association, business association or other type of organization in which the individual or those under the individual's financial control were an officer, director, or held another position during the reporting period and a description of the position held.

B. Bankruptcy. "Bankruptcy" means the filing of a petition, voluntary or involuntary, under Chapter 7, 11 or 13 of the Bankruptcy Code. (Title 11 of the United States Code).

C. Beneficial Interest. A "beneficial interest" means an ownership of either legal or equitable title and includes any ownership interest held in trust where the individual is either the trustee or the beneficiary of the trust. Where the ordinance refers to a beneficial interest of 10% or more of a business entity it is meant that the individual owns or is entitled to either a legal or equitable interest in 10% or more of the

outstanding stock, membership interest or other indicia of ownership of the business entity.

- D. Business Entity. A "business entity" means a sole proprietorship, partnership, firm, corporation, holding company, joint stock company, receivership, trust, or any other entity recognized by law through which business or profit is conducted.
- E. Those Under The Individual's Financial Control. "Those under the individual's financial control" means the individual's spouse and dependent children's property or financial interest over which the individual had actual control or where the property was community property during the reporting period.
- F. Reporting Individuals. "Reporting Individuals" means each member of the City Council, including the Mayor, each candidate for membership in the City Council, including the Mayor, each member of the Planning and Zoning Commission and Zoning Board of Adjustment, who are appointed after the passage of this ordinance and each applicant for a position on the Planning and Zoning Commission or the Zoning Board of Adjustment.
- G. Reporting Period. The "reporting period" means the twelve (12) month period immediately preceding the date the Account of Financial Activity is due pursuant to the terms of this ordinance.
- H. Trust. A "trust" means a trust subject to Chapter 9 of the Texas Property Code that owns real property or a beneficial interest in a business entity owning real property within the area crosshatched on Exhibit "A" to this ordinance or where the trust owns a 10% or more beneficial interest in another business entity.

Sec. 2. THAT the Reporting Individuals shall file a report of their Account of Financial Activity for the applicable reporting period.

Sec. 3. THAT the Reporting Individuals shall file a report disclosing the filing of any bankruptcy petition by or against the individual, their spouse, a business entity in which the individual owned a beneficial interest of 10% or more, a business entity in which the individual was an officer or director of the business entity at the time of bankruptcy filing.

- Sec. 4. THAT the Reporting Individuals shall file a report disclosing the filing of any information which charges a misdemeanor involving moral turpitude, a felony indictment, conviction of a misdemeanor involving moral turpitude or conviction of a felony of the individual or of a business entity in which the individual had a 10% or more beneficial interest or where the individual was at the time of the filing or conviction an officer or director of the business entity. The report shall specify the name of the person or business entity charged, the nature of the offense, and if the information or indictment did not result in a conviction, the disposition of the information or the indictment.
- Sec. 5. THAT the disclosures required by Sections 2, 3 and 4 hereof shall be made on the Financial Disclosure and Business Conflict of Interest Forms which are attached hereto, shall be verified as provided therein and shall be filed with the City Secretary on the following dates:
- A. Candidates for membership in the City Council, including the Mayor, who are not currently sitting Council members, shall file within two (2) business days following the date upon which the filing for election for the position for which the individual seeks election is closed.
 - B. Sitting Council members, including the Mayor, shall file on or before twenty (20) days after the passage of this ordinance and on the first business day following January 15 and July 15 each year.
 - C. Applicants seeking appointment to the Planning and Zoning Commission or the Zoning Board of Adjustment shall file within two (2) business days following the end of the application period stated in the official City advertisement for application for the position.
 - D. Sitting members of the Planning and Zoning Commission and the Zoning Board of Adjustment, who are appointed after the passage of this ordinance, shall file on the first business day following January 15 and July 15 of each year.
- Sec. 6. THAT the Reporting Individuals shall have a duty to file supplemental disclosures upon the Financial Disclosure and Business Conflict of Interest Forms which are attached hereto within three (3) business days of an occurrence of any change in the information reflected in the Financial Disclosure and Business Conflict of Interest Forms previously filed by the individual or where said information becomes inaccurate or

incomplete after the reporting period but prior to the conduct of the election at which they seek office or prior to their appointment.

- Sec. 7. THAT the failure to file when due the Financial Disclosure and Business Conflict of Interest Forms, including any supplements required thereto, shall constitute a violation of this ordinance and shall be punishable by a fine not to exceed the sum of \$500.00. It shall be a defense to any prosecution of a violation of this ordinance that within three (3) business days of the due date of any Financial Disclosure and Business Conflict of Interest Form, including any supplements required thereto, the individual filed a Financial Disclosure and Business Conflict of Interest Form in conformity with the provisions of this ordinance.
- Sec. 8. THAT if any section, paragraph, clause or provision of this ordinance for any reason is to be held invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect the remaining portion of this ordinance and the ordinance shall be read as if such invalid or unenforceable provisions did not exist.
- Sec. 9. THAT upon passage hereof, Resolution R-01-1789 is repealed in its entirety.
- Sec. 10. THAT the City Secretary is hereby authorized and directed to cause publication of a description caption and penalty clause hereof as an alternative method of publication as provided by law.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 15th day of January 2002.

The second reading and public hearing being conducted on the 5th day of February 2002.

ATTEST:



Cynthia Singleton, TRMC
City Secretary

CITY OF COLLEYVILLE



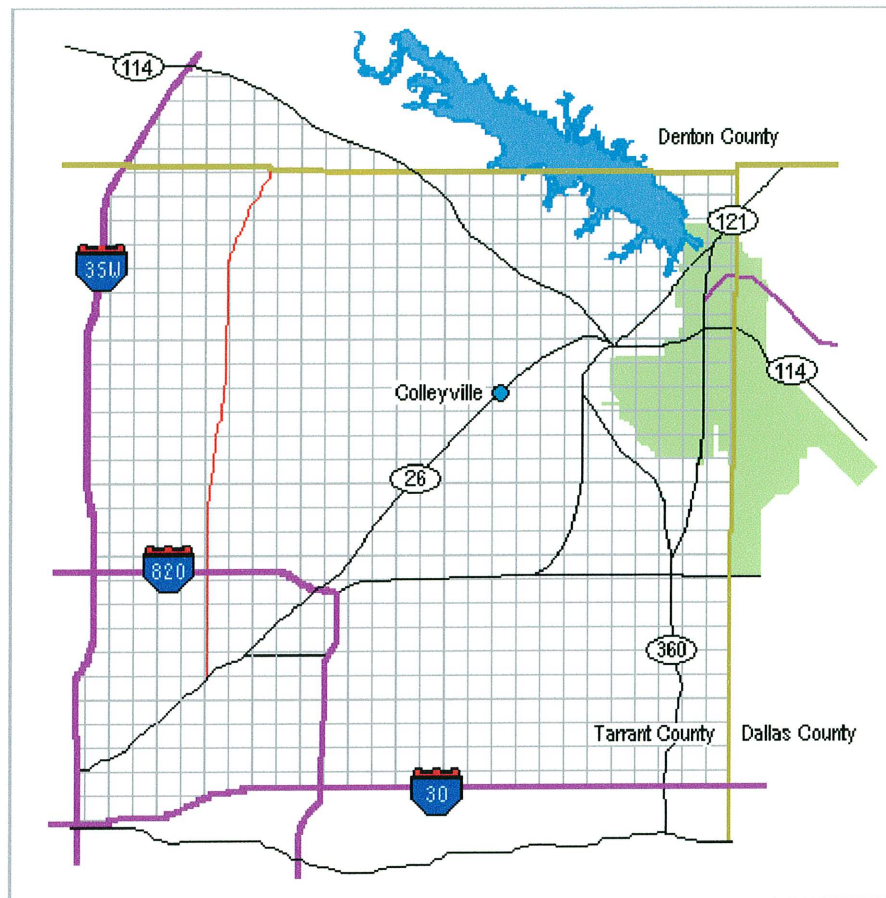
Donna Arp
Mayor

APPROVED AS TO FORM AND LEGALITY:



Ross T. Foster
City Attorney

ORDINANCE NO. 0-02-1322
Exhibit "A"



The crosshatched area is the portion of Tarrant County north of Interstate 30 and east of Interstate 35 W, and that portion of Denton County south of State Highway 114 and east of Interstate 35 W.

Form 1

INITIAL HERE: _____ DATE: _____

DATE: _____

SOURCES OF OCCUPATIONAL INCOME

Form 2

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on FORM 1.

¹ INFORMATION RELATES TO	☐ FILER	☐ SPOUSE	☐ DEPENDENT CHILD _____
² EMPLOYMENT	NAME AND ADDRESS OF EMPLOYER / POSITION HELD		
☐ EMPLOYED BY ANOTHER			
☐ SELF EMPLOYED	NATURE OF OCCUPATION / NAME AND ADDRESS / POSITION HELD		
INFORMATION RELATES TO	☐ FILER	☐ SPOUSE	☐ DEPENDENT CHILD _____
EMPLOYMENT	NAME AND ADDRESS OF EMPLOYER / POSITION HELD		
☐ EMPLOYED BY ANOTHER			
☐ SELF EMPLOYED	NATURE OF OCCUPATION / NAME AND ADDRESS / POSITION HELD		
INFORMATION RELATES TO	☐ FILER	☐ SPOUSE	☐ DEPENDENT CHILD _____
EMPLOYMENT	NAME AND ADDRESS OF EMPLOYER / POSITION HELD		
☐ EMPLOYED BY ANOTHER			
☐ SELF EMPLOYED	NATURE OF OCCUPATION		

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

INTERESTS IN REAL PROPERTY**Form 3**

Describe all beneficial interests in real property held or acquired by you, your spouse, or a dependent child during the calendar year within the area crosshatched on the map attached to Ordinance 02-1322.
For more information see INSTRUCTION GUIDE

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

1 HELD OR ACQUIRED BY	☐ FILER	☐ SPOUSE	☐ DEPENDENT CHILD _____
2 DESCRIPTION	Lot _____	City _____	
	Block _____	County _____	
	Subdivision _____	Ad Valorem Tax Account Number _____	
	Acres and Tract _____		
3 STREET ADDRESS	STREET ADDRESS, INCLUDING CITY, COUNTY, AND STATE		
☐ NOT APPLICABLE			
4 NAME	LIST THE NAMES AND ADDRESSES OF OTHER PERSONS OR BUSINESS ENTITIES WHICH OWN AN INTEREST IN THE REAL PROPERTY		
☐ INDIVIDUAL			
☐ BUSINESS			
HELD OR ACQUIRED BY	☐ FILER	☐ SPOUSE	☐ DEPENDENT CHILD _____
2 DESCRIPTION	Lot _____	City _____	
	Block _____	County _____	
	Subdivision _____	Advalorem Tax Account Number _____	
	Acres and Tract _____		
3 STREET ADDRESS	STREET ADDRESS, INCLUDING CITY, COUNTY, AND STATE		
☐ NOT APPLICABLE			
4 NAME	LIST THE NAMES AND ADDRESSES OF OTHER PERSONS OR BUSINESS ENTITIES WHICH OWN AN INTEREST IN THE REAL PROPERTY		
☐ INDIVIDUAL			
☐ BUSINESS			

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

Gifts**Form 4**

Identify any person or organization that has given a gift worth more than \$250 to you, or those under your financial control as defined in Ordinance 02-1322. Do not include: 1) expenditures required to be reported by a person required to be registered as a lobbyist under Government Code, Chapter 305, 2) political contributions reported as required by law, or 3) gifts given by a person related to the recipient within the second degree by consanguinity or affinity.

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

¹ RECIPIENT	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
² DONOR	NAME AND ADDRESS
³ DESCRIPTION OF GIFT	
RECIPIENT	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DONOR	NAME AND ADDRESS
DESCRIPTION OF GIFT	
RECIPIENT	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DONOR	NAME AND ADDRESS
DESCRIPTION OF GIFT	

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

BOARDS AND EXECUTIVE POSITIONS**Form 5**

This section is for information concerning executive positions and directorship held by you or those under your financial control. For more information see INSTRUCTION GUIDE

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

¹ POSITION HELD BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
² ORGANIZATION ☐ NON PROFIT ☐ CHARITABLE ASSOCIATION ☐ BUSINESS ASSOCIATION	ADDRESS
³ POSITION HELD	
POSITION HELD BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
ORGANIZATION ☐ NON PROFIT ☐ CHARITABLE ASSOCIATION ☐ BUSINESS ASSOCIATION	ADDRESS
POSITION HELD	
POSITION HELD BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
ORGANIZATION	
POSITION HELD	

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

BANKRUPTCIES**Form 6**

Individuals shall disclose any bankruptcy petition by or against the individual, their spouse, a business entity in which the individual owned a beneficial interest of 10% or more, or a business entity in which the individual was an officer or director of the business entity at the time of bankruptcy filing. For more information see INSTRUCTION GUIDE

1 TYPE OF BANKRUPTCY NAME _____	☐ PERSONAL ☐ BUSINESS ☐ N/A ☐ NONE
2 CHAPTER	☐ 7 ☐ 11 ☐ 13
3 IF CHAPTER 7 DID YOU RECEIVE A DISCHARGE	☐ YES ☐ NO
4 IF CHAPTER 11 OR 13 DID YOU COMPLETE A SUCCESSFUL REORGANIZATION	☐ YES ☐ NO

Misdemeanor Involving Moral Turpitude and Felonies

Individuals shall disclose any information which charges a misdemeanor involving moral turpitude, a felony indictment, conviction of a misdemeanor involving moral turpitude or conviction of a felony of the individual or of a business entity in which the individual had a 10% or more beneficial interest or where the individual was at the time of the filing or conviction an officer or director of the business entity.

1 NAME _____ Business or Entity Charged	☐ PERSONAL ☐ BUSINESS
2 TYPE OF INDICTMENT or INFORMATION	
3 NATURE OF OFFENSE	DESCRIPTION
4 DISPOSITION OF INDICTMENT or INFORMATION	

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

**INTERESTS IN PARTNERSHIPS, JOINT VENTURES,
OR OTHER BUSINESS ASSOCIATIONS****Form 7**

Describe all interests in business entities held or acquired by you or those under your financial control as defined in Ordinance 02-1322. For an explanation of "beneficial interest" and other specific directions for completing this section, see INSTRUCTION GUIDE.

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

¹ HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
² DESCRIPTION	NAME AND ADDRESS
³ NATURE OF BUSINESS	
HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DESCRIPTION	NAME AND ADDRESS
NATURE OF BUSINESS	
HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DESCRIPTION	NAME AND ADDRESS
NATURE OF BUSINESS	
COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY	

INITIAL HERE: _____

DATE: _____

**PERSONAL FINANCIAL STATEMENT
AFFIDAVIT****Form 8**

The Ordinance 02-1322 requires that the disclosures in the Financial Disclosure and Business Conflict of Interest Forms be verified. The verification page must have the signatures of the Financial Disclosure and Business Conflict of Interest Forms, as well as the signature and seal of a notary public. Without proper verification, the statement is not considered filed. Falsification of information is subject to criminal prosecution under state penal code.

Before me, the undersigned authority, personally appeared _____
who, after being duly sworn upon their oath deposed and stated as follows:

"My name is _____ and I hereby submit for filing pursuant to
Ordinance No. 0-02-1322 of the City of Colleyville, the attached Financial Disclosure and Business Conflict
of Interest Forms. I have personal knowledge of all information contained in said forms and all information
contained in the forms is true and correct."

