



City of Colleyville City Council Agenda

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

Tuesday, September 2, 2014

City Council Chambers

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

CALL TO ORDER

- PC-1** Presentation and discussion of City of Colleyville Special Events
- PC-2** Discussion of current policy regarding building and facility rental to community groups and the general public
- PC-3** Discussion of potential amendments to Chapter 5-Tree Preservation in the Land Development Code
- PC-4** Presentation of the annual activity report of the Colleyville Economic Development Corporation
- PC-5** Discussion of the September 2, 2014, 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 litigation - Billy McCullough v. City of Colleyville

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

Section 551.074 – Personnel - Deliberate the appointment, employment, evaluation, and duties of the Municipal Court Judge

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 Dave Jung, Crown of Life 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-14-3775**
- 3. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS**
 - Announcements of civic and charitable events**
 - Presentation of calendar events and updates**
 - Announcements of awards and recognition**
- 4. CONSENT: READING AND PUBLIC HEARING - Resolution R-14-3776**
 - 4a** Approval of the minutes of the City Council Special Meeting of August 12, 2014
 - 4b** Approval of the minutes of the City Council Worksession of August 12, 2014
 - 4c** Approval of the minutes of the regular City Council meeting of August 19, 2014
 - 4d** Approval of the minutes of the City Council Special Meeting of August 26, 2014
 - 4e** Approval of Progressive Waste Solutions' Consumer Price Index (CPI) rate adjustment of 1.8 percent, for residential and commercial accounts, and establishing the effective date of the adjustment to be November 1, 2014

- 4f** Approval of the use of the Voluntary Library Fund in Fiscal Year 2015 (FY 2015), for the purchase of library materials, collection processing supplies, and library programs, in an amount not to exceed \$145,000
- 4g** Approval of the disposal of surplus, damaged, worn and outdated library books, audiovisual items, DVDs and CDs, and non-book materials, learning games, and puzzles
- 4h** Approval of the use of the Voluntary Library Fund in Fiscal Year 2015 (FY 2015), for professional services to update the Library's Long-Range Plan, in an amount not to exceed \$25,000
- 4i** Approval of the disposal of obsolete and non-serviceable equipment and sale of vehicles
- 4j** Adopting the Economic Development Capital Improvement Program (EDCIP) for the Fiscal Years 2015-2019 (FY 2015-2019) of the Colleyville Economic Development Corporation

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

5a Ordinance O-14-1924

Consideration of a zoning change from the R-40-Single Family Residential zoning district to the R-20-Single Family Residential zoning district on 13.09 acres of Tract A and Tract B, of the McEwing Subdivision, and a portion of Lot A, of the Giacomini Addition, located at 711, 715, and 805 Lavaca Trail, Case ZC14-012

5b Ordinance O-14-1925

Consideration of a zoning change from the AG-Agricultural zoning district to the R-30-Single Family Residential zoning district on 1.05 acres of Lot 9, of the Mrs. Eva Paul's Subdivision, located at 1109 Tinker Road, Case ZC14-013

5c Ordinance O-14-1927

Consideration of a zoning change from the R-20-Single Family Residential zoning district to the PUD-C-Planned Unit Development Commercial zoning district on 1.36 acres of Lots 1 and 2, Block 1, of the Sunrise Terrace Addition, located at 1105 Glade Road, Case ZC14-009

5d Ordinance O-14-1926

Request for approval of an amendment to the Future Land Use Map of the Colleyville Master Plan for Lots 1 and 2, Block 1, of the Sunrise Terrace Addition located at 1105 Glade Road, from a Single Family Residential to an Office Land Use Designation, Case GC14-014

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

6a Ordinance O-14-1928

Amending Ordinance O-13-1882 relating to the Fiscal Year 2014 budget

6b Ordinance O-14-1929

Adoption of the proposed Fiscal Year 2015 (FY 2015) budget

6c Ordinance O-14-1930

Adoption of the Ad Valorem Tax Rate for Fiscal Year 2015 (FY 2015)

6d Ordinance O-14-1931

Adoption of the Colleyville Economic Development Corporation Fiscal Year 2015 (FY 2015) Budget

7. RESOLUTION(S): READING AND PUBLIC HEARING

7a Resolution R-14-3777

Approval of a resolution appointing a Regional Municipal Court Judge

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

9. REPORTS

Colleyville Library Board Meeting Minutes - June 16, 2014

10. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR SEPTEMBER 2, 2014 Reading and Public Hearing - Resolution R-14-3778

11. ADJOURNMENT

I hereby certify this agenda was posted on City Hall bulletin boards Friday, August 29, 2014 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 09/02/2014

Type Pre Council

Department Library

Title

Presentation and discussion of City of Colleyville Special Events

Explanation

This item is provided as an update to City Council on Colleyville Special Events. In this presentation, staff will present an overview of Colleyville Special Events to the City Council including:

- Overview of Special Events
- Special Events – Fiscal Year 2014
- Colleyville Center Venue
- Special Events - Proposed Fiscal Year 2015
- Questions and Discussion

Upon conclusion of the presentation, staff is seeking City Council input on future City sponsored special events for Fiscal Year 2015.

As background information, at the July 2, 2013 Pre Council meeting, staff presented a report to City Council on City of Colleyville Special Events. Following the presentation and discussion, City Council indicated support for continuing production of three primary City of Colleyville Special Events in Fiscal Year 2014 (FY 2014): Colleyville Old Tyme Bar-B-Q; Red, White & Sousa; and Holly Colley Holiday. Due to the pending development of the open space in the Village at Colleyville, the Colleyville Center would be the primary venue for those City Special Events. Additionally, City Council indicated support for continuing the lighting of the City and community decorated trees in front of City Hall. Staff proposed the event would be smaller and held in conjunction with a Holiday Open House at the Library.

At the Colleyville Events Steering Committee meeting on March 26, 2014, the Committee discussed Fiscal Year 2014 and 2015 special events. Based upon that discussion, the Committee proposed changing the Holly Colley Holiday event to a Fall Festival event, which would be launched in October 2015. It was proposed that the Haunted Trails event, sponsored by the Library and Parks and Recreation, would be combined with this event. Additionally, the Committee supported a smaller holiday event, which would include the City and community decorated tree lighting in front of City Hall, in conjunction with the Library's Holiday Open House.

Attachments

1. City of Colleyville Special Events Presentation

City of Colleyville

Special Events

Presentation

Pre Council Meeting

September 2, 2014

Special Events - Presentation



- Overview of Special Events
- Special Events – Fiscal Year 2014
- Colleyville Center Venue
- Special Events - Proposed Fiscal Year 2015
- Questions and Discussion

Special Events - Overview



- Colleyville has a history rich in special events that were held over the years to:
 - celebrate community uniqueness
 - enhance Citywide spirit and pride
 - promote economic development
 - fundraise
 - promote department programs
 - celebrate holidays



Special Events - Overview



Old Tyme Bar-B-Q

Red, White & Sousa



Holly Colley Holiday

Special Events – Fiscal Year 2014



Tree Lighting
Open House

Old Tyme Bar-B-Q



Red, White & Sousa

Tree Lighting – Open House



Date:	Tuesday, December 3, 2013
Time:	5:30 p.m. – 8:00 p.m.
Location:	City Hall and Library
Activities:	City tree lighting, 16 community decorated trees, photos with Santa, children's crafts , games and activities
Attendance:	Estimated 400
Producer:	City staff and community groups
Funding:	Colleyville Economic Development Corporation (CEDC); Donations; Voluntary Library Fund
Event Setup:	Three days
Event Take Down:	Two and one-half hours

Holly Colley Holiday



Date:	Friday, December 6, 2013 – Cancelled due to weather conditions
Time:	4:30 p.m. – 8:30 p.m.
Location:	Colleyville Center – 5301 Riverwalk Drive
Activities:	Photos with Santa sponsored by the Colleyville Lions Club, children's crafts, face painting, balloons, community choral and dance groups, midway games, inflatable rides, and Food Truck Park
Attendance:	Estimated 4,000
Planning:	City staff with input from the Colleyville Events Steering Committee
Producer:	City staff
Funding:	Colleyville Economic Development Corporation (CEDC); Donations
Event Setup:	Three days
Event Take Down:	Two and one-half hours

Old Tyme Bar-B-Q



Date:	Friday, April 25, 2014 and Saturday, April 26, 2014
Time:	Friday, 6:00 p.m. – 10:00 p.m.; Saturday, 11:00 a.m. – 6:00 p.m.
Location:	Colleyville Center – 5301 Riverwalk Drive
Activities:	Friday Evening – fish fry and free concert Saturday – sanctioned International Barbeque Cookers Association Competition, Kid’s Cook-Off, food vendors, bounce houses, public auction and autograph signings by professional athletes
Attendance:	Estimated 4,000
Producer:	Colleyville Police Department - Fundraiser for Special Olympics
Funding:	Colleyville Economic Development Corporation (CEDC); Vendor Fees; Donations
Event Setup:	One and one-half days
Event Take Down:	One-half day

Red, White & Sousa



Date:	Friday, June 28, 2014
Time:	6:00 p.m. – 10:00 p.m.
Location:	Colleyville Center – 5301 Riverwalk Drive
Activities:	Patriotic Concert and Food Truck Park
Attendance:	Estimated 4,000
Planning:	City staff with input from the Colleyville Events Steering Committee
Producer:	City staff
Funding:	Colleyville Economic Development Corporation (CEDC); Donations
Event Setup:	Three Days
Event Take Down:	Four Hours

Colleyville Center Venue



City owned open space

Large event area

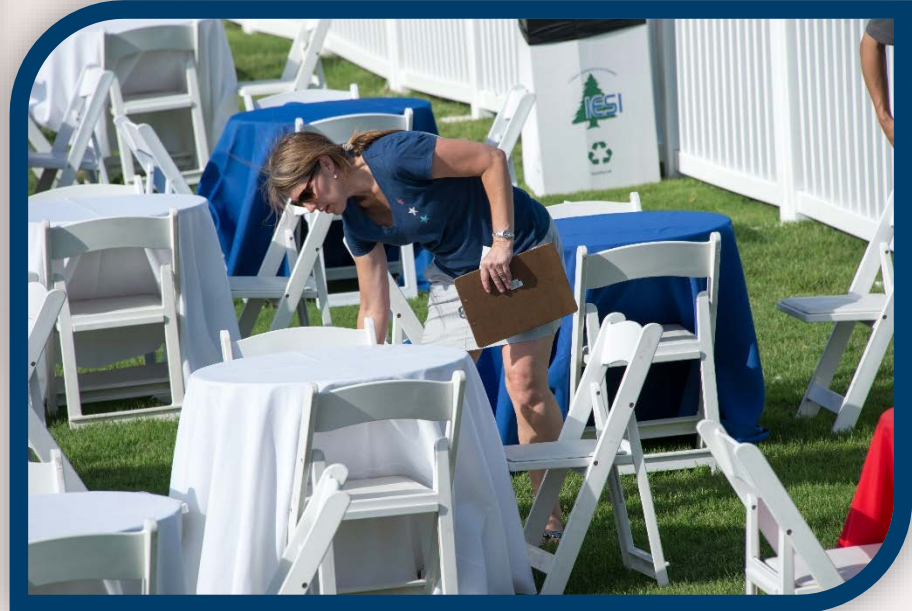


Colleyville Center Venue



Set Up and Take Down

Production Considerations



Colleyville Center Venue



Event	Set Up	Take Down	Street Closing	Rental Fees
Red, White & Sousa	3 days	1 day	1 day	\$6,400
Fall Event	3 days	1 day	1 day	\$6,400

Requirements and Considerations



Special Events – Fiscal Year 2015



- At the Colleyville Events Steering Committee meeting on March 26, 2014, the Committee discussed Fiscal Year 2014 and 2015 special events.
- After discussion, the Committee proposed changing the Holly Colley Holiday event to a Fall Festival event, which would be launched in October 2015.
- Committee recommendations included moving away from having a larger holiday event such as the Holly Colley Holiday event in December due to the following:
 - uncertain weather conditions at that time
 - challenges of holding this event at the Colleyville Center the evening before the Colleyville Lions Club Breakfast
 - competition with numerous other holiday events at that time
 - continue to have the lighting of the City and community decorated trees in front of City Hall in conjunction with the Library's Holiday Open House

Special Events – Fiscal Year 2015



Proposed Special Events:

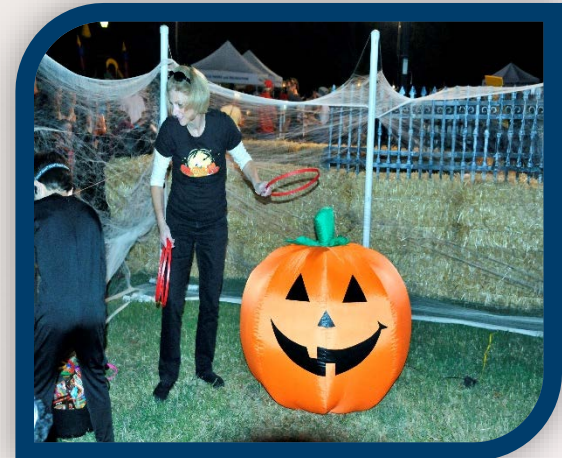
December 2, 2014 – Tree Lighting and Holiday Open House – City Hall/Library

April 24 & April 25, 2015 – Old Tyme Bar-B-Q – Colleyville Center

June 26, 2015 – Red, White & Sousa – Colleyville Center

October 17, 2015 – Fall Festival – Colleyville Center

- At the Colleyville Economic Development Board of Directors Annual meeting on August 26, 2014, funding for Fiscal Year 2015 Special Events was approved.



Questions and Discussion



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
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Agenda Number PC-2

Agenda Date 09/02/2014

Type Pre Council

Department City Manager

Title

Discussion of current policy regarding building and facility rental to community groups and the general public

Explanation

Staff is seeking direction from the City Council to determine whether current policy regarding building and facility rental to community groups and the general public should be changed or allow for waivers or exceptions. A recent request made by the Colleyville Lion's Club to the City Council to rent the Colleyville Senior Center prompted this discussion.

Upon the opening of the Colleyville Center, policy and practice has been to direct all parties interested in renting space for meetings or events to the Colleyville Center. The Colleyville Center was, and is, intended to be the community's gathering place, with the greatest amount of cost recovery reasonable. Other City facilities have not been made available for rental, as to not compete with the Colleyville Center. In very few cases, when the Colleyville Center was closed for renovation, the second floor of the library has been utilized by community groups, but typically with a charge that is consistent with the Colleyville Center fee schedule.

As many events often include alcoholic beverages, another issue for consideration is Ordinance O-93-906, which prohibits alcoholic beverages in public parks, including park pavilions and the Senior Center. Chapter 7, Section 7, of the Colleyville Code provides the *Use of and Conduct in Public Parks* and states: *(B) Prohibition of Alcoholic Beverages – No person shall possess or consume any alcoholic beverages, including, without limitation, liquor, wine, or beer, within a public park, unless written permission has been given for the consumption by the City Manager. (E) Limitation of Sales – (1) No person shall sell any food or other merchandise in a public park. (2) No person shall charge admission or a fee for any purpose within a public park. (3) The prohibitions contained in parts (1) and (2) above shall not apply to persons acting pursuant to and with the written authorization of the City Manager or her designee.*

If the City Council desires to make other facilities such as the Senior Center available for rental, direction will be needed as to whether permanent changes are needed to Ordinance O-93-906 and/or to determine what criteria must be met to qualify for an exception to the ordinance that is authorized by the city manager. Similar direction may be needed if the City Council desires to allow alcoholic beverages at events held at park pavilions, which are currently available for rent. It should also be noted that

Colleyville Center staff are trained and experienced in setting up and managing special events and meetings, including those with alcohol, for paying clients, whereas this is not a primary function or skill of staff at other City facilities. As a reminder, current Colleyville Center policy requires an off-duty Colleyville police officer be hired to be present at any event where alcohol is served; state law requires a Texas Alcohol and Beverage Commission (TABC) certified bartender serve the alcohol.

Additionally, if other City facilities are to be made available for rent, direction is needed on the appropriate fee schedule and under what circumstances those facilities may be rented. As mentioned previously, in the few situations where the second floor of the library has been rented, charges equivalent to those at the Colleyville Center were charged. It will be important to take care to not create internal competition for the Colleyville Center, or establish new levels of service at other facilities that does not currently exist.

A final point to consider is that the Colleyville Center is staffed and scheduled to handle a full schedule of events each week. This includes staggering staff schedules so that a Colleyville Center employee is on site and available for every event. Other City facilities are staffed according to current work hours and programs. Should those facilities be made available for rental outside of the facility's regular open hours, shifting of work schedules, overtime, or flex time may be required. Staff would recommend, however, that Colleyville Center staff manage the rental of other facilities if that is allowed, to ensure that experienced personnel are able to maintain the top quality customer service that is expected. Such expanded duties would have an impact on Colleyville Center staff scheduling and personnel costs.

Regarding the specific request received from the Colleyville Lion's Club to host their annual Fish Fry at the Colleyville Senior Center on Saturday, October 11, the following information is relevant:

The non-profit rate for a Saturday event at the Colleyville Center is \$1,760. An additional catering service fee of \$2.00 per person is also assessed, which is capped at \$300 for non-profit groups. The Colleyville Center is booked on all Saturdays throughout the month of October; however, the Colleyville Center is available Friday, October 10 and Sunday, October 12 at a non-profit rate of \$800. The Senior Center is available on Saturday, October 11. Additionally, the McPherson Park group pavilion is available to reserve on October 11, at a resident rental rate of \$40 per hour.

In summary, staff is seeking direction on whether City facilities other than the Colleyville Center should be made available for rental to Colleyville community groups; the circumstances in which Colleyville community groups may rent such facilities; the fee structure that would apply; and whether alcoholic beverages will be permitted. If the City Council desires to allow rental of facilities other than the Colleyville Center, staff recommends the following considerations: City facilities other than the Colleyville Center be made available for rental only to Colleyville community groups and only if

the Colleyville Center is already booked for the desired date; the Colleyville Center fee schedule would apply for those rentals; and Colleyville Center staff would manage the booking and event staffing for the rentals.