"Further, all of the information contained in the forms is complete. There is no information that has
been withheld or not disclosed which is responsive to or required to be disclosed by the forms."

Affiant

Sworn to and subscribed before me, this the _____ day of _____ 20____.

Notary Public, State of Texas

INITIAL HERE: _____

DATE: _____

ORDINANCE O-13-1896

AMENDING ORDINANCE O-02-1322 FILING DATES OF A FINANCIAL DISCLOSURE AND BUSINESS CONFLICTS OF INTEREST FORM; PROVIDING FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council approved Ordinance O-02-1322 on February 5, 2002, to establish the filing of a Financial Disclosure and Business Conflicts of Interest Statement for elected officials, candidates, and certain boards and commission members; establish definitions of terms; promulgate reporting forms; and provide for filing dates; and

WHEREAS, the City Council deems it in the best interests of the public to make available certain information about candidates for public office, elected officials, and members of the Planning and Zoning Commission, and the Zoning Board of Adjustment that may influence their decisions, or determine whether they can make unbiased decisions; and

WHEREAS, the City Council wishes to ensure citizen trust of elected and appointed officials of the City; and

WHEREAS, the original disclosure ordinance is in need of an update to make compliance more practicable, while achieving the same basic goals; and

WHEREAS, all statutory and constitutional requirements for the passage of this ordinance have been adhered to, including but not limited to the Open Meetings Act; and

WHEREAS, the purposes of this ordinance are to promote the public health, safety, and general welfare of the citizens of the City of Colleyville.

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

- Sec. 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.
- Sec. 2. THAT Ordinance O-02-1322 is hereby amended to include the following:
- (1) Section 5B shall read as follows: Sitting Councilmembers, including the Mayor, shall have a duty to file supplemental disclosures upon the Financial Disclosure and Business Conflict of Interest Forms, which are attached hereto, within five (5) days of an occurrence of any change in the information reflected in the Financial Disclosure and Business Conflict of Interest Forms previously filed by the individual.
 - (2) Section 5D: shall read as follows: Sitting members of the Planning and Zoning Commission and the Zoning Board of Adjustment, shall have a duty to file supplemental disclosures upon the Financial Disclosure and Business Conflict of Interest Forms, which are attached hereto, within five (5) days of an occurrence of any change in the information reflected in the Financial Disclosure and Business Conflict of Interest Forms previously filed by the individual.
 - (3) The boundary map has been revised to include the Colleyville City limits only, attached as Exhibit "A".
 - (4) Section 6 is deleted entirely.
- Sec. 3. THAT the Financial Disclosure and Business Conflict of Interest Forms which are attached hereto as Exhibit "B", shall be verified as provided therein, and shall be filed with the City Secretary on the aforementioned dates.
- Sec. 4. 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. 5. 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. 6. THAT Ordinance O-02-1322 shall remain in full force and effect, except where amended by this ordinance.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 5th day of November 2013.

The second reading and public hearing being conducted on the 19th day of November 2013.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

Exhibit "A"

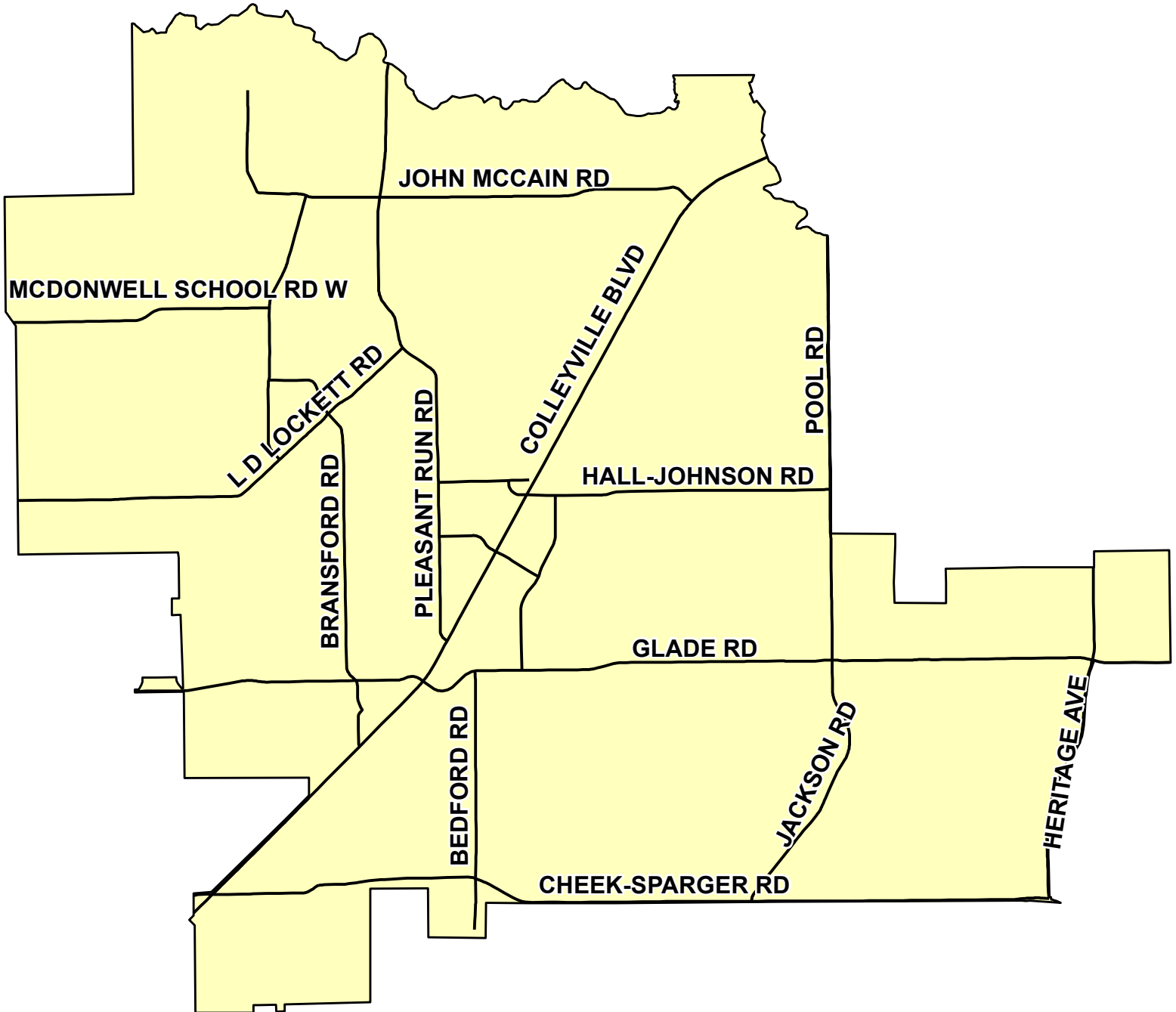


Exhibit "B"

City of Colleyville

Financial Disclosure and Business Conflict of Interest Forms

INFORMATION STATEMENT		Form 1	
		TOTAL NUMBER OF PAGES FILED:	
		OFFICE USE ONLY	
1 NAME	TITLE; FIRST; MI NICK NAME; LAST; SUFFIX	Account Number	
2 ADDRESS	ADDRESS / CITY / STATE / ZIP	Date Received	
3 TELEPHONE NUMBER	AREA CODE PHONE NUMBER; EXTENSION ()	Receipt Number	Amount
		Data Processed	
		Date Imaged	
4 REASON FOR FILING STATEMENT	☐ CANDIDATE _____ (INDICATE OFFICE) ☐ ELECTED OFFICIAL _____ (INDICATE OFFICE) ☐ ZONING BOARD OF ADJUSTMENT (APPLICANT OR APPOINTEE) _____ ☐ PLANNING AND ZONING COMMISSION (APPLICANT OR APPOINTEE) _____ ☐ TWO (2) BUSINESS DAYS FOLLOWING THE CLOSING OF FILING FOR ELECTIVE OFFICE OR APPOINTMENT ☐ SUPPLEMENTAL DISCLOSURE FILED WITHIN FIVE (5) DAYS OF AN OCCURRENCE IN PREVIOUSLY FILED FORMS		
5 Provide information for spouse and dependent children whose financial activity the filer had actual control over during this filing period. In addition, the source of annual income of the spouse shall be provided, as subject to federal election reporting requirements for a spouse:			
☐ SPOUSE _____			
☐ DEPENDENT CHILD 1 _____ 2 _____ 3 _____			
In parts 1-4 disclose your financial activity during the 12 months proceeding the date of filing. In part 5 disclose not only your own financial activity, but also that of your spouse and/or dependent child or children, if you had actual control over that person's financial activity. COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY			

INITIAL HERE: _____

DATE: _____

SOURCES OF OCCUPATIONAL INCOME**Form 2**

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on FORM 1.

1 INFORMATION RELATES TO	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
2 EMPLOYMENT ☐ EMPLOYED BY ANOTHER ☐ SELF EMPLOYED	NAME AND ADDRESS OF EMPLOYER / POSITION HELD NATURE OF OCCUPATION / NAME AND ADDRESS / POSITION HELD
INFORMATION RELATES TO	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
EMPLOYMENT ☐ EMPLOYED BY ANOTHER ☐ SELF EMPLOYED	NAME AND ADDRESS OF EMPLOYER / POSITION HELD NATURE OF OCCUPATION / NAME AND ADDRESS / POSITION HELD
INFORMATION RELATES TO	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
EMPLOYMENT ☐ EMPLOYED BY ANOTHER ☐ SELF EMPLOYED	NAME AND ADDRESS OF EMPLOYER / POSITION HELD NATURE OF OCCUPATION

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

INTERESTS IN REAL PROPERTY**Form 3**

Describe all beneficial interests in real property held or acquired by you, your spouse, or a dependent child during the calendar year

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

1 HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
2 DESCRIPTION	Lot _____ City _____ Block _____ County _____ Subdivision _____ Ad Valorem Tax Account Number _____ Acres and Tract _____
3 STREET ADDRESS	STREET ADDRESS, INCLUDING CITY, COUNTY, AND STATE
☐ NOT APPLICABLE	
4 NAME	LIST THE NAMES AND ADDRESSES OF OTHER PERSONS OR BUSINESS ENTITIES WHICH OWN AN INTEREST IN THE REAL PROPERTY
☐ INDIVIDUAL ☐ BUSINESS	
HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
2 DESCRIPTION	Lot _____ City _____ Block _____ County _____ Subdivision _____ Ad Valorem Tax Account Number _____ Acres and Tract _____
3 STREET ADDRESS	STREET ADDRESS, INCLUDING CITY, COUNTY, AND STATE
☐ NOT APPLICABLE	
4 NAME	LIST THE NAMES AND ADDRESSES OF OTHER PERSONS OR BUSINESS ENTITIES WHICH OWN AN INTEREST IN THE REAL PROPERTY
☐ INDIVIDUAL ☐ BUSINESS	

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

Gifts**Form 4**

Identify any person or organization that has given a gift worth more than \$250 to you, or those under your financial Control. Do not include: 1) expenditures required to be reported by a person required to be registered as a lobbyist under Government Code, Chapter 305, 2) political contributions reported as required by law, or 3) gifts given by a person related to the recipient within the second degree by consanguinity or affinity.

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

¹ RECIPIENT	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
² DONOR	NAME AND ADDRESS
³ DESCRIPTION OF GIFT	
RECIPIENT	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DONOR	NAME AND ADDRESS
DESCRIPTION OF GIFT	
RECIPIENT	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DONOR	NAME AND ADDRESS
DESCRIPTION OF GIFT	

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

BOARDS AND EXECUTIVE POSITIONS**Form 5**

This section is for information concerning executive positions and directorship held by you or those under your financial control.

When reporting information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

¹ POSITION HELD BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
² ORGANIZATION ☐ NON PROFIT ☐ CHARITABLE ASSOCIATION ☐ BUSINESS ASSOCIATION	ADDRESS
³ POSITION HELD	
POSITION HELD BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
ORGANIZATION ☐ NON PROFIT ☐ CHARITABLE ASSOCIATION ☐ BUSINESS ASSOCIATION	ADDRESS
POSITION HELD	
POSITION HELD BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
ORGANIZATION	
POSITION HELD	

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

BANKRUPTCIES**Form 6**

Individuals shall disclose any bankruptcy petition by or against the individual, their spouse, a business entity in which the individual owned a beneficial interest of 10% or more, or a business entity in which the individual was an officer or director of the business entity at the time of bankruptcy filing.

1 TYPE OF BANKRUPTCY NAME _____	☐ PERSONAL ☐ BUSINESS ☐ N/A ☐ NONE
2 CHAPTER	☐ 7 ☐ 11 ☐ 13
3 IF CHAPTER 7 DID YOU RECEIVE A DISCHARGE	☐ YES ☐ NO
4 IF CHAPTER 11 OR 13 DID YOU COMPLETE A SUCCESSFUL REORGANIZATION	☐ YES ☐ NO

Misdemeanor Involving Moral Turpitude and Felonies

Individuals shall disclose any information which charges a misdemeanor involving moral turpitude, a felony indictment, conviction of a misdemeanor involving moral turpitude or conviction of a felony of the individual or of a business entity in which the individual had a 10% or more beneficial interest or where the individual was at the time of the filing or conviction an officer or director of the business entity.

1 NAME _____ Business or Entity Charged	☐ PERSONAL ☐ BUSINESS
2 TYPE OF INDICTMENT or INFORMATION	
3 NATURE OF OFFENSE	DESCRIPTION
4 DISPOSITION OF INDICTMENT or INFORMATION	

COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY

INITIAL HERE: _____

DATE: _____

**INTERESTS IN PARTNERSHIPS, JOINT VENTURES,
OR OTHER BUSINESS ASSOCIATIONS****Form 7**

Describe all Interests in business entities held or acquired by you or those under your financial control.

When reporting Information about a dependent child's activity, indicate the child about whom you are reporting by providing the number under which the child is listed on Form 1.

¹ HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
² DESCRIPTION	NAME AND ADDRESS
³ NATURE OF BUSINESS	
HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DESCRIPTION	NAME AND ADDRESS
NATURE OF BUSINESS	
HELD OR ACQUIRED BY	☐ FILER ☐ SPOUSE ☐ DEPENDENT CHILD _____
DESCRIPTION	NAME AND ADDRESS
NATURE OF BUSINESS	
COPY AND ATTACH ADDITIONAL PAGES AS NECESSARY	

INITIAL HERE: _____

DATE: _____

**PERSONAL FINANCIAL STATEMENT
AFFIDAVIT****Form 8**

Financial Disclosure and Business Conflict of Interest Forms are required to be verified. The verification page must have the signatures of the Financial Disclosure and Business Conflict of Interest Forms, as well as the signature and seal of a notary public. Without proper verification the statement is not considered filed. Falsification of information is subject to criminal prosecution under state penal code.

Before me, the undersigned authority, personally appeared _____
who, after being duly sworn upon their oath deposed and stated as follows:

"My name is _____ and I hereby submit for filing
the attached Financial Disclosure and Business Conflict of Interest Forms. I have personal
knowledge of all information contained in said forms and all information contained in the
forms is true and correct."

"Further, all of the information contained in the forms is complete. There is no information
that has been withheld or not disclosed which is responsive to or required to be disclosed
by the forms."