Attachments



City of Colleyville City Council Agenda Briefing

City Hall
100 Main Street
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Agenda Number PC-3

Agenda Date 09/02/2014

Type Pre Council

Department Community Development

Title

Discussion of potential amendments to Chapter 5-Tree Preservation in the Land Development Code

Explanation

Based on discussion at the April 1, 2014 Pre Council meeting, staff proposes amendments to Chapter 5-Tree Preservation of the Land Development Code. Attached is a copy of the April 1, 2014 Pre Council meeting agenda packet, as well as an expanded review of other cities' tree regulations. Cities added to the comparison table are Austin and Flower Mound. Also attached are the proposed detailed changes to Chapter 5, in the form of mark-ups.

Enforcement of Tree Preservation Regulations. To date, enforcement of the City's tree preservation regulations has been through a mix of utilization of a third party landscape architecture firm and existing City staff. Effective October 1, 2014, the parks maintenance supervisor, who is a certified arborist, will be assisting to enforce the tree preservation regulations on a part-time basis while also maintaining his current duties. Therefore, as of October 1, 2014, the enforcement of Chapter 5-Tree Preservation in the Land Development Code will be detailed as follows:

- Processing and administration of tree removal permits: community development department staff;
- Review of tree preservation plans: third party landscape architecture firm;
- Cursory inspections of development sites for compliance with tree preservation regulations in conjunction with other required inspections: public works construction inspectors, building inspectors, plans examiner, and planning and development coordinator;
- Detailed, scheduled inspections of development sites for compliance with tree preservation regulations: parks maintenance supervisor (arborist)
- Code enforcement of tree preservation regulations (when needed): code enforcement officer (police department), and code compliance/storm water officer (public works)
- Expert review of tree health and preservation issues and expert field determinations:

parks maintenance supervisor (arborist) and third party landscape architecture firm, if needed.

Proposed Amendments

The following is a summary of the significant changes proposed to the Chapter in chronological order, by section number including, how the specific amendment has changed since the April 1, 2014 Pre Council meeting where applicable:

- All Sections - Section Breaks/Structure/Clarifications: More uniform structure and additional section breaks have been added to order to make the Chapter easier to review and navigate. Clarifications and removal of redundant or confusing terms and graphics have also been added or removed.

- Section 5.7(B) - Fees: Tree related fees are proposed to be moved from Chapter 2 of the Colleyville Code of Ordinances to Chapter 5 - Tree Preservation of the Land Development Code. The City's continued heavy use of a third party landscape architect to perform plan reviews remains unchanged. However, rather than invoice the developer each time the City is invoiced by the third party firm, staff proposes increasing the tree removal permit fee such that the third party costs, along with much of the City's administrative costs, are recovered in the actual permit fee. As an example, the average cost for a third party review of the tree preservation plan on a 20 acre subdivision is \$4,000.

Staff proposes amending the fee structure, as follows:

1. The resident of a single family home removing all or a portion of a tree which exists on the lot of record on which the single family home is built:.....no fee required.

Exception: For properties larger than one acre in size, if more than one protected tree is removed as part of a tree removal permit, the administrative official may require payment of a fee per sub-section two below.

2. All other properties including rights-of-way:.....\$50.00, plus \$25.00 per protected tree on the property, right-of-way or development site. For residential subdivisions, the entire subdivision shall be considered the development site. Upon application submittal, the total number of protected trees on the site shall be indicated on the application form in order to determine the fee, which shall be paid at the time of submittal. If, upon review of the application and/or tree preservation plan, it is determined that the amount of protected trees tallied is incorrect, the difference in the fee calculation shall be paid, or refunded, prior to the issuance of the tree removal permit.

For example, in the case of a new subdivision that contained 500 protected trees total, the total tree removal permit fee would be \$12,550. As mentioned above, the

increased fee amount would allow better recovery of administrative costs related to tree preservation and would also cover the cost of retaining the third party landscape architect.

The following is a breakdown of a possible fee structure discussed at the April 1, 2014 Pre Council meeting, and current staff recommendations:

\$50.00 - Tree Removal Permit - *change recommended as described above.*

\$500.00 - Tree Removal Permit for new commercial construction – *not recommended; is replaced by proposed change described above.*

\$1,000.00 - Tree Removal Permit for new residential subdivision less than five acres in size - *not recommended; is replaced by proposed change described above.*

\$2,000.00 - Tree Removal Permit for new residential subdivision greater than five acres in size - *not recommended; is replaced by proposed change described above.*

- Section 5.7(C) - Addition of Submittal Timing Requirements: For clarification purposes, staff proposes adding the following submittal requirements to this section:

"C. Timing of Submittal: The tree preservation plan shall be submitted as follows:

1. New subdivisions that include new streets and/or significant public improvements – submitted on or before the subdivision plat application submittal.
2. New commercial construction – submitted on or before the submittal of the required administrative site plan application.
3. New home construction on existing platted lots – submitted on or before the building permit application submittal.
4. All other situations – as required by the administrative official."

- Section 5.9(B) - Modifications to Minimum Preservation Requirements: This section has been amended to require the calculation of the existing tree canopy by using the formula for the area of circle (pi times radius squared) with the total diameter width of the tree designated as the radius. This is also the formula for determining the critical root zone area. The purpose of this change is to better assist both the applicant and the City in reviewing the minimum preservation requirements.

At the April 1, 2014 Pre Council meeting, this was proposed, conceptually as Section 5.8(1).

- Section 5.9(C) - Exemption Provisions for Preserving Native Tree Stands: The

purpose of this addition is to incentivize a more context sensitive approach in preserving native tree clusters by designating preservation areas on the tree preservation plan and exempting all other trees outside of the preservation area from the mitigation and protection provisions of the Chapter. The goal of this amendment would be to maximize the preservation of existing groups of native tree species such that the root systems of the trees to be preserved are not disturbed, and the tree clusters are left in their natural condition. The exemption could be permitted subject to the following conditions:

1. The preservation area(s) shall, at a minimum, meet the requirements of Section A above with the following exception: the 50% credit provision shall not apply to the exemption provisions of this section;
2. The proposed preservation area(s) shall be identified on the tree preservation plan;
3. A minimum of 80% of the trees identified within the preservation area on the plan shall be regionally native trees, not classified as exempt, with emphasis given to native oak species;
4. Where possible, preserved trees should be grouped together with as few detached, designated preservation areas on the tree preservation plan as possible;
5. Final approval of the exemption provisions of this section shall be required by the administrative official. If approved, notwithstanding the requirements of Section C below, then all trees not located within a preservation area on the tree preservation plan shall be classified as exempt from the mitigation provisions of Section 5.12 and the protection provisions of this Chapter.
6. Approved preservation areas shall contain a perimeter fence, meeting the requirements of this Chapter, around the entire preservation area until the development construction receives approval of a final inspection from the City. Said fence shall be placed a minimum of five feet from the outside edge of the drip line of any tree within said area. No earthwork, vehicle and equipment storage and encroachments of any kind are permitted within the preservation area. No undergrowth shall be removed from a preservation area.

This was discussed at the April 1, 2014 Pre Council meeting as a potential tree conservation plan. This effectively meets the intent of conserving the City's native urban forest through incentivizing conservation through the existing minimum preservation requirements.

- Section 5.10(A)1b - Persons Exempt from the Chapter Regulations: Based on City Council discussion at the April 1, 2014 Pre Council meeting, staff proposes the following change to the exemption granted to the resident of a single family home. The purpose of this addition is to effectively close the current loophole in the regulations

that would allow a resident to "clear-cut" their property in order to provide a sales incentive to a potential developer or builder that may be interested in subdividing the property or redeveloping the property as a "tear down and rebuild".

"The resident of a single family home may remove all or a portion of a tree which exists on the lot of record on which the single family home is built. Exception: For properties larger than one acre in size, if more than one protected tree is removed as part of a tree removal permit, the administrative official may require the resident to comply with the mitigation and preservation provisions of this chapter if it is deemed that an attempt to "clear-cut" all or a portion of the property is being made. Any decision of the administrative official may be appealed per the provisions in Section 5.13. As it relates to this sub-section only, any appeal request shall not require payment of an application fee and said request shall be scheduled on the next available meeting."

This was proposed and discussed at the April 1, 2014 Pre Council meeting as being under Section 5.8(C), and has been modified, per the above section reference.

- Section 5.10(C) - Exempted Tree Species: Cottonwood trees under 18 inches in diameter width have been added as a tree exempted from the tree preservation regulations. The reason for the 18 inch requirement is that once Cottonwoods become mature they provide large, pleasing shade canopies. However, given the ease and speed with which they proliferate, when they are younger they present a nuisance.

In addition to Cottonwood trees, other trees may be declared exempt per the following proposed language: "other regionally non-native tree species not listed on the tree replacement list in Section 5.14 and as determined by the administrative official based on the written recommendation of a certified arborist and/or landscape architect contracted or employed by the City may be declared as exempt. Said written recommendation shall kept on file in the appropriate development records for the property for which the determination is made."

Discussion of exempted species at the April 1, 2014 Pre Council meeting included a request to list Eastern Red Cedar as an exempted species. As an evergreen, this species of tree provides for year round screening and greenery, and also is considered drought tolerant. It has been on the approved tree replacement list since 2008. Staff recommends that this species remain as non-exempt.

- Section 5.11(B) – Pre Construction: Given discussion at the April 1, 2014 Pre Council meeting concerning clearly delineating protected trees on a construction site, staff proposes the following changes:

- Protective fencing: all protective fencing must be orange construction fencing, a minimum of four feet in height, in order to be clearly visible. Currently, snow fencing

and chain link fencing is allowed in addition to orange construction fencing.

- **Signage:** staff proposes the following requirements as it relates to site signage: "Prior to, and during, construction activities, a sign(s), clearly visible from any adjacent roadways, shall be placed by the developer stating the following: "All trees located within an orange fenced area are considered protected. To report any tree protection violations, please contact the City of Colleyville". The administrative official may require the addition of more specific contact information to the sign. Lettering shall be legible and able to be read from a passing vehicle on any adjacent roadway. The sign dimensions shall, at a minimum, be five feet in width and height."

The purpose of this signage would be twofold: First, it would remind subcontractors on site about the protective fencing and critical root zone requirements and, second, it would provide concerned citizens information on the importance of tree preservation in the City, and a way to report any violations.

- **Section 5.12 - Penalties and Violations:** Given the City Council's desire to add more punitive measures to the regulations as a greater deterrent to violations, staff has added the following section:

"Civil Penalties: If any protected tree is removed from any real property without a tree removal permit, or if a protected tree is injured because of failure to follow required tree protection measures of this chapter such that the tree dies or may reasonably be expected to die, the City shall have the authority to impose a monetary penalty of \$500.00 per caliper inch of diameter width of the protected tree(s) removed or damaged, payable to the tree preservation fund mentioned above. If a tree is removed without authorization and the size of the tree cannot be determined given the lack of a tree survey or other official documentation, then the minimum penalty shall be \$10,000.00 per tree. Said penalties shall be paid no later than 30 days from the date of the offense. The City shall have the authority to hold any development related administrative approvals for the property on which the violation occurred and may impose a stop work order until the penalty is paid. In the event that the penalty is not paid within the prescribed timeframe, the City may impose a lien on the property until such time the penalty is paid."

These proposed measures would make for some of the more punitive conditions of any municipal tree ordinance in the region, and would give the City multiple tools for ensuring that the penalty is paid. The criminal penalties for any violations remain unchanged and would be in addition to the civil penalties.

This was discussed, conceptually, at the April 1, 2014 Pre Council meeting.

- **Section 5.13 - Appeals:** All appeal authority would be changed from the Planning and Zoning Commission to the City Council. This is a new section as discussed at the

April 1, 2014 Pre Council meeting, with only a change in the section number.

Based on City Council discussion of this item, staff proposes to bring forward amendments for City Council consideration on the September 16th and October 6th, 2014 City Council meetings.

Attachments

1. Pre Council Agenda Briefing from April 1, 2014
2. Summary of Select City Tree Preservation Requirements
3. Proposed Amendments to Chapter 5-Tree Preservation



Pre Council Agenda Briefing from April 1, 2014

City of Colleyville City Council Agenda Briefing

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

Agenda Number PC-1

Agenda Date 04/01/2014

Type Pre Council

Department Community Development

Title

Discussion and review of the City's tree preservation regulations located in Chapter 5-Tree Preservation, of the Land Development Code

Explanation

Given increased land development activity over the past year, staff has noted several portions of the City's tree regulations that may require amending. Therefore, this item provides an opportunity for the City Council to review the City's tree preservation regulations, and to discuss and provide direction to staff regarding any potential changes.

The City's tree preservation regulations are contained in Chapter 5-Tree Preservation in the Land Development Code (attached). This chapter was last amended by the City Council on November 4, 2009. Those amendments were the culmination of a comprehensive year-long review of the City's tree preservation regulations, which included a review of the regulations by Burditt Consultants, LLC. The review also involved two workshops with an ad-hoc tree preservation subcommittee that included City Council members, Planning and Zoning Commissioners, Tree Board members, Parks and Recreation Advisory Board members, as well as citizens, and developers. The final report from Burditt Consultants, LLC, dated October 3, 2008 is also attached.

Current Development Conditions Related to Tree Preservation. Currently, 428 lots are under development in various stages of construction on over 300 acres in the City. Considering all developments combined, there are approximately 9,300 trees that are considered "protected" under the City's tree preservation regulations on these properties. Approximately 6,000 of these trees will be removed per the provisions of the tree preservation regulations, given their location in exempted areas such as building envelopes, easements, rights-of-way, and commercial building pads.

Review of Surrounding Cities. Also attached is a current review of the tree preservation requirements of the seven cities that surround Colleyville. Including Colleyville with the seven cities, only Southlake and Colleyville contain minimum preservation requirements whereby a minimum number of pre-developed trees must remain on site and for which mitigation is not allowed. Colleyville also has the highest mitigation fees of any city in the survey. For most of the other cities, the fee is flexible and is based on the current material and planting cost for a three inch caliper tree. In terms of enforcement resources, only Southlake maintains a dedicated full-time staff member to enforce tree preservation regulations. All other cities, including Colleyville,

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use a mix of existing staff to enforce their regulations. While a mix of City development staff perform site inspections for tree preservation compliance, Colleyville currently utilizes a third-party landscape architecture firm to perform reviews and verifications of the required tree survey submitted prior to issuance of the building permit or notice to proceed. This cost is passed onto the contractor/developer.

Possible Amendments to Chapter 5-Tree Preservation. The following are areas that staff has identified for potential amendments in Chapter 5-Tree Preservation:

-Section 5.7(A & B): Explore the addition of a graduated tree removal permit fee based on the size and scope of the development in order to better recover the proportionately large administrative costs in reviewing plans and enforcing the regulations. An example of a possible graduated fee structure is as follows:

\$50.00 - Tree Removal Permit for existing single family lot less than one acre in size where a protected tree is proposed for removal

\$500.00 - Tree Removal Permit for new commercial construction

\$1,000.00 - Tree Removal Permit for new residential subdivision less than five acres in size

\$2,000.00 - Tree Removal Permit for new residential subdivision greater than five acres in size

-Section 5.7(I): Appeals - Either allow an appeal option to the City Council by removing final decision authority from Planning and Zoning Commission, or give the City Council sole appeal and waiver authority.

-Section 5.8(1): Further clarification of the minimum preservation requirements. Further explanation is needed on how a tree canopy is calculated and exceptions need to be provided for the minimum coverage requirement. For example, if only one tree exists on an undeveloped lot, currently that tree could not be removed without the approval of a waiver. Also, possibly require a specific tree conservation plan prior to approval of any new development which would seek to compliment any new development with the existing tree coverage and would possibly require final City Council approval.

-Section 5.8(C): Clarify exempted areas and potentially reduce what areas are exempt in residential subdivisions, such as rights-of-way. For larger residential properties that may be subdivided, possibly remove the exemption for a resident in order to disallow a single family resident, who is currently exempt from the tree preservation requirements and who lives on a large tract of land, from clear cutting the property in anticipation of subdividing the property.

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-Section 5.10: Add mitigation fees to the actual violation, in addition to the existing misdemeanor fine of up to \$2,000.00 per day.

Based on City Council direction regarding this item, staff will bring forward amendments to Chapter 5-Tree Preservation for consideration at a future meeting.

Attachments

1. Chapter 5-Tree Preservation
2. Findings and Recommendations for Colleyville Tree Preservation - Dated October 3, 2008, Burditt Consultants, LLC
3. Summary of Surrounding Cities Tree Preservation Requirements

Pre Council Agenda Briefing from April 1, 2014

Chapter 5 Tree Preservation

(11/04/2009)

Section 5.1 Purpose of This Chapter

The intent of this Chapter is to encourage site planning which furthers the preservation of trees and natural areas; to protect trees during construction; to facilitate site design and construction which contribute to the long term viability of existing trees; and to control the removal of trees when necessary. It is the further intent of this Chapter to achieve the following broader objectives:

Protect healthy trees and preserve the natural ecological environmental and aesthetic qualities of the City.

Protect and increase the value of residential and commercial properties within the City.

Prohibit the indiscriminate clear cutting of property.

Section 5.2 Authorization for Adoption of This Chapter

The regulations contained in this Chapter have been adopted under the authority of *Chapter 51 – General Powers of Municipalities of the Texas Local Government Code*, which authorizes a municipality to adopt ordinances, rules, or police regulations that are for the good government, peace, or the trade and commerce of the municipality. This Chapter is also adopted under the authority of *the Home Rule Charter of the City of Colleyville*, which authorizes the City Council to exercise all powers granted to municipalities by the Constitution or the laws of the State of Texas.

Section 5.3 Variances and Appeals

Any person seeking approval of a development as required by this Land Development Code may request a variance from a requirement contained in this chapter, or appeal a decision of an Administrative Official by submitting a request using the procedures described in *Chapter 1 – General Provisions* of this Land Development Code.

Section 5.4 Definitions

Definitions applicable to this Chapter may be found in *Chapter 2 – Definitions* of this Land Development Code.

Section 5.5 Tree Removal Permit

No person directly or indirectly shall cut down, destroy, remove, move, or effectively destroy through damaging the roots, trunk or canopy, any tree situated on property regulated by this Chapter without first obtaining a tree removal permit, unless otherwise exempted by the provisions of this Chapter.