Affiant

Sworn to and subscribed before me, this the _____ day of _____ 20____.

Notary Public, State of Texas

INITIAL HERE: _____

DATE: _____



City of Colleyville City Council Agenda Briefing

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

Agenda Number 6a

Agenda Date 11/19/2013

Number Ordinance O-13-1897

Type Ordinance

Department Community Development

Title

Consideration of a request for approval of a zoning change from R40-Single Family Residential to R20-Single Family Residential on 2.5 acres of Lot B1A, A1B, B3, and B2, Block 4, of the W. C. Newton Subdivision, located at 708 W. L.D. Lockett Road, Case ZC13-015

Explanation

First Reading and Public Hearing

Peter Slover has submitted a request to change the zoning on 2.5 acres, located at 708 W. L.D. Lockett Road. The applicant is requesting to rezone the property from the R40-Single Family Residential to the R20-Single Family Residential zoning district. The applicant is seeking a zoning change in order to develop the property for four new residential lots.

Existing Conditions. The subject property currently consists of a single family home. The property is currently platted as four lots, three of which do not currently meet the minimum lot dimension and size requirements in the Land Development Code. Lot B1A, Block 4 contains 1.55 acres, Lot B3, Block 4, contains 0.15 acres, Lot A1B, Block 4, contains 0.46 acres and Block 4, Lot B2, contains 0.34 acres.

Statement of Planning Objectives. The applicant submitted a Statement of Planning Objectives which contains a detailed description of the proposed development and it is attached to this agenda briefing.

Platting. Upon approval of the zoning request, the applicant will be required to submit a minor plat, which only requires approval by the Planning and Zoning Commission.

Non-Discretionary Zoning Request. As the rezoning request does not involve a discretionary zoning category such as a Special Use Permit or Planned Unit Development, and is, instead, a rezoning request from one non-discretionary zoning district to another non-discretionary zoning district, no extra conditions or exactions may be added to the proposed ordinance.

Lot Dimensions and Setbacks. The R20 zoning regulations, in the Land Development Code, require a minimum lot size of 20,000 square feet with a minimum lot width of 100 feet, and lot depth of 125 feet. Per Section 3.24 G, Schedule of District Regulations, in the Land Development Code, the following residential zoning standards

apply:

Minimum Front Yard Setback: 30 feet

Minimum Side Yard Setbacks: 10 feet

Minimum Rear Yard Setback: 25 feet

Maximum Building Height: 25 feet

Maximum Lot Coverage: 30 Percent

The dimensions of all four proposed lots meet the minimum standards of the Land Development Code.

Tree Preservation. As required by Chapter 5 - Tree Preservation, of the Land Development Code, approval of a tree survey and mitigation plan shall be required prior to the issuance of a Notice to Proceed letter from the Engineering Division of the Public Works Department. To date, the applicant has not submitted this plan.

Trees not located under a pad site must be preserved during construction. Before construction begins on the site, protective fencing must be installed around the drip line of all preserved trees located outside the right-of-way. The protective fencing may be comprised of orange vinyl construction fencing, chain link fence, erosion control fencing, or other similar fencing. The fencing must remain in place during the entire construction period.

Sidewalks and Trails. Sidewalks are required to be installed along the new internal street, at the time of new home construction. According to the Colleyville Trails and Sidewalk Systems Map, a five (5) foot sidewalk is required along L.D. Lockett Road. The sidewalk must be installed prior to the final acceptance of public improvements.

Development Fees. Park land dedication fees are required, in the amount of \$1,802 per residential lot for the four lots where new homes are proposed. Park land dedication fees are due at the time of platting and must be paid before the minor plat is recorded with the County Clerk's office.

Roadway impact fees are due in the amount of \$4,941 per residential lot at the time of the building permit application.

Water and Wastewater impact fees are due at the time of the building permit application. Fees for a typical 5/8 inch meter are \$2,491 for the water impact fee and \$643 for the wastewater impact fee.

Perimeter street improvement fees are due at the time of approval of the final plat for

L.D. Lockett Road. Perimeter street improvements are required for the newly created lots since L.D. Lockett Road is considered unimproved adjacent to the subject property. The developer's portion of the costs for infrastructure improvements may not exceed the amount that is roughly proportionate to the projected impact of the proposed development, as determined by a professional engineer, licensed in the State of Texas, and who is retained by the City of Colleyville. In making the rough proportionality determination, consideration shall be given to the availability of adequate and minimum levels of public facilities and accessibility to the site for the delivery of emergency services.

Infrastructure. Water and sanitary sewer services are available along adjacent rights-of-way. The developer is responsible for the extension of water and sewer service lines to the individual lots.

Master Plan. The Future Land Use Plan designates the entire subject property for single family residential. The proposed development is consistent with the Future Land Use Plan.

Surrounding Development Trends. Properties to the west, north, and east are zoned R20-Single Family Residential and developed as single family homes. Properties to the south are zoned R40-Single Family Residential and developed as single family homes.

Public Notification. Staff mailed notices to 12 adjacent property owners within 200 feet, as well as all Homeowners Associations within 500 feet, of the subject property regarding this request. All school districts within the City were notified as required by state law and notice was published in the *Fort Worth Star-Telegram* as required by state law and the Land Development Code. To date, staff has received no correspondence regarding this request.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended denial of this request at the October 28, 2013 meeting by a vote of 6-1; however, the applicant has requested to appeal this zoning change to City Council. The applicant's request to appeal is attached to this agenda briefing.

Some members of the Planning and Zoning Commission felt that the proposed rezoning request was not consistent with the following objectives listed in Chapter Three of the Master Plan:

"Priority Two, Issue Category - Neighborhood Integrity, Goal - Preserve the superior quality of Colleyville's residential neighborhoods

Objective/policy - Encourage redevelopment of older properties located along major collector streets into estate settings

Objective/policy - Preserve larger lot sizes, i.e. 30,000 square feet and up, and promote the redevelopment or combination of smaller lots into larger estate lots

Objective/policy - Promote greenbelts and buffer areas in front of subdivisions adjacent to major thoroughfares"

While staff is aware of these objectives, staff's interpretation of the first two objectives listed above is that they apply only to single lots with direct access to collector streets. Therefore, subdivisions with a density of 1.8 dwelling units per acre or less that will not derive sole access from a collector street are not included in these objective statements. However, given that the total frontage along L.D. Lockett exists as 352 feet, concerns from the Planning and Zoning Commission were centered on the fact that, should the rezoning request be approved, there is nothing that would prevent the applicant from abandoning their conceptual site plan submitted with this zoning case and subdividing the subject properties into three R20 lots, all with sole access from L.D. Lockett Road.

The final objective is only applicable as part of a PUD-R-Planned Unit Development Residential zoning request as no conditions may be added to a straight rezoning request per the reasons noted above.

Supermajority Vote Requirement. Given the Planning and Zoning Commission's recommendation of denial for this item, a supermajority vote of the City Council is required for approval.

Summary. The proposed zoning change is consistent with the Future Land Use Plan, which designates the subject property as single family residential uses. Given that the proposed use compliments surrounding developments, which are all zoned R20-Single Family Residential district north of L.D. Lockett Road, is compliant with the requirements of the Land Development Code, and is consistent with the Future Land Use Plan, staff recommends approval of the rezoning request.

Financial Impact

There is no financial impact to the City.

Recommendation

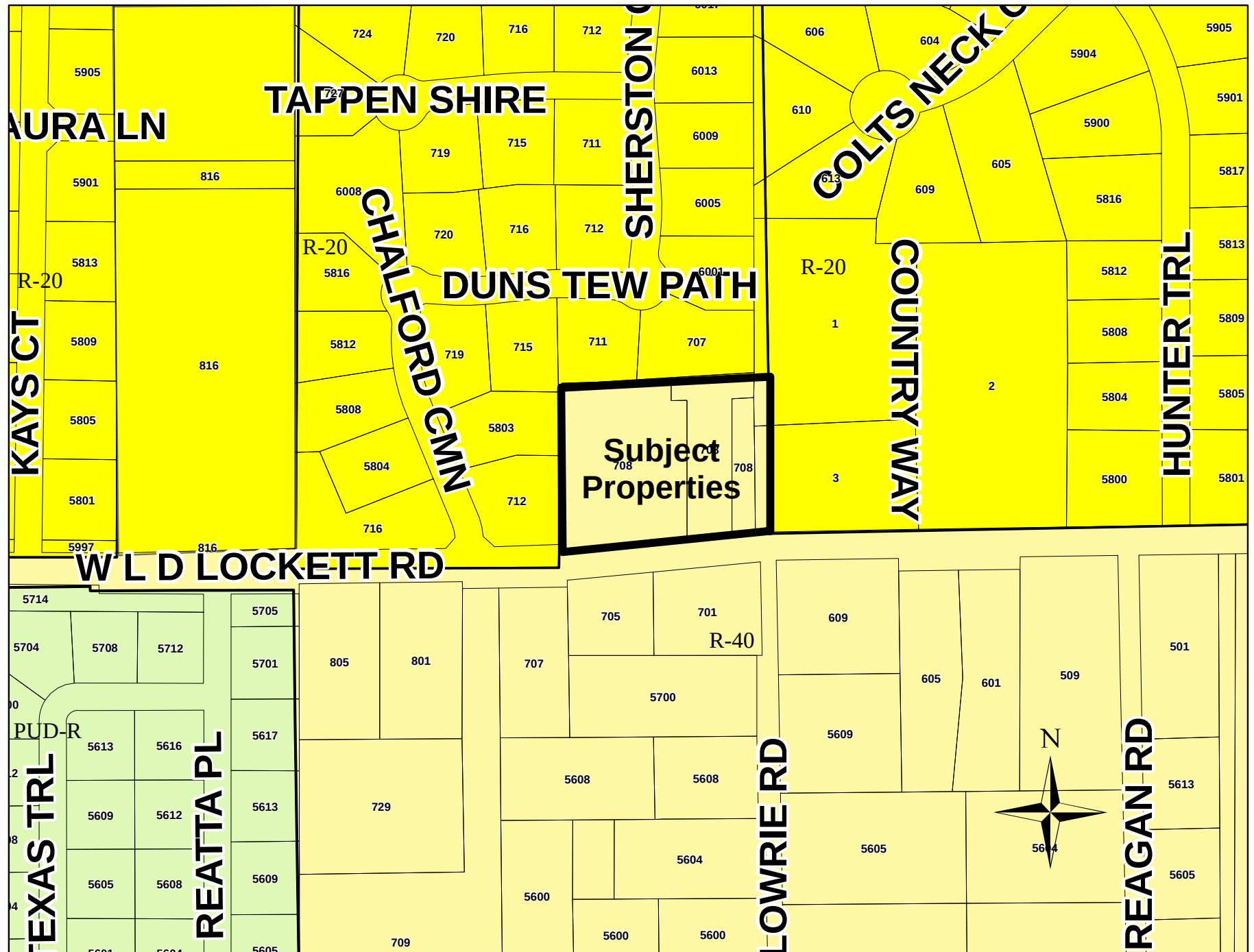
Approve

Attachments

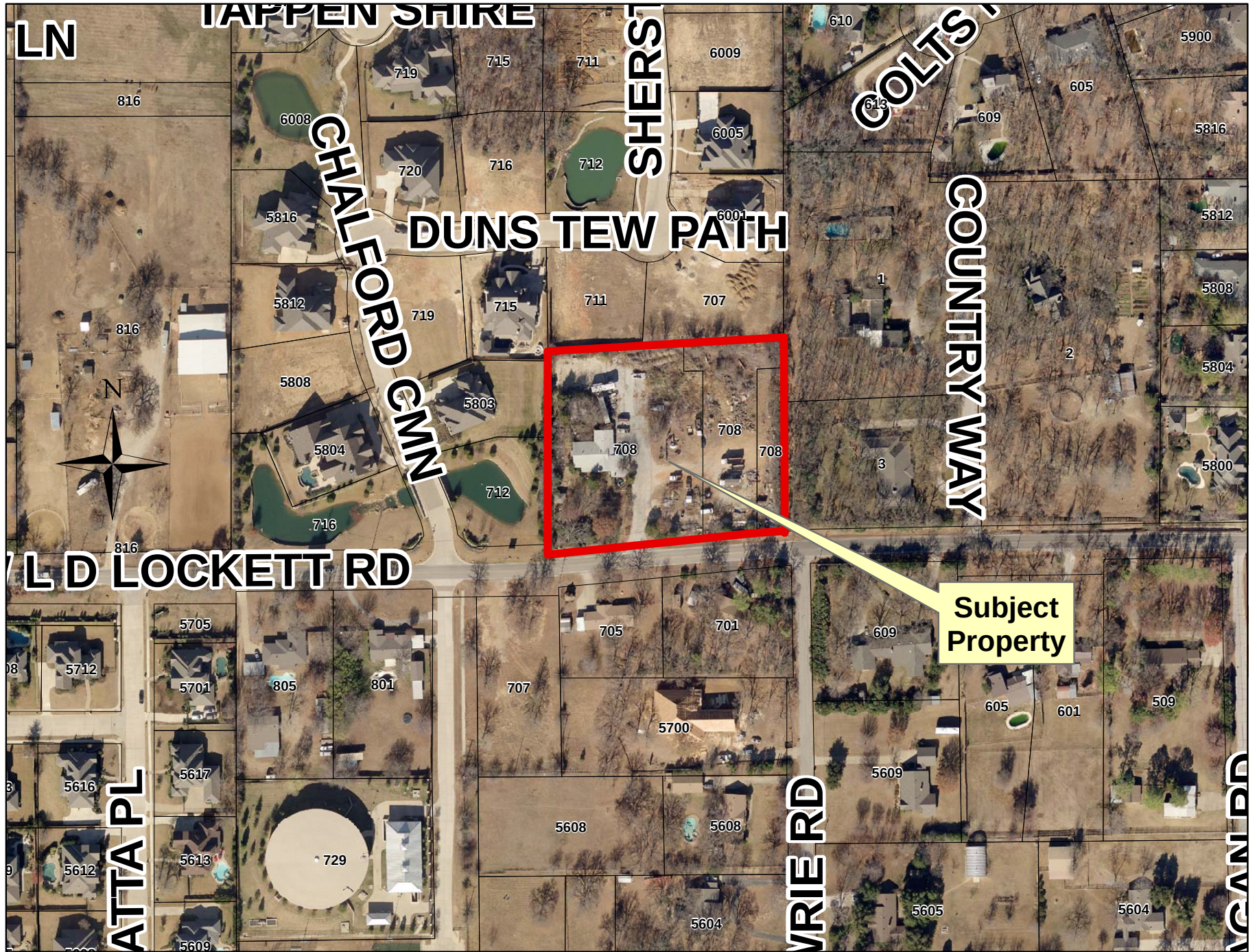
1. Location and Zoning Map
2. Aerial
3. Notification List
4. Buffer Map
5. Applicant's Request to Appeal
6. Statement of Planning Objectives