Pre Council Agenda Briefing from April 1, 2014

Section 5.6 Applicability

The terms and provisions of this Chapter shall apply to real properties, persons and trees as follows:

- A. Properties which are regulated by this Chapter:
 - 1. Any real property upon which any protected tree is located.
 - 2. Any property for which a final plat has not been submitted on the date of this Chapter.
 - 3. Any property for which construction plans have not been submitted on the effective date of this Chapter.
 - 4. All municipal / public domain property.

Section 5.7 Submittal, Review and Approval Process and Administrative Procedures

The Administrative Official is responsible for the review and approval or disapproval of all requests for tree removal permits. The request shall be submitted in accordance with the requirements specified herein.

- A. Tree Removal Permit: A request for a tree removal permit must be submitted and approved prior to the removal of any tree. Where any tree is slated for removal, no site grading, dirt disturbance or new construction may occur on the property until a tree removal permit has been issued.
- B. Fees: All tree removal permits shall be accompanied by a check made payable to the City of Colleyville in the amount established by the schedule of fees approved by the City Council.
- C. An application involving a limited portion of a site may be based on an exhibit showing only that portion of the site.
- D. Aerial photographs interpretation may supplant the ground survey for preliminary analyses of large scale developments, such as subdivisions, utility corridors and golf courses, at the discretion of the Administrative Official.
- E. Any tree removal permit request that requires the removal of a protected tree shall be accompanied by a tree preservation plan.
- F. The items required on a tree preservation plan shall include but not be necessarily limited to:
 - 1. Title Block: includes street address; legal description (lot and block, subdivision name); date or revised date, north arrow; graphic (and written) scale; name, address, telephone number of owner and of person preparing the exhibit.
 - 2. Location of all existing or proposed structures, improvements and site uses including pavement and landscaping, setback, easements and service connections, all properly dimensioned and referenced to property lines,

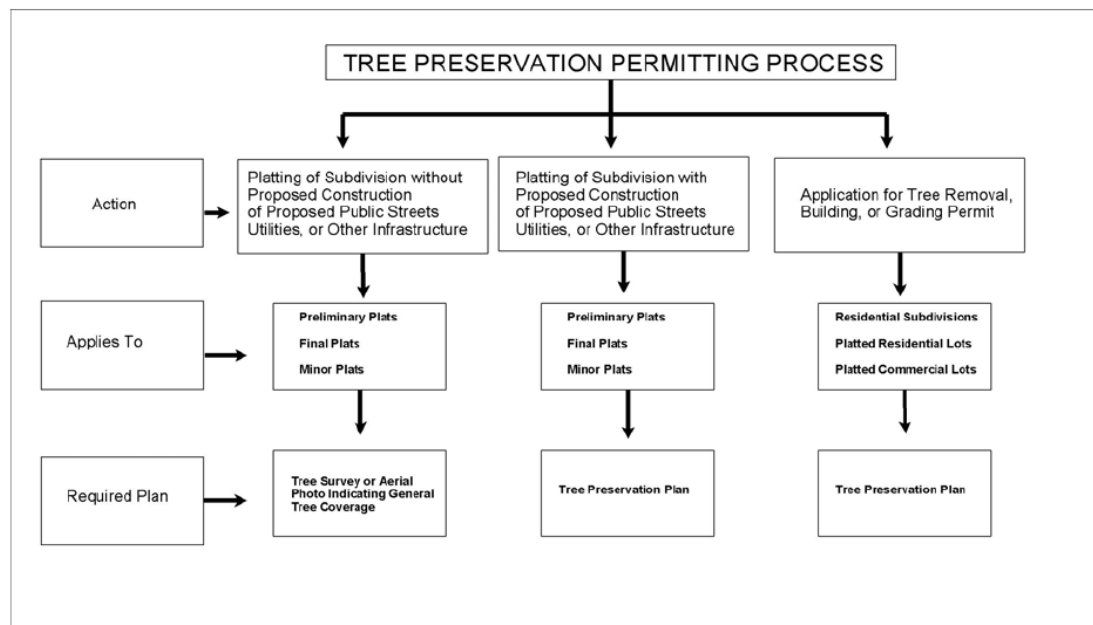
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3. Existing and proposed site elevations, grades and major contours. Construction details of permanent grade changes around all trees.
 4. Location of trunks and canopies of all existing trees, graphically differentiating between the trees to remain and those to be removed. A plus (+) character shall indicate trunk location and concentric circle shall indicate the size and canopy configuration.
 5. Proposed general areas or locations of the replacement trees.
 6. Locations of all critical root zones as defined in Chapter 2 - Definitions.
- G. Tree information required shall be summarized in tabular form on the preservation plan (see example below) and shall include:
1. The list of trees to be removed.
 2. The total diameter of trees to be removed.
 3. Replacement trees listed by species name, quantity, size and total diameter required for replacement of trees. (See Section 5.13 for replacement tree list.)

Example of Tree Survey and Mitigation Table to Be Inserted on Preservation Plan							
Tree Species	Number of Trees on Site	Total Caliper Inches	Number of Exempt Trees Removed	Caliper Inches Exempt to be Removed	Number of Non-Exempt Trees Removed	Caliper Inches Non-Exempt to be Removed	Replacement Trees to be Planted (3" Caliper)
Red Oak	12	108	3	42	1	12	4
Post Oak	35	350	18	168	2	24	8
Cedar	10	89	1	12	0	0	0
Pecan	5	75	0	0	5	75	25
TOTAL	62	622	22	222	8	111	37

- H. Tree protection notes and details shall be included on site plans, subdivision plans or landscape plans and always included with the bid documents given to the contractor. (See Section 5.12)
- I. Appeals: Any decision made by the Administrative Official with regard to a request for a tree removal permit may be appealed by any party to the Planning and Zoning Commission. All actions of the Commission shall be final.
- J. Permit Validity: Permits for tree removal issued in connection with a building permit, subdivision plan and site plan shall be valid for the period of that building permit's or site plan's validity. Permits for tree removal not issued in connection with a building permit, subdivision or a site plan shall become void ninety (90) days after the issue date on the permit.

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Section 5.8 Tree Preservation Requirements

- A. Minimum Existing Tree Preservation Requirements: When any new construction occurs, there shall be a minimum number of trees protected on the property. For new residential subdivisions, the entire boundary of the subdivision shall be considered as one property for the purpose of this section. The chart below shall be used to determine the minimum protection requirements:

Existing Tree Coverage Preservation Requirements:

Percentage of existing protected tree coverage	Minimum percentage of the existing protected tree coverage to be preserved
0% – 20%	70%
20.1 – 40%	60%
40.1% - 60%	50%
60.1% - 80%	40%
80.1% - 100%	30%

Protected trees located within any of the exempted areas specified in section C below may be credited toward the minimum existing preservation coverage requirements in the above table such that no more than 50% of the existing protected trees may be credited within an exempt area. NOTE: The minimum preservation coverage requirements listed above may not be mitigated for as described in Section 5.10.

- B. Preservation of Heritage Trees: Heritage Trees, as defined in Chapter 2 - Definitions, may not be classified as exempted trees, regardless of whether or not they are located in an exempted area as defined in the sections below.
- C. Exempted Areas, Persons and Tree Species from preservation requirements:
1. New Residential Subdivisions with Street Dedication: Except where noted above, the following areas shall be exempt from the tree preservation requirements of this chapter:
 - a. Rights-of-way of newly dedicated streets

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- b. Easements
 - c. Residential setback envelope
 - d. NOTE: When submitting a new residential subdivision plat, the Planning and Zoning Commission may evaluate whether an alternate street layout and grading plan which complies with all City subdivision standards would result in substantially greater tree preservation. In the event such an alternate layout is determined by the Commission to be a reasonable use of the land then the applicant may substitute said alternative plan without being required to submit a new Preliminary Plat application. If, however, the applicant does not substitute said alternate layout or another acceptable plat to the Commission, failure of the applicant to do so shall be a basis for denial of the applicant's application.
2. Platted Residential Lots: Except where noted above, the following areas shall be exempt from the tree preservation requirements of this chapter:
- a. Residential setback envelope
3. Platted Commercial Lots: Except where noted above, the following areas shall be exempt from the tree preservation requirements of this chapter:
- a. Trees located within the new commercial building footprint.
4. Exempted Tree Species: The following tree species shall be exempt from the tree preservation requirements of this chapter:
- a. Mesquite
 - b. Hackberry
 - c. Chinese Tallow
5. Exempted Persons: The following persons are exempt from the provisions of this Chapter only to the extent of their control over the particular class of properties and trees described below. Persons exempt from the provisions shall not be required to obtain tree removal permits.
- a. An employee of the City of Colleyville, a public utility or an authorized contractor working in a dedicated public right-of way may in the course of business, remove or prune that portion of a tree which prohibits the safe construction, repair or maintenance of a service line or facility.
 - b. The resident of a single family home may remove all or a portion of a tree which exists on the lot of record on which the single family home is built.
 - c. A property owner or his authorized contractor, employee or tenant may remove a tree which has become severely diseased or damaged to the extent that it is beyond the point of recovery or is in danger of falling, as determined by the Administrative Official.
 - d. All landscape nurserymen shall be exempt from the terms and provisions of this section only in relation to those trees planted and growing on the nursery premises which are planted and grown for the sale or intended sale to the general public.

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- e. Any person may remove all or a portion of a tree which has disrupted a public utility service due to tornado, storm, flood, or other act of God, but only that portion of the tree which is necessary to safely restore normal utility service.
- f. The following persons shall be exempt from the tree replacement provisions of this Chapter. However, such persons shall provide tree protection and replacements as per this Chapter for all remaining trees in non-exempt areas.
 - (1) A person performing work authorized by a building permit in the residential buildable area.
 - (2) A person performing work authorized by an approved site plan in the commercial building footprint.
 - (3) A person performing work authorized by the approved grading and drainage plan in the residential setback envelope.
 - (4) An employee of the City of Colleyville, a public utility or a person performing work authorized by an approved subdivision plat or a separate dedication instrument in a dedicated public right-of-way, drainage or utility easement.

Section 5.9 Tree Protection

A major purpose of this Chapter is to protect all trees which are not removed and to allow approved construction to occur. The following procedures shall apply to all types of construction projects which involve development around trees.

The following procedures are deemed appropriate in the situations noted; however, unique circumstances may allow modifications if deemed necessary by the Administrative Official.

- A. Prohibited Activities: The following activities shall be prohibited with the limits of the critical root zone of any tree which is subject to the requirements of this Chapter.
 - 1. Material Storage: No materials intended for use in construction or waste materials accumulated due to excavation or demolition shall be placed within the limits of the critical root zone of any tree.
 - 2. Equipment Cleaning / liquid disposal: No equipment may be cleaned or other liquids deposited within the limits of the critical root zone of a tree. This would include but not be limited to, paint, oil, solvents, asphalt, concrete, mortar or other materials.
 - 3. Tree Attachments: No signs, wires or other attachments, other than those of a protective nature shall be attached to any tree.
 - 4. Vehicular Traffic: No vehicular and construction equipment traffic or parking is allowed within the limits of the critical root zone of trees.
- B. Pre-Construction: The ensuing procedures shall be followed prior to construction.
 - 1. Tree Flagging: All trees to be removed from the construction site shall be flagged with bright red vinyl tape wrapped around the main trunk at a height of four feet (4') or more such that the tape is visible to workers on foot or driving equipment.
 - 2. Protective Fencing: All protected trees shall have protective fencing located at the tree's critical root zone. The protective fencing may be comprised of snow fencing, orange vinyl construction fencing, chain link fence or other similar fencing with a four-

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foot (4') approximate height. The protective fencing may be located within the critical root zone of the specimen tree for approved construction only. The fencing shall follow the delineation of the approved construction. In order to protect the trunk, the trunks of all protected trees shall be wrapped with orange vinyl construction fencing such that the trunk will be easily visible during construction activities.

3. Bark Protection: in situations where a tree remains in the immediate area of intended construction, the tree shall be protected by enclosing the entire circumference of the tree's trunk with lumber encircled with wire or other means that does not damage the tree.
4. Construction Pruning: In a case where a low hanging limb may be broken during the course of construction, the obtrusive limb may be cut. The limb shall be cut either flush to the trunk on or at the next joint of the limb. The wound shall then be sealed with pruning paint.

In no instance shall pruning involve a portion of the trunk or thirty percent (30%) of the entire canopy without the Administrative Official's prior approval.

- C. Improvement within the Critical Root Zone of a Tree: Design constraints often dictate that trees slated for preservation have some encroachment on their critical root zone, as defined in Chapter 2 - Definitions. The following is the minimum design criteria, which is allowed within the critical root zone of a tree. Development exceeding the criteria would put the tree at risk and therefore no longer be considered a preserved tree. In such a case replacement trees shall also be required.

1. Grade Changes: In the event that grade changes must be made around a tree or group of trees, the following shall be implemented in order to maintain oxygen and water exchange within the tree's critical root zone.
 - a. A minimum of seventy-five percent (75%) of the critical root zone must be preserved at natural grade with natural ground cover or landscaping for the tree to be considered a preserved tree.
 - b. No cut or fill greater than two inches (2") shall be located closer to the tree trunk than one half (1/2) of the radius of the critical root zone radius distance.
 - c. Increase Grade: Provide an aeration system just outside the tree's critical root zone. A dry well located a minimum of one-half (1/2) of the radius of the critical root zone.
 - d. Decrease Grade: Provide retaining walls outside the critical root zone to mitigate cuts.
2. Boring of Utilities: May be permitted under protected trees in certain circumstances. The minimum length of the bore shall be the width of the tree's canopy and shall be a minimum depth of forty-eight inches (48").
3. Trenching: irrigation systems shall be designed to avoid trenching across the critical root zone of any tree.
4. Paving: A maximum of twenty five percent (25%) of the critical root zone of a tree may be covered with impervious paving. The pavement and the cut and fill for the pavement is to not exceed one-half (1/2) of the critical root zone radius distance.

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Section 5.10 Mitigation and Violations

Any protected tree which is six inches (6") or greater that is removed, destroyed or more than 50% damaged and does not meet the exemption provisions of this chapter shall be mitigated per the requirements of this section. In the event that the loss of a protected tree requires mitigation, the party responsible for mitigation shall either replace the protected tree(s) by planting new trees, pay a mitigation fee or a combination of both. For the purpose of this Chapter, trees removed within any City right-of-way or other City owned property by anyone not exempted by Section 5.8(C)5 shall be mitigated per the requirements of this section and other applicable City ordinances.

The mitigation authorized by this section is not meant to supplant good site planning. Tree replacement will be considered only after all design alternatives which could save more existing trees have been evaluated.

A. Mitigation Through Planting New Replacement Trees: A sufficient number and diameter of replacement trees shall be planted in order to equal the total diameter inches or fraction thereof of trees six inches (6") or greater and slated for removal.

1. Replacement trees shall be a minimum of three inches (3") diameter when measured one foot (1') above the soil line and a minimum of eight feet (8') in height when planted.

Examples-

- a. A total of 18" diameter to be removed shall be replaced with 6 – 3" diameter trees.
 - b. A total of 19" diameter to be removed shall be replaced with 7 – 3" trees or 5 – 3", trees and 1-4" tree.
2. All replacement trees shall be a species listed on the replacement tree list and guaranteed for one year from the date of the final inspection and acceptance of the project.
 3. The location of replacement trees is restricted from utility easements and rights-of-way. The location shall not be in an area such that the mature canopy of the tree will interfere with overhead utility lines. No trees shall be planted within ten feet (10') of a fire hydrant.
 4. Replacement trees should be planted on the site from which existing trees are to be removed. If this is not feasible, an applicant may initiate a proposal to plant trees off-site. This may be approved if the planting site is no more than one-half mile from the site where the original trees were removed.
 5. Replacement trees shall be planted prior to the issuance of the certificate of Occupancy or project release. Optimum planting times do not always correspond to project completion. For that reason, replacement tree plantings may take place after the project is released by the City; provided, that before project release, a fiscal security is posted in the amount equal to the prevailing rate for installed trees with a one (1) year guarantee, plus fifteen percent (15%) to cover administrative cost.

B. Mitigation Through Payment of Fee: A monetary fee of \$250.00 per diameter inch of the tree(s) removed or damaged shall be assessed and paid to the City of Colleyville. All mitigation fees shall be deposited into the City's Tree Preservation Fund.

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- C. Mitigation of Heritage Trees: Heritage Trees, as defined in Chapter 2 – Definitions and noted in Section 5.8:
1. A monetary fee of \$500.00 per diameter inch of the Heritage Tree removed or damaged shall be assessed and paid to the City of Colleyville and deposited into the City's Tree Preservation Fund, or;
 2. If replacement trees are to be planted, the total amount of replacement inches to be planted shall be in an amount that is twice the diameter inches of the Heritage Tree(s) removed and shall, otherwise, meet the requirements of Section A above.
- D. Colleyville Tree Preservation Fund: All mitigation fees shall be paid into the Colleyville Tree Preservation Fund. The fund shall be administered by the City Manager or his/her designee and shall only be used for the planting of new trees on City owned or leased properties, rights-of-way and other public properties such as public schools, county and State properties located within the City of Colleyville.
- E. Penalty for Violation: Any person violating or failing to comply with any provision or requirement of this Chapter, including but not limited to the mitigation requirements of this section, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall, without exception, be fined the maximum amount of \$2,000.00. A separate offense shall be deemed committed upon each day during or on which each separate violation or failure to comply occurs or continues to occur and shall be punishable as such.
- F. If any protected tree dies within three (3) years of the issuance of the certificate of occupancy, final inspection or acceptance of public improvements and is brought to the attention of the city manager or his/her designee, the original permit applicant shall be subject to the replacement/mitigation requirements for protected trees per this section.

Section 5.11 Replacement Tree List

The following is the list of appropriate and approved replacement trees which have been selected on the basis of their suitability in the urban environment of North East Tarrant County.