7. Zoning Exhibit
8. Small Lot Development Comparison Chart - 1996 to 2013
9. Ordinance O-13-1897

Location and Zoning Map



Aerial

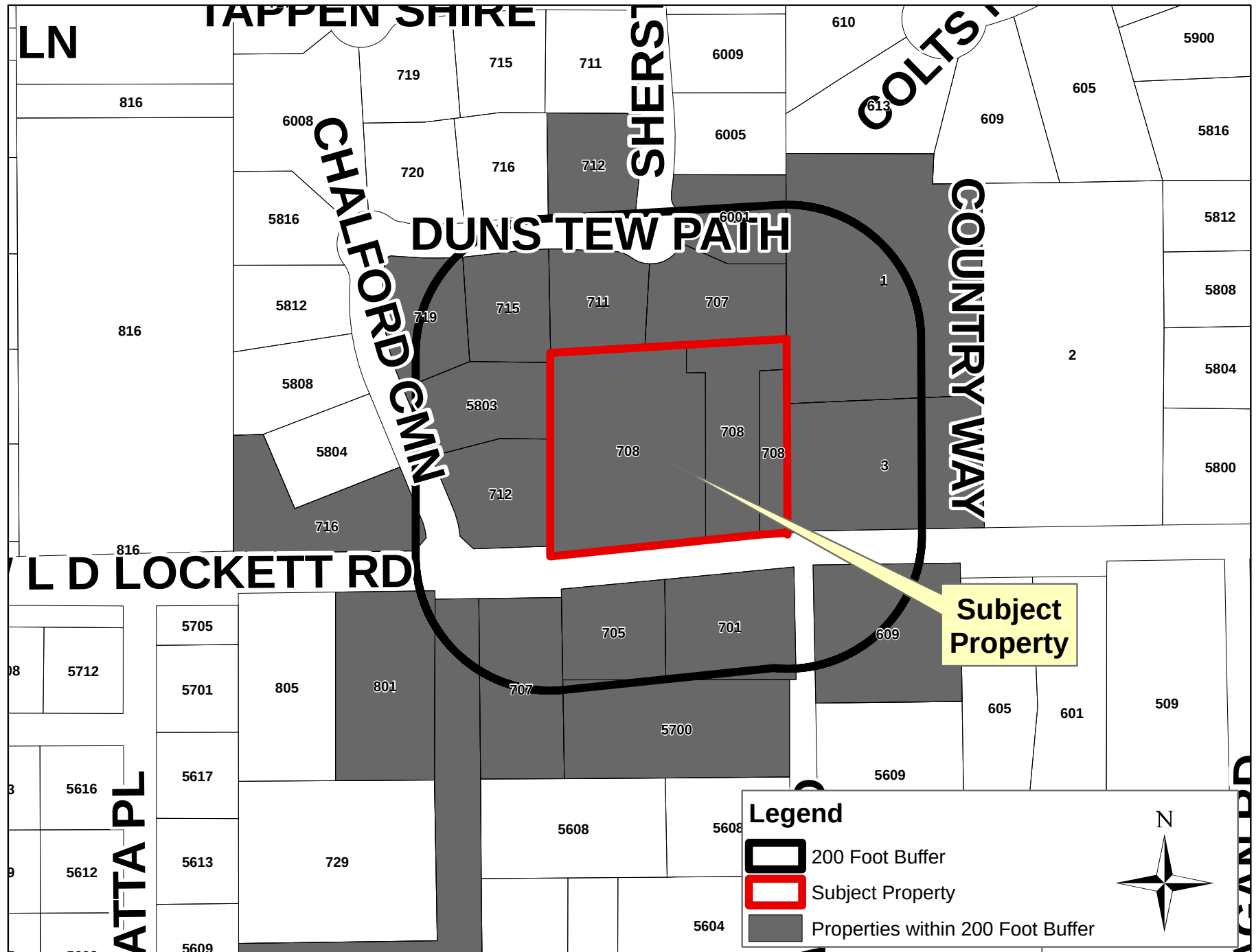


Notification List

Owner Name	Owner Address	Owner City	Owner State	Owner Zip	Situs Address
Hohmanm, Kendall Etvir William	715 Duns Tew Path	Colleyville	Texas	76034	715 Duns Tew Path
Heredia, Cesar Etux Sonia	5803 Chalford Cmn	Colleyville	Texas	76034	5803 Chalford Common
Carroll, Ronald D Etux Mary K	1 Country Way	Colleyville	Texas	76034	1 Country Way
Holmes, Jeane S	6001 Sherston Gln	Colleyville	Texas	76034	6001 Sherston Glen
Parker, Eddy R Sr & Juanita F	708 W Ld Lockett Rd	Colleyville	Texas	76034	702 W L D LOCKETT RD
Fawcett, Barry Dr Etux Jo Ann	3 Country Way	Colleyville	Texas	76034	3 Country Way
Kuhlmann, Peter Etux Linda	4423 Chapel Rd	Graham	Texas	76450	801 W L D Lockett Rd
Alecu Family Tr	6308 Remington Pkwy	Colleyville	Texas	76034	707 W Ld Lockett Rd
Fleischer, Lawrence Etux Laura	609 W Ld Lockett Rd	Colleyville	Texas	76034	609 W L D Lockett Rd
Catholic Diocese Of Ft Worth	800 W Loop 820 S	Fort Worth	Texas	76108	5700 Lowrie Rd
Spivey, James A Etux Minnie L	705 W Ld Lockett Rd	Colleyville	Texas	76034	705 W L D Lockett Rd
Rhudy, G Ann	701 W Ld Lockett Rd	Colleyville	Texas	76034	701 W L D Lockett Rd
Ashton Dallas Residential Llc	1221 N Interstate 35E # 170	Carrollton	Texas	75006	716 W L D Lockett Rd
Grapevine-Colleyville ISD	3051 Ira E. Woods Avenue	Grapevine	Texas	76051	Courtesy Notice
Keller ISD	350 Keller Parkway	Keller	Texas	76248	Courtesy Notice
Hurst Euless Bedford ISD	1501 Central Drive	Bedford	Texas	76022	Courtesy Notice
Peter Slover, Applicant	1203 S. White Chapel Blvd	Southlake	Texas	76092	Applicant

Public hearing notices were mailed
Friday, October 18, 2013 by Taci Wrisley

Buffer Map



Applicant's Request to Appeal

From: [REDACTED]
To: [Ron Ruthven](#)
Cc: [REDACTED]
Subject: Appeal of Re-Zoning decision case ZC13-015
Date: Tuesday, October 29, 2013 10:09:35 AM
Importance: High

Dear Ron,

Please accept this email as a formal notification of our desire to appeal the decision denying our re zoning request that was put forward to the P&Z committee, case ZC13-015 agenda number 5a at last night's meeting. We would like to move as quickly as possible to the next stage of the appeal and seek your guidance and assistance in being placed on the next city councils meeting agenda.

Please call upon myself and or Bryan Holland at the below numbers should you have any questions, concerns, or guidance in this matter.

Ron, Bryan and I would like to request a sit down with you at some point this week to discuss the underlying issues and fully understand the premise (s) upon which the re- zone was denied. Please let me know when is convenient for you and we will adjust accordingly.

Kind regards,

Peter Slover

Bayley Yandell Development Ltd.

*Land Acquisition &
Development Director*

1203 S. White Chapel Blvd
Suite 250
Southlake, TX 76092

[REDACTED]
[REDACTED]
[REDACTED]

Statement of Planning Objectives

Proposed Parker Addition

Planning objectives:

Bayley Yandell Ltd has contracted to purchase the land from Mr. Eddy Parker and assist in gaining a rezoning from R 40 to R 20 (all adjacent properties are zoned R 20) Current property consists of aged single family house with adjacent lot that is currently being used to store old trucks, vans, (abandoned autos) metal equipment, bricks, rocks, wood, etc. Bayley Yandell intends to turn current site into a small cul-de-sac neighborhood of four custom homes that will each sit on approx half acre lots. These homes will be similar in style and character of new homes currently being built in the immediate vicinity.

Proposed Ownership:

Bayley Yandell Ltd with approved rezoning, will develop the land into 4 half acre lots and work with Graham HartHome Builder in constructing custom homes that will average around \$ 700K each.

Development Schedule:

Upon the successful rezoning of the property from R40 to R20, Bayley Yandell will immediately proceed with the engineering and platting of the property. Once the city has approved the final plat and construction drawings for the project, it is Bayley Yandell's intent to move directly into the construction of the infrastructure followed by new home construction. In all, the successful development of the infrastructure and new homes should be accomplished by the end of 2014.

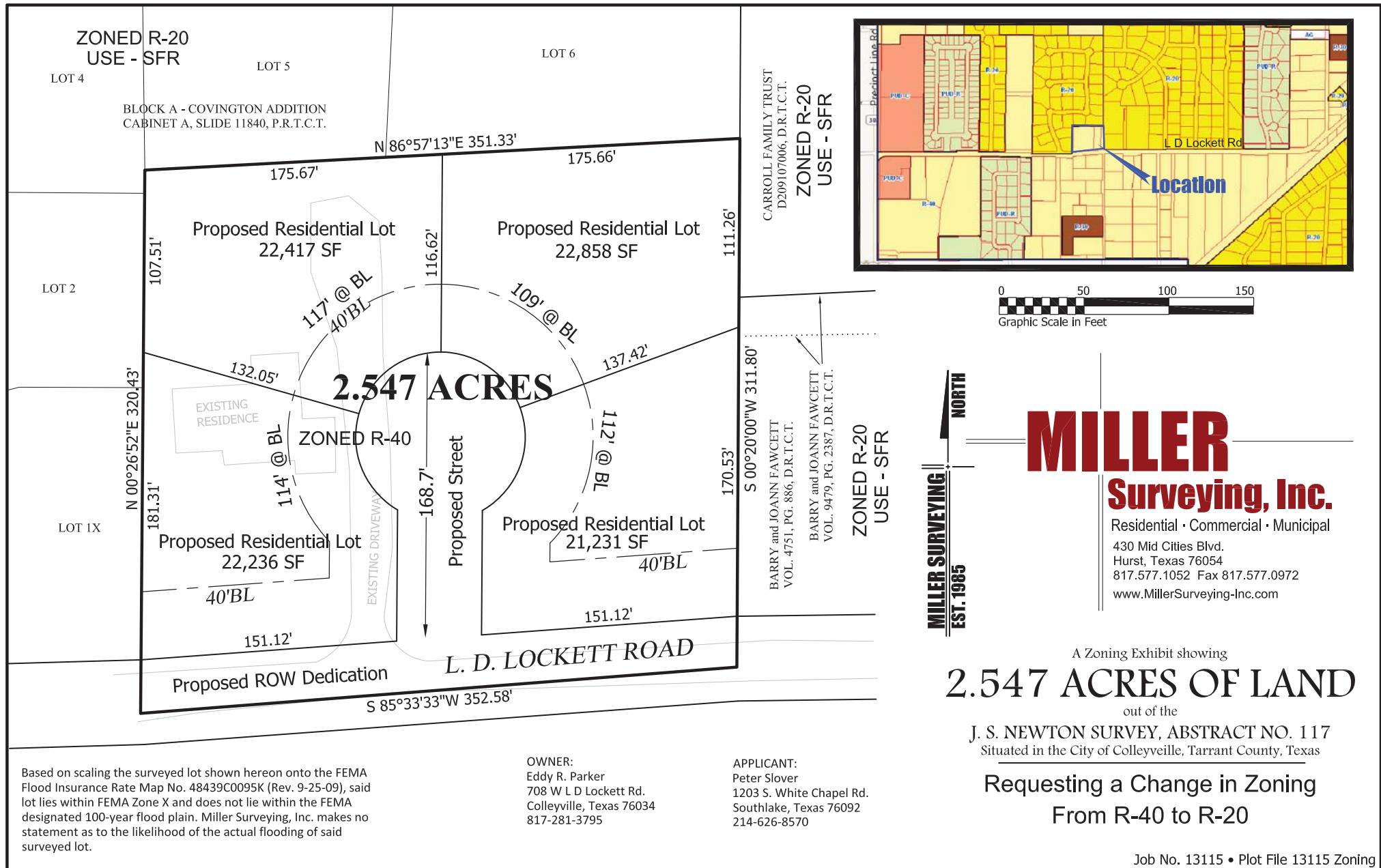
APPLICANT:

Peter Slover
1203 S. White Chapel Rd.
Southlake, Texas 76092
214-626-8570

OWNER:

Eddy R. Parker
708 W L D Lockett Rd.
Colleyville, Texas 76034
817-281-3795

Zoning Exhibit



Small Lot Development Comparison Chart - 1996 to 2013

Subdivision Name	Total Lots	Minimum Lot Width (feet)	Minimum Lot Depth (feet)	Minimum Lot Size (square feet)	Average Lot Size (square feet)	Maximum Lot Coverage	Master Plan Density - Dwelling Units Per Acre *	Land Development Code Density - Dwelling Units Per Acre **	Total Acres	Open Space	Approval Date	Ordinance
Spring Garden	45	36	70	2,520	2,700	90%	8	16.1	5.4	31.3%	12.17.96	O-96-1052
Villas of Caldwell Creek	43	59	115	6,594	7,408	50%	3.7	5.9	11.6	18.3%	4.1.97	O-97-1062
Bridges at Riverwalk	32	56	106	6,001	6,479	50%	3	6.7	10.0	24.0%	12.21.99	O-99-1192
Riverwalk at Colleyville	53	60	115	6,331	7,666	50%	3.2	5.7	20.0	20.0%	4.4.00	O-00-1210
Rosewood Villas	53	59	110	6,482	6,899	60%	3.6	6.3	14.8	21.4%	8.8.01	O-01-1286
Emerald Park	72	60	120	7,200	7,508	50%	3.5	5.8	20.2	19.6%	10.1.02	O-02-1366
Tiffany Park	25	60	100	7,200	7,580	50%	3.5	5.7	7.2	20.0%	10.21.03	O-04-1487
Tuscany	35	60	110	6,600	7,878	50%	3.9	5.5	8.8	6.6%	2.17.04	O-04-1442
Cambridge Place	38	50	58	4,500	5,300	60%	4.2	8.2	9.0	22.0%	7.6.04	O-04-1467
Heritage Oaks	103	30/40	90	2,700/3,600	3,600	90% and 75%	4.6	12.1	22.9	25.0%	03.21.06	O-09-1715
Villas at Oak Pointe	74	30/56	90/95/115	2,700/6,440	5,000	90% and 58%	3.7	8.7	13.6	22.0%	08.02.06	O-06-1584
Copperglen	22	55	105	5,924	6,650	65%	3.9	6.6	5.6	20.0%	10.17.06	O-06-1595
Villas of Colleyville	67	59	115	6,655	8,936	60%	3.4	4.9	19.8	21.0%	08.21.07	O-07-1627
Enclave at Arbor Estates	16	65	120	8,700	9,350	50%	2.9	4.7	5.6	19.3%	09.18.07	O-07-1634
Somerset Manor	77	50/60	100/110	5,000/6,600	6,000	50%	4	7.3	18.2	20.3%	05.05.08	O-08-1672
Ivy Glen	10	55	110	5,890	8,200	65%	3.4	5.3	3.0	20.0%	03.05.13	O-13-1864
The Preservation	36	60	140	8,500	9,170	50%	3	4.7	12.0	23.0%	05.14.13	O-13-1867

Average	59	56	106	6,207	6,866	57%	3.8	7.0	17.6	20.8%		
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708 West L.D. Lockett	4	100	125	20,000	22,186	30%	1.6	2.0	2.5	N/A		
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* Master Plan Density is calculated by dividing the total units in the development by the total acreage of the development

** Land Development Code Density is calculated by dividing the total units in the development by the total development acreage minus open space and right-of-way acreage



ORDINANCE O-13-1897

AN ORDINANCE OF THE CITY OF COLLEYVILLE, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF COLLEYVILLE, TEXAS, AS HERETOFORE AMENDED; BY AMENDING THE OFFICIAL ZONING MAP AND CHANGING THE ZONING ON 2.5 ACRES ON LOT B1A, A1B, B3, AND B2, BLOCK 4, OF THE W. C. NEWTON SUBDIVISION, FROM THE R40-SINGLE FAMILY RESIDENTIAL DISTRICT TO THE R20-SINGLE FAMILY RESIDENTIAL DISTRICT; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for rezoning under Case ZC13-015; 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 enact a new zoning ordinance; and

WHEREAS, the City Council has appointed a Planning and Zoning Commission to recommend the boundaries of the various original zoning districts and appropriate regulations be enforced therein and to recommend a new zoning ordinance; and

WHEREAS, the Planning and Zoning Commission has divided the City into districts and has prepared regulations pertaining to such districts in accordance with a comprehensive plan designed to lessen congestion in the streets; and to secure safety from fire, panic, and other dangers; to promote health, general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the 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 Planning and Zoning Commission of the City of Colleyville and the City of Colleyville City Council, in compliance with the Charter of the City of Colleyville, and State Law with reference to changes to zoning classifications under the Zoning Ordinance Regulations and Zoning Map, having given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally, and to the persons interested and situated in the affected area and in the vicinity thereof, the governing body of the City of Colleyville is of the opinion that said change in zoning should be made.