REPLACEMENT TREE LIST			
<u>SCREENING TREES</u>	<u>ORNAMENTAL TREES</u>	<u>MEDIUM AND LARGE TREES</u>	<u>PALMS</u>
ARBORVITAE	BLUE POINT JUNIPER	AMERICAN ELM	CALIFORNIA FAN PALM
BLUE POINT JUNIPER	CAROLINA BUCKTHORN	ARISTOCRAT PEAR	MEXICAN FAN PALM
CHINESE PHOTINIA	CAROLINA CHERRY LAUREL	ARIZONA CYPRESS	NEEDLE PALM
CAROLINA CHERRY LAUREL	CRAPE MYRTLE	BALD CYPRESS	SABAL PALM
EAST PALATKA HOLLY	DECIDUOUS HOLLY	BOIS D' ARC	WINDMILL PALM
EASTERN RED CEDAR	DESERT WILLOW	BUR OAK	
LITTLE GEM MAGNOLIA	EAST PALATKA HOLLY	CEDAR ELM	
NELLIE R. STEVENS HOLLY	FIG	CHINESE PISTACHE	
SAVANNAH HOLLY	ITALIAN CYPRESS	CHINQUAPIN OAK	
WAX MYRTLE	JAPANESE MAPLE	DEODAR CEDAR	
YAUPON HOLLY	LACEY OAK	EASTERN RED CEDAR	
	MEXICAN BUCKEYE	EVE'S NECKLACE	
	NELLIE R. STEVENS HOLLY	FOREST PANSY REDBUD	
	OKLAHOMA REDBUD	GINKGO BILOBA	

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	SAVANNAH HOLLY	LACEBARK ELM	
	SUMAC	LITTLE GEM MAGNOLIA	
	TEXAS MOUNTAIN LAUREL	LIVE OAK	
	VITEX	PECAN	
	WAX MYRTLE	PERSIMMON	
	YAUPON HOLLY	SHANTUNG MAPLE	
		SHUMARD RED OAK	
		SOUTHERN MAGNOLIA	

Section 5.12 Construction Plan Requirements

The following notes shall be required as a part of all construction plans.

1. All trees shown on this plan to be preserved shall be protected during construction with temporary fencing. Tree protection fences shall be installed prior to the commencement of any site preparation work (clearing, grubbing or grading).
2. Fences shall completely surround the tree or clusters of trees. The fence shall be located at the outermost limits of the tree branches or critical root zone. The fence will be maintained throughout the construction project in order to prevent the following.
 - A. Soil compaction in the critical root zone resulting from vehicular traffic or storage of equipment or materials.
 - B. Critical root zone disturbances due to grade changes greater than two inches (2") cut or fill or boring which was not authorized by the City.
 - C. Wounds to the trunk, limbs or exposed roots by mechanical equipment.
 - D. Other activities detrimental to trees such as chemical storage, cement trunk cleaning, and fires.
3. In cases of area constraints where the protective fence is closer to the trunk than four feet (4'), the trunk must be protected with strapped-on planking to a height of eight feet (8') or to the limits of the lower branching.
4. All grading within critical root zones of protected trees shall be performed by hand or small equipment to minimize damage. Prior to grading, relocate the protective fencing to two feet (2') behind the grade change area.
5. Trees most heavily impacted by construction activities should be watered deeply once a week during periods of hot and dry weather. Tree crowns should be sprayed with water periodically to reduce dust accumulation on the leaves.
6. Trenching for landscape irrigation shall be located as far from the existing trunks as possible.
7. Pruning to provide clearance for structures, vehicular traffic and equipment shall take place before construction begins.

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Section 5.13 Amendments

Reserved for listing of amendments to this Chapter.

Ord. Number	Date	Subject
O-00-1214	4-18-00	Adoption of Tree Preservation in Land Development Code
O-09-1734	11-4-09	Amendments to Chapter 5 based on recommendations of consultant

**FINDINGS AND RECOMMENDATIONS FOR
COLLEYVILLE TREE PRESERVATION**



SUBMITTED TO:

Mr. Ron Ruthven, AICP
Director of Community Development
City of Colleyville, Texas

Submitted By:

BURDITT
Consultants, LLC

P. O. Box 1424
Conroe, Texas 77305

October 3, 2008

Pre Council Agenda Briefing from April 1, 2014



BURDITT Consultants LLC
PLANNING + ARCHITECTURE + RESOURCES

October 3, 2008

Mr. Ron Ruthven, AICP
Director of Community Development
City of Colleyville, TX
100 Main Street
Colleyville, Texas 76034

RE: Findings and Recommendations – Tree Preservation Code Revisions

Dear Mr. Ruthven:

We have completed our review of the tree preservation components of the City of Colleyville's *Land Development Code*. The attached Findings and Recommendations Report details the goals and intentions derived from interviews with City staff and input gathered from the public participation session, as well as our observations from code review. Implementing the recommendations herein should significantly increase tree preservation during development while maintaining a clear, easy to understand permitting process.

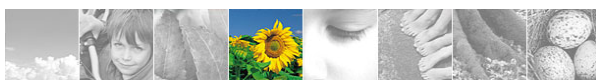
Please review the attached report and feel free to comment with any questions or concerns you may have. We look forward to your response and are ready to present the findings to the Planning & Zoning/City Council group work session when your team is ready.

Sincerely,

A handwritten signature in black ink that reads "Paul S. Howard".

Paul S. Howard
Project Manager

/psh
Attachment



Pre Council Agenda Briefing from April 1, 2014



Executive Summary

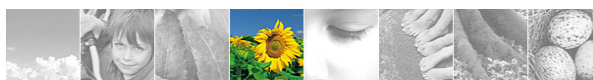
The current *Land Development Code; Chapter 5 – Tree Preservation* has both strengths and weaknesses in its provisions for tree preservation during development, and the City has identified the need to revise the current code to achieve higher levels of tree preservation and quality development. In order to meet this goal, the City hired a consultant to review the code, and collect input from City staff, concerned citizens, and members of the development community and make recommendations for revisions.

Analysis of input gathered from interviews with the City staff and public participation session have yielded some guiding goals for the code revision process. These goals represent the core issues Colleyville faces with regards to tree preservation.

1. The Code should require some minimum level of tree preservation requirements to eliminate clearcutting of land during development.
2. The Code should clearly define the permitting process and submittal requirements.
3. The Code and overall urban forestry program should provide for increased enforcement of the tree preservation requirements after permit approval.
4. The Code should provide higher standards for tree preservation planning, plan implementation, and replacement planting.
5. The Code should seek a balance between tree preservation and economic development within the City.

With these goals in mind, following are some of the key changes recommended for the Code and overall urban forestry program:

1. Focus on preservation of trees 6" in diameter or greater.
2. Employ a minimum preservation requirement of 50% of the trees within non-exempt areas.
3. Create and fund a permanent position on City staff for an Urban Forester to administer the Code and further develop the urban forestry program.
4. Provide for the preservation of large trees by requiring replacement at a higher ratio.



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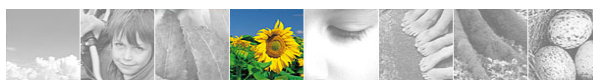


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5. Eliminate undesirable species from the tree preservation requirements.
6. Increase mitigation fees and fines for violation of the Code. Develop separate definitions for these fiduciary mechanisms.
7. Strengthen tree removal permitting through required *Tree Preservation Plan*.
8. Clarified tree removal permitting process.
9. Definition of the Colleyville Tree Fund, its administration, and approved tree fund expenditures.
10. Improved *Replacement Tree List* to encourage species diversity.
11. Inclusion of tree preservation treatment specifications within a separate criteria manual maintained by the City.

The following are the collective observations from analysis of the staff interviews, the public participation session, and review of the current code and permitting process within the *Land Development Code*.

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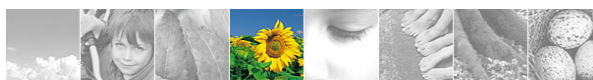


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Staff Participation

When evaluating a tree preservation ordinance, it is important to solicit input from City staff, as they usually have a more intimate knowledge of policies and processes and a unique perspective on the daily issues regarding tree preservation. In order to understand the how City staff interact with these issues, select staff members from a range of departments were interviewed in a group meeting. The following are the most significant concerns of City staff regarding tree preservation:

1. Enforcement of the Code is ineffective. This is largely due to insufficient staffing to address the inspection of properties. Oftentimes the *Tree Protection Plan* submitted for permitting is not implemented properly in the field. This suggests the need to add a dedicated staff member to the planning team to administer the Code.
2. The Code needs a minimum tree preservation threshold. The current code allows for the removal of 100% of the trees on site through mitigation payments into the *Tree Fund*.
3. The current tree preservation permitting process is vague and needs to be clarified. Specifically, it is difficult to determine when the tree preservation planning process should begin.
4. The current code requires protection or mitigation of all trees 3" or larger in diameter that are within applicable areas of the property. It may be prudent to consider what size trees are protected in other cities.
5. Larger trees are difficult, if not impossible to replace. Larger trees should have a higher preservation requirement or some incentive for their preservation.
6. The current fees for mitigation are set at \$100 per diameter inch removed. This value should be increased to the level of current tree replacement costs in the industry. Additionally, this value is not seen as a deterrent to tree removal by the development community.