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 changing the zoning of 2.5 acres on Lots B1A, A1B, B3, and B2, Block 4, of the W. C. Newton Subdivision, from the R40-Single Family Residential district to the R20-Single Family Residential district, as depicted in the attached 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 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 it has been found that there has been a change in conditions in the above described property, it is now necessary that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare, and requires that this ordinance shall take effect immediately from and after its passage.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 19th day of November 2013.

The second reading and public hearing being conducted on the 3rd day of December 2013.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

[illegible]



City of Colleyville City Council Agenda Briefing

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

Agenda Number 7a

Agenda Date 11/19/2013

Number Resolution R-13-3688

Type Resolution

Department City Secretary

Title

Consideration of appointments to the Park Land Dedication Committee

Explanation

Reading and Public Hearing

The Park Land Dedication Committee is comprised of two members of the Planning and Zoning Commission and two members of the Parks and Recreation Advisory Board. Ordinance O-91-823, which established the Park Land Dedication Committee, provides that the City Council shall appoint the members of the Park Land Dedication Committee and the terms of the members of the Park Land Dedication Committee shall coincide with their respective terms on the Planning and Zoning Commission or the Parks and Recreation Advisory Board.

The Parks and Recreation Advisory Board will make a recommendation to fill the vacancy on the Park Land Dedication Committee during their meeting to be held in January, 2014.

Mr. Dave Dudziak's and Mr. Larry Knox's terms on the Park Land Dedication Committee expired September 2013. On November 11, 2013, the Planning and Zoning Commission recommended the appointment of Mr. Carel Tornes and Mr. David Wheelwright to the Park Land Dedication Committee, with a term expiring September 2015 and September 2014, respectively, to coincide with their Planning and Zoning Commission terms.

This item provides for City Council to consider the Planning and Zoning Commission appointments to the Park Land Dedication Committee.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Park Land Dedication Committee roster
2. Resolution R-13-3688

Park Land Dedication Committee

**Parks and Recreation
Representative**
VACANT
TERM:Jul 2013 - Dec 2013

**Parks and Recreation
Representative**
Kathryn Wheat
206 Colden Court
Colleyville, TX 76034
W: (415) 218-4930
H: (682) 214-1786
kwheat@gmail.com
TERM:Jan 2013 - Dec 2013

**Planning and Zoning
Representative**
David Dudziak
2301 Wilkes Court
Colleyville, TX 76034
W: (817) 684-7404
H: (817) 421-8789
dudziakd@colleyville.com
TERM:Oct 2011 - Sep 2013

**Planning and Zoning
Representative**
Larry Knox
7205 Monticello Parkway
Colleyville, TX 76034
W: (817) 640-1200
H: (817) 581-0941
knox.ldk@gmail.com
TERM:Nov 2012 - Sep 2013

RESOLUTION R-13-3688

**A RESOLUTION APPOINTING MEMBERS TO THE
PARK LAND DEDICATION COMMITTEE**

WHEREAS, the Park Land Dedication Committee is comprised of two members of the Parks and Recreation Advisory Board and two members of the Planning and Zoning Commission; and

WHEREAS, the Park Land Dedication Committee member terms coincide with the member's terms on the Parks and Recreation Advisory Board and the Planning and Zoning Commission; and

WHEREAS, the Planning and Zoning Commission recommends the appointment of Carel Tornes and David Wheelwright to the Park Land Dedication Committee.

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

- Sec. 1. THAT the City Council hereby appoints Carel Tornes to serve on the Park Land Dedication Committee with a term expiring September 2015.
- Sec. 2. THAT the City Council hereby appoints David Wheelwright to serve on the Park Land Dedication Committee with a term expiring September 2014.

AND IT IS SO RESOLVED.

PASSED BY A VOTE OF _____ AYES, _____ NAYS, AND _____ ABSTENTIONS ON THIS THE 19TH DAY OF NOVEMBER 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem



City of Colleyville City Council Agenda Briefing

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

Agenda Number 7b

Agenda Date 11/19/2013

Number Resolution R-13-3689

Type Resolution

Department City Manager

Title

A resolution casting votes for electing members to the Tarrant Appraisal District Board of Directors

Explanation

Reading and Public Hearing

The terms of service for the five (5) elected Directors of the Tarrant Appraisal District (TAD) expire December 31, 2013. Ten nominations have been received from the voting tax entities for candidates to fill these positions for a two-year term beginning January 1, 2014. By attached Resolution R-13-3678 on October 2, 2013, the City Council nominated Mr. John Eubanks to serve on the TAD Board. As listed on the attached ballot, the nominees for the 2014-2016 term of the Tarrant Appraisal District Board are:

- David Averitt
- Johnny Bennett
- John Deithloff
- John Eubanks
- John Fegan (Mr. Fegan has withdrawn his name for consideration for this term).
- Michael Glaspie (Mr. Glaspie has withdrawn his name for consideration for this term).
- Mike Leyman
- John Molyneaux
- Michael P. O'Donnell
- Joe Potthoff

The Texas Property Tax Code requires votes to be cast in an open meeting by resolution. All votes may be cast for one candidate or distributed among any number of candidates listed on the attached official ballot. There is no provision for write in

candidates, and votes cast for someone other than the candidates listed on the ballot cannot be counted.

The City of Colleyville is entitled to 23 votes collectively or separately for the nominees. The deadline for voting is December 14, 2013. All tax units will be notified of the results of the election before December 21, 2013.

Staff received resumes from Mr. John Eubanks and Mr. David Averitt, which are attached to this agenda briefing.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Resolution R-13-3678
2. TAD correspondence and official ballot dated October 25, 2013
3. Mr. John Eubanks Resume
4. Mr. David Averitt Resume
5. Resolution R-13-3689

RESOLUTION R-13-3678

**A RESOLUTION NOMINATING CANDIDATES FOR THE
TARRANT APPRAISAL DISTRICT BOARD OF DIRECTORS**

WHEREAS, the City of Colleyville contracts with the Tarrant Appraisal District (TAD) for setting property valuations; and

WHEREAS, the City of Colleyville is entitled to nominate one candidate for each of the five positions on the Tarrant Appraisal District Board of Directors; and

WHEREAS, the terms of the TAD Board of Directors expire December 31, 2013.

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

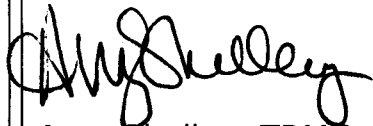
Sec. 1. THAT the City of Colleyville nominates the following individual(s) to serve on the Tarrant Appraisal District Board of Directors:

- John Eubanks

AND IT IS SO RESOLVED.

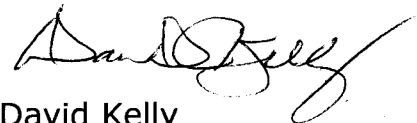
APPROVED BY A VOTE OF 1 AYES, 0 NAYS, AND 0 ABSTENTIONS ON
THIS THE 2ND DAY OF OCTOBER 2013.

ATTEST:



Amy Shelley, TRMC
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor



Jeff Law
Executive Director
Chief Appraiser

October 25, 2013

Ms. Jennifer Fadden
City Manager
City of Colleyville
100 Main Street
Colleyville, Texas 76034

Dear Ms. Fadden:

The terms of service for the five (5) elected Directors of the Tarrant Appraisal District expire December 31, 2013. The deadline for nominations has passed. Enclosed is a list of nominees for these five (5) positions and an official ballot.

The Property Tax Code requires that votes be in an open meeting by resolution. All votes may be cast for one candidate or distributed among any number of candidates listed on the official ballot. There is NO provision for write in candidates. Votes cast for someone other than the candidates listed on the ballot cannot be counted.

The deadline for voting is December 14, 2013. You may mail the ballot resolution, fax to (817) 595-6198 or email to mmccoy@tad.org. The five (5) candidates receiving the most votes are elected to a two (2) year term beginning January 1, 2014.

All tax units will be notified of the results of the election before December 31, 2013.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Law", is written over the typed name.

Jeff Law
Executive Director
Chief Appraiser

JL:mm
Encl.



OFFICIAL BALLOT

ELECTION OF MEMBERS TO THE BOARD OF DIRECTORS TARRANT APPRAISAL DISTRICT

We, the governing body of City of Colleyville having been advised by the Chief Appraiser of Tarrant Appraisal District that we are entitled to cast 23 votes collectively or separately for the following nominees for the Board of Tarrant Appraisal District:

David Averitt
Johnny Bennett
John Deithloff
John Eubanks
John Fegan (Mr. Fegan has withdrawn his name for consideration for this term.)
Michael Glaspie (Mr. Glaspie has withdrawn his name for consideration for this term.)
Mike Leyman
John Molyneaux
Michael P. O'Donnell
Joe Potthoff

do hereby resolve and order that City of Colleyville cast and does hereby cast its votes as follows:

_____ votes for _____
_____ votes for _____
_____ votes for _____
_____ votes for _____
_____ votes for _____

Passed this _____ day of _____, 2013

Presiding Officer

ATTEST

_____, Secretary or Clerk, City of Colleyville

IMPORTANT: This ballot should be returned by December 15, 2013 to Jeff Law, Chief Appraiser, Tarrant Appraisal District, 2500 Handley-Ederville Rd., Fort Worth, Texas, 76118

John T. Eubanks
7009 Lismore Court
Colleyville, Texas 76034-6624
817-481-3009 (Home)
817-706-9801 (Cell)
817-481-3009 (Fax)

PERSONAL

Born—August 21, 1940 in Caldwell, Texas
Married; three daughters and two sons; eight grandchildren
Resided in Tarrant County for over thirty five (35) years

EDUCATION

Caldwell High School, Caldwell, Texas, 1958
Texas A&M University; Business Administration-Accounting; 1962

BUSINESS

Chairman, Chief Executive Officer, President and Owner of Mesco Metal Buildings located in Southlake, Texas from 1988 until 2000 (Retired); manufacturing and sales of engineered metal building systems and components in the Central and Southeastern regions of the United States. Prior to 1988, served as executive and/or owner in a variety of businesses engaged in manufacturing and sales.

OTHER

First Baptist Church Colleyville, Member
Grapevine-Colleyville Education Foundation, Founding Donor and Director
Carroll Education Foundation, Founding Donor and Director
Grapevine-Colleyville ISD Board of Trustees, President
Colleyville Tax Increment Financing District (TIF), Board of Directors
Colleyville Public Library, Former Ex-Officio Member of Board of Directors
Colleyville Area Chamber of Commerce
Baylor Medical at Grapevine, Donor and Former Member of Development Committee
Northeast Tarrant County American Heart Association, Former Director
Harris Methodist Health Foundation, Board of Governors and Finance Committee
Harris Methodist Health Foundation, Chairman, Endowment Sub-Committee
Harris Methodist Hospital (HEB), Steering Committee for Siratt Women's Center
Texas A&M University Lowry Mays School of Business Outstanding Alumni
Tarrant Appraisal District, Board of Directors
Texas A&M Association of Former Students Endowed Diamond Century Club
Texas A&M University President's Endowed Scholarship Donor
Texas A&M University Permanently Endowed 12th Man Scholarship Donor
GCISD Committee for Continued Educational Excellence, Chairman
Colleyville Lions Club
Texas A&M 12th Man Foundation, Mid-Cities Champions Council
Northeast Leadership Forum
John Peter Smith Hospital, Advisory Council
U.S. Army Reserve – 1963 - 1969

David Averitt

Residence:

- 1970 – Present: Haltom City, Tarrant County, Texas.

Occupation:

- 1999 – Present: Broker / Owner: Averitt Realty and Property Management.

Public Service:

- Current member of the Tarrant Appraisal District Board of Directors; Appointed January 2012.
- Elected to Haltom City Council Place 3: May 2010.
- Current Member of the Haltom City Finance Audit Committee.
- Current Council liaison to the Haltom City Zoning Board of Adjustments.
- Past Member of the Birdville Education Foundation.
- Elected to Haltom City Council 1993-95 and 2000-04.
- Past member of Haltom City Finance Audit Committee.
- Past Council Liaison to Haltom City Beautification Board.
- Past Member of the Haltom City Park & Recreation Board.
- Past member of the Haltom City Library Board.
- Past member of the Haltom City Economic Development Corporation.
- Past Council Liaison to Haltom City Planning & Zoning Commission.
- Past Member Haltom City Bond Study Committee.
- Past Council Liaison to the Haltom City Housing Authority.
- Past Council liaison to the Haltom City Park & Recreation Board.
- Past Member Haltom City Recycling Task Force.
- Graduate of the Haltom City Citizens Fire Academy.

RESOLUTION R-13-3689

**A RESOLUTION CASTING A VOTE FOR ELECTING MEMBERS TO THE
TARRANT APPRAISAL DISTRICT BOARD OF DIRECTORS**

WHEREAS, the City of Colleyville contracts with the Tarrant Appraisal District (TAD) for setting property valuations; and

WHEREAS, the City of Colleyville is entitled to cast 23 ballots, collectively or separately for nominees for the Tarrant Appraisal District (TAD) Board of Directors; and

WHEREAS, the terms of the elected TAD Board of Directors will begin January 1, 2014.

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

Sec. 1. THAT the City of Colleyville casts the following votes:

_____	votes for	_____
_____	votes for	_____
_____	votes for	_____
_____	votes for	_____
_____	votes for	_____

to be elected to the Tarrant Appraisal District Board of Directors.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _____ AYES, _____ NAYS, AND _____
ABSTENTIONS ON THIS THE 19TH DAY OF NOVEMBER 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem



City of Colleyville City Council Agenda Briefing

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

Agenda Number 7c

Agenda Date 11/19/2013

Number Resolution R-13-3690

Type Resolution

Department City Manager

Title

Approval to pass through a water and sewer rate increase received by the City of Colleyville from the Trinity River Authority

Explanation

Reading and Public Hearing

Annually, staff updates the utility rate study to include changes in consumption patterns, incorporation of Trinity River Authority (TRA) rate increases, and the rate effect of future infrastructure renewal needs. TRA is the sole provider of the City's treated water and sewer. As a part of the Fiscal Year 2014 (FY 2014) budget discussion, staff informed the City Council that a rate increase would be necessary in the event TRA's FY 2014 rates were greater than those in the City's current rate structure. The staff presented the FY 2014 update to City Council at the November 5, 2013 Pre Council meeting.

The major cost component of the Utility Fund is the treated water and sewer purchased from TRA, which comprises 68 percent of the FY 2014 Utility Fund budget. Currently, TRA charges the City \$2.53 for treated water and \$1.82 for treated sewer for each 1,000 gallons. TRA's FY 2014 budget will go into effect on December 1, 2013. The adopted FY 2014 TRA rate per 1,000 gallons for treated water is \$2.64 and the rate per 1,000 gallons for treated sewer is \$2.20. This is an increase of \$0.11 and \$0.38, respectively, over the FY 2013 rates of \$2.53 for water and \$1.82 for sewer. The FY 2013 TRA rates are those upon which the City's current water and sewer rate structure is based. Per TRA, the water rate increase is for increased raw water cost and debt issuance for water plant reliability and distribution improvements, and the sewer rate increase is for treatment plant rehabilitation and plant and collection system improvements.

Attached Exhibit "A" is a five year projection of Utility Fund expenses and coverage ratios for FY 2014-2018, under the current rate structure. Due to current and future TRA rate increases, the current water and sewer rates do not provide the required debt coverage ratio of 1.20 or provide any funding for infrastructure replacement in the recently approved Capital Improvement Plan for FY 2014 - 2018. For FY 2014, the projected debt coverage ratio is 0.73 with current water and sewer rates, and does not meet the 1.20 coverage ratio required by utility bond covenants. When the coverage ratio is not met, the rating agencies can downgrade ratings on existing bonds and future bonds cannot be sold until the coverage ratio is met. In

order to meet the required debt coverage ratio and provide funding for infrastructure replacement in the approved Capital Improvement Plan, a pass through water rate adjustment of \$0.11 per 1,000 and a sewer rate adjustment of \$0.38 per 1,000 is necessary for FY 2014.

Exhibit "B" is a five year projection of Utility Fund expenses and coverage ratio for FY 2014-2018 under the proposed rate structure that includes the TRA pass through rate increases. The FY 2014 water rate adjustment of \$0.11 replicates the TRA increase, as does the \$0.38 sewer rate increase. This exhibit also displays the year-to-year projected rate increase and the cumulative projected rate increase from the FY 2013 rates. It also displays the projected amount that would be available to fund future infrastructure renewals. As was proposed with the adoption of the tiered water rate structure, revenue received in the Utility Fund in excess of coverage ratio requirements, would be reserved for future infrastructure replacement, as included in the adopted Capital Improvements Plan.

Ordinance O-89-741 (attached), and its subsequent update through Ordinance O-11-1788 (attached), allows the direct pass through of increases for treated water and sewer by TRA to be adopted by resolution. As directed by City Council at the November 5, 2013 Pre Council meeting, proposed Resolution R-13-3690 passes through the TRA water rate increase of \$0.11 on each of the individual water rate tiers and the sewer rate increase of \$0.38, from the existing rate of \$2.46 to \$2.84 per 1,000 gallons. The current rates per tier of water usage are as follows:

2,001-20,000 gallons	\$3.74
20,001-30,000 gallons	\$4.30
30,001-40,000 gallons	\$4.86
40,001-50,000 gallons	\$5.42
Over 50,000 gallons	\$5.98

Incorporating the pass through of the TRA water rate increase, the proposed rates will be as follows:

2,001-20,000 gallons	\$3.85
20,001-30,000 gallons	\$4.41
30,001-40,000 gallons	\$4.97
40,001-50,000 gallons	\$5.53
Over 50,000 gallons	\$6.09

The new minimum water bill, which includes the first 2,000 gallons of usage, will be \$12.74, and the new minimum sewer bill, which includes the first 2,000 gallons of usage, will be \$9.94. These rates will become effective December 1, 2013 for the utility bills to be received in January 2014.

For FY 2014, the cities of Bedford, Euless, Grapevine, Hurst, and North Richland Hills have increased their water and sewer rates, reflected in the attached Water and Sewer Rate Comparison of surrounding cities. According to the comparison, Colleyville citizens would pay on average \$7.05 less than the surrounding cities for 15,000 gallons of water under the proposed TRA pass through rate increase. For 10,000 gallons of sewer, Colleyville citizens would pay on average \$7.28 less than the surrounding cities under the proposed TRA pass through rate increase. The proposed monthly increase in the combined bill for 15,000 gallons of water and 10,000 gallons of sewer would be \$5.45.

Over the next five years, TRA projects the cost for treated water to increase to \$3.26 per 1,000 gallons and the cost for treated sewer to increase to \$2.91 per 1,000 gallons, an increase of \$0.73 and \$1.09, respectively over current rates. Per TRA, these increases are projected to cover forecasted increased costs for the purchase of raw water, chemicals, and debt service for future proposed debt issuances to fund federal environmental mandates and replacement of aging infrastructure. So that there is an awareness of future TRA rate increases, Exhibit "A" displaying TRA projected rates for FY 2014-2018 is included with the resolution.

Financial Impact

The pass through of the current TRA water and sewer rate increases generates sufficient coverage to offset the increase in TRA rates for treated water and sewer costs.

Recommendation

Approve

Attachments

1. FY 2014 - 2018 utility plan - no pass through of TRA rate increase - Exhibit A
2. FY 2014 - 2018 utility plan - pass through of TRA rate increase - Exhibit B
3. FY 2014 rate comparison of surrounding cities
4. Ordinance O-89-741
5. Ordinance O-11-1788
6. Resolution R-13-3690

FIVE YEAR PROJECTION OF UTILITY FUND EXPENSES/COVERAGE FY 2014 - FY 2018
TIERED WATER RATES AND NO PASS THROUGH OF TRA RATE INCREASES

EXHIBIT A

ASSUMPTIONS: 70 NEW WATER/SEWER CUSTOMERS ANNUALLY

4.5% WATER REDUCTION BEGINNING IN FY 2014/ NO ADDITIONAL REDUCTION IN FY 2015 AND 2016

MINIMUM RATE \$3.74 - MAXIMUM RATE OVER 50,000 GALLONS - \$5.98 (60% DIFFERENTIAL BETWEEN MINIMUM AND MAXIMUM RATES)

FISCAL YEAR	2013	2014	2015	2016	2017	2018
AVERAGE ANNUAL WATER CUSTOMERS	9,325	9,395	9,465	9,535	9,605	9,675
AVERAGE MONTHLY USAGE	21,168	21,168	21,168	21,168	21,168	21,168
AMOUNT DERIVED FROM MINIMUM BILL	\$1,403,692	\$1,411,505	\$1,422,022	\$1,432,538	\$1,443,055	\$1,453,572
AMOUNT DERIVED FROM VOLUME CHARGE	\$9,280,214	\$8,929,074	\$8,996,042	\$9,063,512	\$9,131,489	\$9,199,975
AVERAGE ANNUAL SEWER CUSTOMERS	8,675	8,745	8,815	8,885	8,955	9,025
AVERAGE MONTHLY USAGE	10,100	10,100	10,100	10,100	10,100	10,100
AMOUNT DERIVED FROM MINIMUM BILL	\$955,638	\$963,349	\$971,060	\$978,772	\$986,483	\$994,194
AMOUNT DERIVED FROM VOLUME CHARGE	\$2,074,297	\$2,091,034	\$2,107,772	\$2,124,510	\$2,141,248	\$2,157,986
OPERATING REVENUE:						
WATER SALES	\$10,683,906	\$10,340,579	\$10,418,064	\$10,496,051	\$10,574,544	\$10,653,547
CUMULATIVE TRA PASS-THROUGH WATER RATE INCREASE	\$0	\$0	\$0	\$0	\$0	\$0
WATER MINIMUM BILL TRA PASS THROUGH ON 2,000 GALLONS	\$0	\$0	\$0	\$0	\$0	\$0
SEWER CHARGES	\$3,278,271	\$3,054,384	\$3,078,833	\$3,103,282	\$3,127,731	\$3,152,180
CUMULATIVE TRA PASS-THROUGH SEWER RATE INCREASE	\$0	\$0	\$0	\$0	\$0	\$0
SEWER MINIMUM BILL TRA PASS THROUGH ON 2,000 GALLONS	\$0	\$0	\$0	\$0	\$0	\$0
WATER INSTALLATION	\$25,470	\$21,000	\$21,000	\$21,000	\$21,000	\$21,000
SEWER INSTALLATION	\$10,700	\$7,000	\$7,000	\$7,000	\$7,000	\$7,000
ENGINEERING AND DEVELOPMENT	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
PENALTY	\$191,784	\$200,924	\$202,453	\$203,990	\$205,534	\$207,086
SEWER TIE ON REVENUE	\$0	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
MISC REVENUE	\$13,000	\$13,000	\$13,000	\$13,000	\$13,000	\$13,000
TOTAL OPERATING REVENUE	\$14,208,131	\$13,646,887	\$13,750,350	\$13,854,322	\$13,958,809	\$14,063,812
OPERATING EXPENSES:						
SUPPORT	\$878,002	\$1,060,731	\$1,081,946	\$1,103,585	\$1,125,656	\$1,148,169
BILLING	\$349,732	\$386,616	\$394,348	\$402,235	\$410,280	\$418,486
WATER OPERATIONS	\$714,799	\$563,560	\$574,831	\$586,328	\$598,054	\$610,015
WASTEWATER OPERATIONS	\$436,936	\$335,597	\$342,309	\$349,155	\$356,138	\$363,261
TRA WATER	\$6,445,717	\$6,725,775	\$6,778,454	\$7,310,025	\$7,754,639	\$8,130,180
TRA SEWER	\$1,995,708	\$2,375,159	\$2,672,056	\$2,864,625	\$3,058,787	\$3,244,475
OPERATING TRANSFER	\$1,049,222	\$1,037,213	\$1,071,597	\$1,079,752	\$1,087,947	\$1,096,182
TOMORROW FUND REPAYMENT	\$44,286	\$44,286	\$44,286	\$44,286	\$44,286	\$44,286
NON-DEPARTMENTAL	\$0	\$292,868	\$298,725	\$304,700	\$310,794	\$317,010
WATER / WASTEWATER LINE RENEWALS	\$150,233	\$250,000	\$250,000	\$250,000	\$250,000	\$250,000
TOTAL OPERATING EXPENSES	\$12,064,635	\$13,071,805	\$13,508,553	\$14,294,691	\$14,996,582	\$15,622,064
OPERATING INCOME	\$2,143,496	\$575,082	\$241,797	-\$440,368	-\$1,037,773	-\$1,558,252
PLUS NON-OPERATING REVENUE (INT INC)	\$20,300	\$20,300	\$20,300	\$20,300	\$20,300	\$20,300
NET INCOME	\$2,163,796	\$595,382	\$262,097	-\$420,068	-\$1,017,473	-\$1,537,952
2004 REFUNDING SERIES	\$195,723	\$198,673	\$0	\$0	\$0	\$0
2010 REFUNDING BOND ISSUE	\$632,100	\$620,500	\$490,100	\$365,325	\$365,325	\$365,325
ANNUAL DEBT SERVICE	\$827,823	\$819,173	\$490,100	\$365,325	\$365,325	\$365,325
AMOUNT AVAILABLE FOR COVERAGE RATIO	\$2,163,796	\$595,382	\$262,097	-\$420,068	-\$1,017,473	-\$1,537,952
AMOUNT NEEDED FOR COVERAGE RATIO	\$993,388	\$983,008	\$588,120	\$438,390	\$438,390	\$438,390
AMOUNT OVER/(UNDER) DEBT SERVICE AND 1.20 COVERAGE RATIO	\$1,170,408	-\$387,626	-\$326,023	-\$858,458	-\$1,455,863	-\$1,976,342
AMOUNT AVAILABLE FOR CIP/REHAB	\$1,170,408	\$0	\$0	\$0	\$0	\$0
TARGET COVERAGE RATIO	1.20	1.20	1.20	1.20	1.20	1.20
ACTUAL COVERAGE RATIO	2.61	0.73	0.53	(1.15)	(2.79)	(4.21)

PASS THROUGH TRA RATE INCREASES

ANNUAL PASS THROUGH TRA WATER INCREASE - PER 1,000 GALLONS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CUMULATIVE TRA RATE INCREASE FROM CURRENT RATES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ANNUAL PASS THROUGH TRA SEWER INCREASE - PER 1,000 GALLONS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CUMULATIVE TRA RATE INCREASE FROM CURRENT RATES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

FIVE YEAR PROJECTION OF UTILITY FUND EXPENSES/COVERAGE FY 2014 - FY 2018
TIERED WATER RATES AND PASS THROUGH OF TRA RATE INCREASES

EXHIBIT B

ASSUMPTIONS: 70 NEW WATER/SEWER CUSTOMERS ANNUALLY

4.5% WATER REDUCTION BEGINNING IN FY 2014/ NO ADDITIONAL REDUCTION IN FY 2015 AND 2016

MINIMUM RATE \$3.85 - MAXIMUM RATE OVER 50,000 GALLONS - \$6.09 (60% DIFFERENTIAL BETWEEN MINIMUM AND MAXIMUM RATES)

FISCAL YEAR	2013	2014	2015	2016	2017	2018
AVERAGE ANNUAL WATER CUSTOMERS	9,325	9,395	9,465	9,535	9,605	9,675
AVERAGE MONTHLY USAGE	21,168	21,168	21,168	21,168	21,168	21,168
AMOUNT DERIVED FROM MINIMUM BILL	\$1,403,692	\$1,411,505	\$1,422,022	\$1,432,538	\$1,443,055	\$1,453,572
AMOUNT DERIVED FROM VOLUME CHARGE	\$9,280,214	\$8,929,074	\$8,996,042	\$9,063,512	\$9,131,489	\$9,199,975
AVERAGE ANNUAL SEWER CUSTOMERS	8,675	8,745	8,815	8,885	8,955	9,025
AVERAGE MONTHLY USAGE	10,100	10,100	10,100	10,100	10,100	10,100
AMOUNT DERIVED FROM MINIMUM BILL	\$955,638	\$963,349	\$971,060	\$978,772	\$986,483	\$994,194
AMOUNT DERIVED FROM VOLUME CHARGE	\$2,074,297	\$2,091,034	\$2,107,772	\$2,124,510	\$2,141,248	\$2,157,986
OPERATING REVENUE:						
WATER SALES	\$10,683,906	\$10,340,579	\$10,418,064	\$10,496,051	\$10,574,544	\$10,653,547
CUMULATIVE TRA PASS-THROUGH WATER RATE INCREASE	\$0	\$235,627	\$539,505	\$978,291	\$1,335,863	\$1,610,307
WATER MINIMUM BILL TRA PASS THROUGH ON 2,000 GALLONS	\$0	\$24,803	\$56,790	\$102,978	\$140,617	\$169,506
SEWER CHARGES	\$3,278,271	\$3,054,384	\$3,078,833	\$3,103,282	\$3,127,731	\$3,152,180
CUMULATIVE TRA PASS-THROUGH SEWER RATE INCREASE	\$0	\$319,018	\$533,131	\$673,838	\$808,099	\$944,376
SEWER MINIMUM BILL TRA PASS THROUGH ON 2,000 GALLONS	\$0	\$79,754	\$133,283	\$168,460	\$202,025	\$236,094
WATER INSTALLATION	\$25,470	\$21,000	\$21,000	\$21,000	\$21,000	\$21,000
SEWER INSTALLATION	\$10,700	\$7,000	\$7,000	\$7,000	\$7,000	\$7,000
ENGINEERING AND DEVELOPMENT	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
PENALTY	\$191,784	\$209,244	\$218,543	\$228,772	\$237,694	\$245,406
SEWER TIE ON REVENUE	\$0	\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
MISC REVENUE	\$13,000	\$13,000	\$13,000	\$13,000	\$13,000	\$13,000
TOTAL OPERATING REVENUE	\$14,208,131	\$14,314,408	\$15,029,148	\$15,802,671	\$16,477,573	\$17,062,416
OPERATING EXPENSES:						
SUPPORT	\$878,002	\$1,060,731	\$1,081,946	\$1,103,585	\$1,125,656	\$1,148,169
BILLING	\$349,732	\$386,616	\$394,348	\$402,235	\$410,280	\$418,486
WATER OPERATIONS	\$714,799	\$563,560	\$574,831	\$586,328	\$598,054	\$610,015
WASTEWATER OPERATIONS	\$436,936	\$335,597	\$342,309	\$349,155	\$356,138	\$363,261
TRA WATER	\$6,445,717	\$6,725,775	\$6,778,454	\$7,310,025	\$7,754,639	\$8,130,180
TRA SEWER	\$1,995,708	\$2,375,159	\$2,672,056	\$2,864,625	\$3,058,787	\$3,244,475
OPERATING TRANSFER	\$1,049,222	\$1,037,213	\$1,115,969	\$1,165,563	\$1,220,117	\$1,267,699
TOMORROW FUND REPAYMENT	\$44,286	\$44,286	\$44,286	\$44,286	\$44,286	\$44,286
NON-DEPARTMENTAL	\$0	\$292,868	\$298,725	\$304,700	\$310,794	\$317,010
WATER / WASTEWATER LINE RENEWALS	\$150,233	\$250,000	\$250,000	\$250,000	\$250,000	\$250,000
TOTAL OPERATING EXPENSES	\$12,064,635	\$13,071,805	\$13,552,924	\$14,380,502	\$15,128,752	\$15,793,581
OPERATING INCOME	\$2,143,496	\$1,242,603	\$1,476,224	\$1,422,170	\$1,348,820	\$1,268,835
PLUS NON-OPERATING REVENUE (INT INC)	\$20,300	\$20,300	\$20,300	\$20,300	\$20,300	\$20,300
NET INCOME	\$2,163,796	\$1,262,903	\$1,496,524	\$1,442,470	\$1,369,120	\$1,289,135
2004 REFUNDING SERIES	\$195,723	\$198,673	\$0	\$0	\$0	\$0
2010 REFUNDING BOND ISSUE	\$632,100	\$620,500	\$490,100	\$365,325	\$365,325	\$365,325
ANNUAL DEBT SERVICE	\$827,823	\$819,173	\$490,100	\$365,325	\$365,325	\$365,325
AMOUNT AVAILABLE FOR COVERAGE RATIO	\$2,163,796	\$1,262,903	\$1,496,524	\$1,442,470	\$1,369,120	\$1,289,135
AMOUNT NEEDED FOR COVERAGE RATIO	\$993,388	\$983,008	\$588,120	\$438,390	\$438,390	\$438,390
AMOUNT OVER/(UNDER) DEBT SERVICE AND 1.20 COVERAGE RATIO	\$1,170,408	\$279,895	\$908,404	\$1,004,080	\$930,730	\$850,745
AMOUNT AVAILABLE FOR CIP/REHAB	\$1,170,408	\$279,895	\$908,404	\$1,004,080	\$930,730	\$850,745
TARGET COVERAGE RATIO	1.20	1.20	1.20	1.20	1.20	1.20
ACTUAL COVERAGE RATIO	2.61	1.54	3.05	3.95	3.75	3.53

PASS THROUGH TRA RATE INCREASES

ANNUAL PASS THROUGH TRA WATER INCREASE - PER 1,000 GALLONS	\$0.00	\$0.11	\$0.14	\$0.20	\$0.16	\$0.12
CUMULATIVE TRA RATE INCREASE FROM CURRENT RATES	\$0.00	\$0.11	\$0.25	\$0.45	\$0.61	\$0.73
ANNUAL PASS THROUGH TRA SEWER INCREASE - PER 1,000 GALLONS	\$0.00	\$0.38	\$0.25	\$0.16	\$0.15	\$0.15
CUMULATIVE TRA RATE INCREASE FROM CURRENT RATES	\$0.00	\$0.38	\$0.63	\$0.79	\$0.94	\$1.09

WATER AND SEWER RATE COMPARISON OF SURROUNDING CITIES

WATER RATE COMPARISON OF SURROUNDING CITIES

CITY	MINIMUM BILL	# OF GALLONS IN MINIMUM BILL	BILL FOR 2,000 GALS	RATE PER 1,000 GALS	CUSTOMER BILL 10,000 GALS	CUSTOMER BILL 15,000 GALS	CUSTOMER BILL 20,000 GALS
BEDFORD	\$18.92	0	\$24.87	\$2.98	\$48.69	\$63.57	\$78.45
EULESS **	\$8.45	0	\$13.41	\$3.54 ^^	\$42.59	\$64.58	\$88.08
GRAPEVINE	\$11.51	2,000	\$11.51	\$3.23	\$37.35	\$53.50	\$69.65
HURST	\$14.82	2,000	\$14.82	\$5.96	\$62.50	\$92.30	\$122.10
KELLER **	\$16.88	0	\$20.80	\$3.17 ^^	\$45.84	\$63.12	\$80.34
NORTH RICHLAND HILLS **	\$10.00	2,000	\$10.00	\$4.43 ^^	\$45.44	\$67.59	\$89.74
SOUTHLAKE **	\$28.35	2,000	\$28.35	\$3.62 ^^	\$54.99	\$74.24	\$93.49
AVERAGE (0-20,000 GALLONS)	\$15.56		\$17.68	\$3.85	\$48.20	\$68.41	\$88.84
COLLEYVILLE CURRENT ~	\$12.52	2,000	\$12.52	\$3.74 ^^	\$42.44	\$61.14	\$79.84
VARIANCE IN RATES	(\$3.04)		(\$5.16)	(\$0.11)	(\$5.76)	(\$7.27)	(\$9.00)
AVERAGE	\$15.56		\$17.68	\$3.85	\$48.20	\$68.41	\$88.84
COLLEYVILLE 2014 TRA PASS THROUGH <<	\$12.74	2,000	\$12.74	\$3.85 ^^	\$42.66	\$61.36	\$80.06
VARIANCE IN RATES	(\$2.82)		(\$4.94)	\$0.00	(\$5.54)	(\$7.05)	(\$8.78)

** TIERED WATER RATES ARE IN EFFECT IN THE FOLLOWING CITIES:

** EULESS' WATER RATE IS \$2.67 FOR 0 TO 2,000 GALLONS, \$3.60 FOR 3,001 TO 8,000 GALLONS, \$4.17 FOR 9,000 TO 15,000 GALLONS, \$4.70 FOR 16,000 TO 35,000 GALLONS, AND \$5.30 FOR ALL USAGE ABOVE 35,000 GALLONS

** KELLER'S WATER RATE IS \$1.96 FOR 0 TO 2,000 GALLONS, \$3.13 FOR 2,000 TO 10,000 GALLONS, \$3.45 FOR 10,001 TO 20,000 GALLONS, \$3.88 FOR 20,001 TO 25,000 GALLONS, \$4.99 FOR 25,000 TO 40,000 GALLONS, AND \$5.42 FOR ALL USAGE ABOVE 40,000 GALLONS

** NORTH RICHLAND HILLS' WATER RATE IS \$4.43 FOR 2,000 TO 22,440 GALLONS AND \$4.49 FOR ALL USAGE ABOVE 22,440 GALLONS

** SOUTHLAKE'S WATER RATE IS \$3.33 FOR 2,000 TO 10,000 GALLONS, \$3.85 FOR 10,001 TO 25,000 GALLONS AND \$4.12 FOR 25,000 TO 40,000, AND \$4.64 FOR ALL USAGE ABOVE 40,000 GALLONS

~ COLLEYVILLE'S WATER RATE IS \$3.74 FOR 2,000 TO 20,000 GALLONS, \$4.30 FOR 20,001 TO 30,000 GALLONS \$4.86 FOR 30,001 TO 40,000 GALLONS, \$5.42 FOR 40,001 TO 50,000, AND \$5.98 FOR ALL USAGE ABOVE 50,000 GALLONS

^^ RATES SHOWN ARE THE AVERAGE OF THE TIERED RATE USAGE OF 0-20,000 GALLONS

<< COLLEYVILLE PROPOSED INCLUDES PASS THROUGH OF TRA RATE INCREASE PER 1,000 GALLONS OF WATER USAGE (\$0.11) ON ALL GALLONS OF USAGE, INCLUDING THE FIRST 2,000 GALLONS INCLUDED IN THE MINIMUM BILL

SEWER RATE COMPARISON OF SURROUNDING CITIES

CITY	MINIMUM BILL	# OF GALS IN MINIMUM BILL	BILL FOR 2,000 GALS	RATE PER 1,000 GALS	WINTER AVERAGE BILLED	CUSTOMER BILL 10,000 GALS
BEDFORD	\$11.21	0	\$14.75	\$1.77	Y	\$28.93
EULESS	\$7.25	0	\$13.63	\$3.19	N	\$39.15
GRAPEVINE	\$9.20	2,000	\$9.20	\$3.85	Y	\$40.00
HURST	\$10.73	0	\$17.61	\$3.44	Y	\$45.13
KELLER	\$11.85	0	\$18.13	\$3.14	Y	\$43.25
N RICHLAND HILLS	\$8.39	0	\$13.31	\$2.46	Y	\$32.99
SOUTHLAKE	\$26.16	2,000	\$26.16	\$3.00	N	\$50.16
AVERAGE	\$12.11		\$16.11	\$2.98	Y	\$39.94
COLLEYVILLE CURRENT	\$9.18	2,000	\$9.18	\$2.46	Y	\$28.86
VARIANCE IN RATES	(\$2.93)		(\$6.93)	(\$0.52)		(\$11.08)
AVERAGE	\$12.11		\$16.11	\$2.98	Y	\$39.94
COLLEYVILLE PROPOSED *	\$9.94	2,000	\$9.94	\$2.84	Y	\$32.66
VARIANCE IN RATES	(\$2.17)		(\$6.17)	(\$0.14)		(\$7.28)

* COLLEYVILLE PROPOSED INCLUDES PASS THROUGH OF TRA RATE INCREASE PER 1,000 GALLONS OF SEWER USAGE (\$0.38) ON ALL GALLONS OF USAGE, INCLUDING THE FIRST 2,000 GALLONS INCLUDED IN THE MINIMUM BILL

Posted
8-11-89
4:30 p.m.
lvj

ORDINANCE 0-89-741

AN ORDINANCE AMENDING SECTION 3A AND 3B OF THE WATER AND SEWER POLICY PROCEDURAL MANUAL OF THE CITY OF COLLEYVILLE BY INCREASING THE WATER RATES CHARGED; PROVIDING FOR DIFFERENT WATER RATES BETWEEN IN-CITY AND OUT-OF-CITY CUSTOMERS; INCREASING SEWER RATES; ADOPTING FINANCIAL MANAGEMENT GUIDELINES FOR THE WATER AND SEWER UTILITY FUND; CREATING A SEPARATE REVENUE ACCOUNT FOR PENALTIES PAID IN DELINQUENT UTILITY BILLS; AUTHORIZING GUIDELINES FOR INTERFUND TRANSFERS AND CHARGES; REQUIRING CHARGES FOR WATER AND SEWER SERVICES BE CHARGED FOR CITY DEPARTMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council did authorize a Water and Wastewater Rate Study, and

WHEREAS, said rate study offered specific recommendations to provide for a financially viable Utility Fund without adding unnecessarily to the burden of the ad valorem tax payer, including but not limited to the repair and use of public streets and rights of way, and

WHEREAS, the City Council desires to implement water and sewer rates and policies which are deemed to be in the best interest of the City,

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

Sec. 1. THAT Section 3A of the Water and Sewer Policy Procedural Manual for the City of Colleyville, Texas, which is "Appendix A" to Chapter 11 of the Colleyville Code be amended to read as follows:

"A. The following monthly rates shall be charged for water:

Rates For In-City Customers:

1. Minimum for month for first 2,000 gallons ..\$12.00
2. All usage over 2,000 gallons.....\$ 2.00
per 1,000 gallons

Rates for Out-City Customers:

1. Minimum for month for first 2,000 gallons ..\$16.00
2. All usage over 2,000 gallons.....\$ 2.00
per 1,000 gallons

1
2
3 Sec. 2. THAT Section 3B(1) through (3) of the Water
4 and Sewer Policy Procedural Manual for the City
5 of Colleyville, Texas, which is "Appendix A" to
6 Chapter 11 of the Colleyville Code be amended to
7 read as follows:

8
9 "(1) A monthly charge shall be charged to all
10 customers in the amount of \$8.60 per residential
11 or business occupancy.

12
13 (2) A monthly volume charge shall also be charged
14 to all customers in the amount of \$.90 per 1,000
15 gallons of water used over and above 2,000 gallons
16 minimum waste water produced, as more specifically
17 set forth hereinafter.

18
19 The monthly volume charge for residential class
20 customers will be based on the individual customer's
21 average monthly water use during the preceding winter
22 quarter months of December, January and February,
23 without limitation. Said average monthly water
24 use shall be averaged to the nearest 1,000 gallons
25 (breaking point being 500). The volumes used to
26 compute these charges are based on the amount of
water used by the residential class customers as
measured by the water meter. Where no preceding
winter quarter average is available from records,
the Director of Public Works shall estimate a volume
to be used for this monthly volume charge.

(3) The monthly service charge shall also be charged
to all customers in the amount of \$8.60 per unit
for multi-family resident occupancy.

A monthly volume charge shall also be charged to
all multi-family residences per unit in the amount
of \$.90 per 1,000 gallons of water used, or wastewater
produced computed upon the same basis as set out
in part (2) hereof."

20 Sec. 3. THAT the Financial Management Guidelines as identified
21 in the "Water and Wastewater Rate Study" compiled
22 by Charles Binford, Financial Management Consultant,
23 June, 1989 is hereby adopted by reference identified
24 as Exhibit A Ordinance 0-89-741 and apart hereof.

25 Sec. 4. THAT a separate revenue account is established in
26 the Water and Sewer Utility Enterprise Fund to account
for penalties on delinquent utility bills.

1
2
3 Sec. 5. THAT a payment-in-lieu-of-tax (PILOT) shall be paid
4 by the Water and Sewer Utility Fund to the General
5 Fund. PILOT shall be paid to the General Fund during
6 the last quarter of each fiscal year. The amount
of the PILOT to be paid will be determined by applying
the current tax rate to the net value of the utility
system as of September 30 of the preceding fiscal
year.

7 Sec. 6. THAT a franchise tax shall be charged and paid by
8 the Water and Sewer Utility Fund to the General
9 Fund. Said Franchise Tax shall be paid to the General
10 Fund during the last quarter of each fiscal year.
The amount of the Franchise tax shall be two percent
(2%) of operating revenue as of September 30 of
the preceding fiscal year.

11 Sec. 7. THAT an Operating Transfer shall be paid from the
12 Water and Sewer Utility Fund to the General Fund
13 for Administrative services provided the Water and
14 Sewer Utility Fund by the General Fund. Said transfer
shall be made during the last quarter of the fiscal
year. The amount of the Administrative Services
Transfer shall be four percent (4%) of the operating
revenues as of September 30 of the preceding fiscal
year.

15 Sec. 8. THAT the City Council may, by Resolution increase
16 rates proportionately to pass through direct increases
originated by the Trinity River Authority for water
delivery or sewer treatment charges.

17 Sec. 9. THAT all Departments of the City shall be metered
18 and billed for water consumption and sewer service
provided.

19 Sec. 10. THAT the above change in water and sewer rates shall
be effective October 1, 1989.

20 AND IT IS SO ORDERED.

21 The first reading and public hearing being conducted on the
22 15th day of August, 1989.

The second reading and public hearing being conducted on
the 5th day of September, 1989.

23 The third reading and public hearing being conducted on the
19th day of September, 1989.

24 CITY OF COLLEYVILLE

25 

26 CHRIS HAWKINS
Mayor

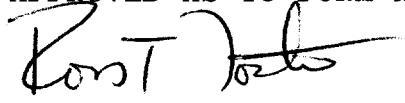
EXHIBIT A ORDINANCE 0-89-741

Ordinance 0-89-741
Page 4

ATTEST:


LAVADA JOHNSON
City Secretary

APPROVED AS TO FORM AND LEGALITY:


ROSS T. FOSTER
City Attorney

L/A/5

FINANCIAL MANAGEMENT GUIDELINES

As a frame of reference in reviewing the statistical information presented in this report, and as a means of ensuring the financial integrity of the Utility Enterprise Fund, it is recommended that the City Council adopt the following as financial management guidelines:

1. Gross revenues of the Utility Enterprise Fund shall be sufficient during each and every fiscal year period to pay all maintenance and operating expenses, debt service on all outstanding indebtedness payable by the Fund, depreciation expense, and other non-operating expenses.

Retained earnings and working capital balances available from prior years shall not be used as a means of satisfying this requirement.

2. Net income before depreciation and other non-operating expenses shall equal to at least 1.2 times the average annual debt service requirement on all outstanding indebtedness secured by a pledge of Utility Fund revenues.

The two guidelines listed above are considered to be existing legal requirements as stipulated in the City's Revenue Bond Ordinances. The following guidelines are not legal requirements, but are recommended as reasonable and prudent means to ensure that cash flow needs of the Utility Fund are met and to provide a continuing program to monitor the financial status of the Fund.

3. The working capital balance in the Utility Enterprise Fund at the end of each fiscal year shall be equal to at least 60 days of operation.

4. The City shall develop and maintain accurate cash flow projections to ensure that sufficient funds are available at all times to pay current obligations of the Utility Enterprise Fund, and to ensure that available cash is invested to the fullest extent possible.

5. All assumptions and projections concerning Utility Fund revenues and expenses, including those contained in this report, shall be reviewed on at least an annual basis (probably during the annual budget process) to ensure the adequacy of existing water and sewer rates.

6. Utility Fund revenues and expenses shall be formally monitored on at least a quarterly basis to ensure that budget estimates are still valid.

ORDINANCE O-11-1788

AMENDING SECTION 1, SECTION 2 AND SECTION 8 OF ORDINANCE O-89-741 AND SECTIONS 3A AND 3B OF THE WATER AND SEWER POLICY AND PROCEDURE MANUAL OF THE CITY OF COLLEYVILLE BY INCREASING THE MINIMUM WATER BILL AND THE MINIMUM SEWER BILL TO INCORPORATE TRINITY RIVER AUTHORITY (TRA) RATE INCREASES ON THE FIRST 2,000 GALLONS OF WATER USAGE INCLUDED IN THE MINIMUM WATER BILL AND THE FIRST 2,000 GALLONS OF SEWER USAGE INCLUDED IN THE MINIMUM SEWER BILL AND PROVIDING FOR FUTURE TRA RATE INCREASES TO ALSO BE PASSED THROUGH ON THE WATER AND SEWER MINIMUM BILL USAGE

WHEREAS, the City Council desires to implement water and sewer rates, which will provide for a financially viable Utility Fund; and

WHEREAS, all statutory and constitutional requirements for the passage of this Ordinance have been adhered to, including but not limited to the Open Meetings Act; and

WHEREAS, the City Council determines that the passage of this Ordinance is in the best interests of the health, safety and welfare of the public.

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

Sec. 1. THAT all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

Sec. 2. THAT Section 1 of Ordinance O-89-741 and Section 3A of the Water and Sewer Policy and Procedure Manual of the City of Colleyville, Texas, which is "Appendix A" to Chapter 11 of the Colleyville Code be amended to read as follows:

Water Rates for In-City Customers:

Minimum per month charge	\$12.10
All usage over 2,000 gallons	\$3.48 per 1,000 gallons

Water Rates for Out-of-City Customers:

Minimum per month charge	\$16.10
All usage over 2,000 gallons	\$3.48 per 1,000 gallons

Sec. 3. THAT Section 2 of Ordinance O-89-741 and Section 3B (2) of the Water and Sewer Policies and Procedure Manual for the City of Colleyville, Texas, which is "Appendix A" to Chapter 11 of the Colleyville Code be amended to read as follows:

(1) A minimum monthly sewer charge shall be charged to all customers in the amount of \$8.80 per residence or business occupancy.

(2) A monthly sewer volume charge shall also be charged to all customers in the amount of \$2.17 per 1,000 gallons of water used over and above 2,000 gallons minimum sewer produced, as more specifically set forth hereinafter. The sewer volume charge for residential customers will be based upon the individual customer's average monthly water use during the nearest 1,000 gallons (breaking point being 500). The volumes used to calculate these sewer charges are based upon the amount of water used by the residential class customer as measured by the water meter. Where no preceding winter quarter average is available from records, a volume of 7,000 gallons shall be used for this volume charge.

Sec. 3 THAT Section 8 of Ordinance O-89-741 be amended to read as follows:

The City Council may by Resolution increase water and sewer rates to pass through direct rate increases, originated by the Trinity River Authority, on a per 1,000 gallons basis for water delivery or sewer treatment charges on all water and sewer gallons billed and those gallons of usage included in the water and sewer minimum bill.

Sec. 4. THAT the effective date for this ordinance shall be February 1, 2011.

AND IT IS SO ORDERED.

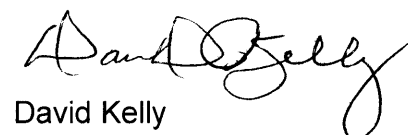
The first reading and public hearing being conducted on the 4th day of January 2011.

The second reading and public hearing being conducted on the 18th day of January 2011.

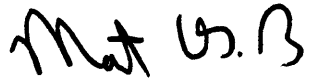
ATTEST:


Cynthia Singleton, TRMC, CMC
City Secretary

CITY OF COLLEYVILLE


David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

A handwritten signature in black ink, appearing to read "Mat C.G. Boyle". The signature is stylized with a large "M" and a cursive "Boyle".

Matthew C.G. Boyle
City Attorney

RESOLUTION R-13-3690

A RESOLUTION PASSING THROUGH A WATER AND SEWER RATE INCREASE FROM THE TRINITY RIVER AUTHORITY TO THE CITY OF COLLEYVILLE

WHEREAS, for Fiscal Year 2014, the Trinity River Authority has increased the cost per thousand gallons of treated water by \$.11 and increased the cost per thousand gallons of treated sewer by \$.38 to the City of Colleyville; and

WHEREAS, under Ordinance O-89-741, as amended by Ordinance O-11-1788, the City Council may, by Resolution, increase rates proportionately to pass through direct increases by Trinity River Authority for water delivery charges or sewer treatment charges; and

WHEREAS, Trinity River Authority provides a five-year rate projection of cost per thousand gallons for treated water and treated sewer, which will impact future water and sewer rates.

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

Sec. 1. THAT as permitted by Section 8 of Ordinance O-89-741, as amended by Ordinance O-11-1788, the City Council may by Resolution increase water and sewer rates to pass through direct rate increases, originated by the Trinity River Authority, on a per 1,000 gallons basis for water delivery or sewer treatment charges on all water and sewer gallons billed and those gallons of usage included in the water and sewer minimum bill with the implementation of tiered water rates and the increase per 1,000 gallons shall be passed on to each of the tiers.

THAT Section 3A of the Water and Sewer Policy and Procedure Manual of the City of Colleyville, Texas, which is "Appendix A" to Chapter 11 of the Colleyville Code be amended to read as follows: Water Rates for In-City Customers:

Minimum per month charge	\$12.74
Usage-2,001 gallons to 20,000 gallons	\$3.85 per 1,000 gallons
Usage-20,001 gallons to 30,000 gallons	\$4.41 per 1,000 gallons

Usage-30,001 gallons to 40,000 gallons gallons	\$4.97 per 1,000
Usage-40,001 gallons to 50,000 gallons gallons	\$5.53 per 1,000
Usage over 50,000 gallons gallons	\$6.09 per 1,000

Water Rates for Out-of-City Customers:	
Minimum per month charge	\$16.74
Usage-2,001 gallons to 20,000 gallons gallons	\$3.85 per 1,000
Usage-20,001 gallons to 30,000 gallons gallons	\$4.41 per 1,000
Usage-30,001 gallons to 40,000 gallons gallons	\$4.97 per 1,000
Usage-40,001 gallons to 50,000 gallons gallons	\$5.53 per 1,000
Usage over 50,000 gallons gallons	\$6.09 per 1,000

- Sec. 2. THAT for all customer classes, the rate per thousand gallons of sewer, for all usage greater than 2,000 and the first 2,000 gallons of usage included in the minimum sewer bill, shall increase from \$2.46 to \$2.84 and the minimum sewer bill shall be \$9.94 effective December 1, 2013.
- Sec. 3. THAT Exhibit "A" displays the Trinity River Authority's five-year rate projection of cost per thousand gallons for treated water and treated sewer by fiscal year, to provide an awareness of the impact on future water and sewer rates.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _____ AYES, _____ NAYS, AND _____
ABSTENTIONS ON THIS THE 19TH DAY OF NOVEMBER 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem

Trinity River Authority's Five-Year Projected Water Rate Cost by Fiscal Year (per 1,000 gallons)

Fiscal Year 2014	\$2.64
Fiscal Year 2015	\$2.78
Fiscal Year 2016	\$2.98
Fiscal Year 2017	\$3.14
Fiscal Year 2018	\$3.26

Trinity River Authority's Five-Year Projected Sewer Rate Cost by Fiscal Year (per 1,000 gallons)

Fiscal Year 2014	\$2.20
Fiscal Year 2015	\$2.45
Fiscal Year 2016	\$2.61
Fiscal Year 2017	\$2.76
Fiscal Year 2018	\$2.91



City of Colleyville City Council Agenda Briefing

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

Agenda Number 7d

Agenda Date 11/19/2013

Number Resolution R-13-3691

Type Resolution

Department City Secretary

Title

Approval of changing the dates of the May 20, August 5, October 7, and November 4, 2014 regular City Council meetings

Explanation

Reading and Public Hearing

In accordance with the City Charter, the City Council shall meet regularly at least twice (2) in every month at such times as a City Council may prescribe by rule. The City Council has prescribed the following for regular meetings in the Rules of Procedure: *"shall meet in the City Hall on the first and third Tuesday of each month at 5:30 p.m. unless otherwise officially established by the City Council."*

Per the discussion of the Pre Council meeting held on November 5, 2013, staff has included City Council's recommendations for date changes to the regular City Council meeting dates in May, August, October, and November 2014.

May. The City Council may consider changing the date of the second regular City Council meeting of Tuesday, May 20, 2014, due to the International Council of Shopping Centers (ICSC) Conference to be held May 18-20, 2014. The May 2014 meeting dates would then be as follows:

- Tuesday, May 6, 2014
- Tuesday, May 13, 2014

It may be necessary to call a Special Meeting in May, due to the canvassing of the City's election.

August. The City Council may consider prescribing the first regular meeting date of August to be the August 12, 2014 budget worksession, rather than conducting three meetings in August. The August 2014 meeting dates would then be as follows:

- Tuesday, August 12, 2014
- Tuesday, August 19, 2014

October. The City Council may consider changing the date of the first regular City Council meeting of Tuesday, October 7, 2014, due to Texas National Night Out. The October 2014 meeting dates would then be as follows:

- Monday, October 6, 2014
- Tuesday, October 21, 2014

November. The City Council may consider changing the date of the first regular City Council meeting of Tuesday, November 4, 2014, due to the November election, depending on the items on the ballot. The November 2014 meeting dates would then be as follows:

- Wednesday, November 5, 2014
- Tuesday, November 18, 2014

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Resolution R-13-3691

RESOLUTION R-13-3691

A RESOLUTION CHANGING THE DATE OF THE SECOND REGULAR CITY COUNCIL MEETING IN MAY 2014, THE FIRST REGULAR CITY COUNCIL MEETING IN AUGUST 2014, THE FIRST REGULAR CITY COUNCIL MEETING IN OCTOBER 2014, AND THE FIRST REGULAR CITY COUNCIL MEETING IN NOVEMBER 2014

WHEREAS, in accordance with the City Charter, Section 3.09, Meetings and Rules of Procedure, *the City Council shall meet regularly at least twice in every month at such times as a City Council may prescribe by rule; and*

WHEREAS, the City Council meetings are held the first and third Tuesday of each month except, when those dates may conflict with an event or holiday; and

WHEREAS, the second regular City Council meeting of May 20, 2014, occurs during the International Council of Shopping Centers (ICSC) Conference, May 18-20, 2014; and

WHEREAS, the first regular City Council meeting of August 6, 2014, occurs prior to the budget worksession; and

WHEREAS, the first regular City Council meeting of October 7, 2014, is Texas National Night Out; and

WHEREAS, the first regular City Council meeting of November 4, 2014, is the November Election.

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

Sec. 1. THAT the second City Council meeting in May will be held May 13, 2014.

Sec. 2. THAT the first City Council meeting in August will be held August 12, 2014.

Sec. 3. THAT the first City Council meeting in October will be held October 6, 2014.

Sec. 4. THAT the first City Council meeting in November will be held November 5, 2014.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _____ AYES, _____ NAYS, AND _____ ABSTENTIONS,
THIS THE 19TH DAY OF NOVEMBER 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem

RESOLUTION R-13-3692

**A RESOLUTION APPROVING CITY COUNCIL ACTION
UNDER BUSINESS AT THE REGULAR
CITY COUNCIL MEETING OF
NOVEMBER 19, 2013**

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 the agenda decisions approved by City Council action under Business this date and not otherwise adopted by Ordinance and/or separate Resolution as follows are hereby adopted:

a. THAT

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _____ AYES, _____ NAYS, AND _____ ABSTENTIONS ON THIS THE 19TH DAY OF NOVEMBER 2013.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

Mike Taylor
Mayor Pro Tem