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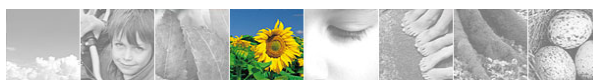


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Public Participation

A primary catalyst to the City's decision to consider revising the current tree preservation code has been the significant concern among citizens that current policies are not adequately preserving trees during development. In order to have a balanced understanding of these concerns, stakeholders from the community were invited to participate in a workshop to discuss their concerns. Participants included members of the development community, City Council, homeowner's associations, and the general citizenry. The forum for this workshop was an open discussion of the strengths and weaknesses they have experienced with the current code. The following are the most significant points of discussion:

1. More enforcement is needed. The tree protection treatments are not adequately being implemented and/or maintained after permit approval.
2. There is no minimum tree preservation requirement; therefore a property can be clearcut. This has the most visual impact on a development.
3. Mitigation fees are inadequate, as they do not deter the clearcutting of land.
4. Code needs to clearly define when tree removal permitting is triggered.
5. The City needs a dedicated enforcement officer to administer the tree preservation components of the Code. This person should be an urban forester, landscape architect, horticulturalist, or other qualified professional.
6. Some species are considered undesirable and should not be protected by the Code. Species may include: Mesquite, Cottonwood, Hackberry, & Chinese Tallow.
7. Larger trees should be protected at a higher rate. These trees are not easily replaced. Incentives should be available to encourage their preservation.
8. The City of Colleyville should lead by example and adhere to the same tree preservation requirements as private development.



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Findings and Recommendations

The City of Colleyville's *Land Development Code* was reviewed extensively to identify ways to enhance preservation of trees during development. The primary focus during the review process was on *Chapter 5 – Tree Preservation*, however many other chapters were evaluated to ensure that forthcoming recommendations would not conflict with other components of the Code. The following are our findings and recommendations as a result of review of stakeholder input and the current code:

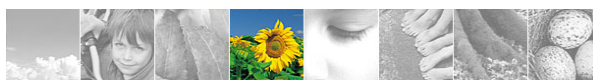
1. **Finding:** The current code requires accounting for all trees 3" and larger in diameter within the applicable areas the property. Most cities usually require preservation of trees that are more difficult to replace such as 6" or 8" and larger in diameter. Trees less than 6" are generally easily replaced at a cost that is often less than the cost of implementing tree protection treatments. The plan review process for tree preservation, and site inspections for compliance, can be cumbersome when dealing with large numbers of small trees less than 6" in diameter. Increasing the requirement to 6" will reduce plan review and inspection time substantially for City staff.

Recommendation: Focus preservation efforts on trees 6" and larger in diameter. Additionally, this will reduce costs to developers and likely encourage more tree preservation. Sections of the code where this must be adjusted include: *Section 5.9, 5.9.A, & Chapter 2 – Definitions [Tree]*.

2. **Finding:** In addition to adjusting the tree preservation requirement to that of trees 6" and larger in diameter, the applicable trees should be formally regarded as "Protected Trees". Sections 5.6.A.1 and 5.10.B.2, 5.12.B, & 5.14.4 refer to applicable trees as "designated trees" and "specimen trees" respectively. These sections should be adjusted to reflect the "Protected Tree" definition. Additionally, the definition for *Tree* in *Chapter 2 – Definitions* should be adjusted to define "Protected Tree".

Recommendation: Revise the definition *Tree* within *Chapter 2 Definitions* to define a "Protected Tree" (see *Finding and Recommendation #6* below).

3. **Finding:** The current code has no minimum requirement for tree preservation during development. This is the most significant weakness of the current code. Such a threshold will provide for increased tree preservation while still offering design flexibility. Additional flexibility may be achieved by offering credit for preservation of trees within the buildable areas of the property. For most cities, the figure chosen as the minimum



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percentage for tree preservation is arbitrary, but must be reasonable given the allowable land use. As the Code only requires preservation of trees within non-buildable areas, as much as 50% could be preserved without unfairly penalizing developers.

Recommendation: Establish a minimum tree preservation requirement. This value should be stated as a percentage of total diameter inches within the applicable areas of the property. The new tree preservation requirement should be inserted into a newly created section of *Chapter 5 – Tree Preservation* titled *Section 5.x Tree Preservation Requirements*.

4. **Finding:** Enforcement of the Code has been reported by City staff and the public as being inadequate due to lack of available personnel. Discussions with City staff indicate that there is a great need to have a dedicated professional to administer the tree preservation code on a daily basis. Ideally, this person should be a degreed professional with at least 4 years experience in the field of Urban Forestry, Landscape Architecture, Horticulture, or Landscape Administration. The position should given the authority to administer the code and make decisions at a staff level when conflicts arise to fulfill the intent of the code to the best available end.

Recommendation: Create and fund a permanent position within the Community Development Department for a City Urban Forester. This person will be responsible for the day-to-day administration of the tree preservation components of the code. The successful applicant should have experience in plan review, working with tree preservation ordinances, and tree preservation techniques. The following is a list of foreseeable duties the position will entail:

- Participate in the development and implementation of policies and procedures; make recommendations for changes and improvements to existing standards and procedures; recommend and assist in the implementation of goals and objectives.
- Respond to questions and inquiries from the general public regarding the planting and maintenance of City trees and shrubs; educate the public on City codes and regulations governing the protection of trees and investigate violations of City codes; investigate and prepare responses to citizen complaints, suggestions, and requests.
- Provide advice regarding City planning issues and the possible effect on trees and surrounding vegetation; make recommendations for appropriate plant and landscaping as required; confer with contractors and developers performing construction or maintenance work near City



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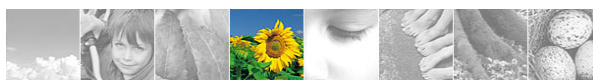


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trees and tree roots; explain City codes and regulations and department standards and procedures.

- Participate in the preparation and administration of the assigned program budget; submit budget recommendations; monitor expenditures. Plan, coordinate, and manage tree related programs such as Arbor Day, Tree City USA, Christmas Tree Recycling Program, and tree planting programs; coordinate efforts of volunteers, business groups, school groups, city staff, and staff from other government entities to ensure tree programs' success.
 - Represent the Community Development Department on advisory boards, professional organizations, and committees; make presentations concerning tree related programs to elected officials, civic organizations, home owners associations and the general public; stay abreast of new trends and innovations in the field of urban forestry.
5. **Finding:** Public and staff input suggest the need to preserve larger, older trees at a higher rate. These trees are difficult, if not impossible, to replace in the landscape. Many cities classify trees that are above a certain species and size as "heritage trees" or "specimen trees" (i.e. *all trees of x,y,z species that are 18" or larger in diameter*). These trees are often required to be preserved or replaced with a higher number of diameter inches (i.e. 1" specimen tree diameter = 2" replacement tree diameter). Other cities use the Texas Forest Service's *Big Tree Registry* as a guideline for identifying specimen or heritage trees. In these ordinances, a tree that is at least 50% of the diameter of its representative species on the *Big Tree Registry* must be preserved or replaced at a significantly higher ratio. The *Big Tree Registry* is a list of the largest recorded trees of each species in Texas. A copy of this document is attached for reference.

Recommendation: Identify the most desirable approach to increasing the preservation requirements for specimen/heritage trees. If using a species and size approach, decide upon a diameter threshold that will determine a tree's classification. The City's current code has an acceptable table of tree species that could be used with this method. This new tree classification will require a definition to be added to *Chapter 2 – Definitions* within the *Land Development Code*. Additionally, *Section 5.9 Tree Replacement Requirements* should include a statement indicating the increased replacement ratio for "Specimen/Heritage Trees" (i.e. *If a Specimen Tree must be removed from a non-exempt area, replacement trees must be planted at a ratio of 2:1*).



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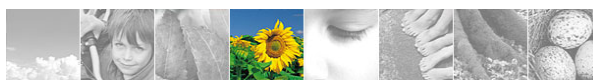


6. **Finding:** Stakeholders have described some tree species as being “trash trees” that are not desirable in the landscape. Many cities make a clear distinction between undesirable and desirable species within their code; and either have reduced preservation requirements or no preservation requirements. Suggested species that are considered undesirable include: Mesquite, Bois D’ Arc, Cottonwood, Chinese Tallow, Hackberry, and Locust. Arguments in favor of continued preservation requirements for these species cite the environmental and shade benefits of all tree species. Proponents for their exemption cite that a developer should not be required to preserve a tree species that he/she is not allowed to plant in accordance with the approved *Replacement Tree List*.

Recommendation: Consider the following species as “exempt” from the tree preservation code: Mesquite, Cottonwood, Bois D’ Arc, Chinese Tallow, Hackberry, and Locust. This exemption would be made by revising the recommended “Protected Tree” definition in *Chapter 2 Definitions* to reflect this (i.e. *Protected Tree - A self-supporting woody perennial plant, not of the species: Mesquite, Bois D’ Arc, Hackberry, Cottonwood, Chinese Tallow or Locust, which has attained a trunk diameter of six (6) inches or more when measured at a point four and one-half (4½) feet above the surrounding grade and normally having an overall height of at least fifteen (15) feet at maturity, usually with a single elongated main stem with few or no branches on its lower part.*).

7. **Finding:** When addressing platted residential lots, the current definition for “Buildable Area” describes an area between the front setback and the rear property line and the area underneath the driveway. This leaves no protection for trees in the backyard areas. Given the constraints with many small residential lots, there may not be an opportunity for requiring preservation of trees outside this envelope. An alternative to establish requirements would be to offer credit for preservation of existing trees within the buildable areas. Such credit could be applied towards tree preservation and replacement requirements within the non-exempt areas. This would effectively allow a developer/builder to “trade” a protected tree in a non-exempt area for a equivalent tree or number of trees within the buildable area. This credit may reduce loss of additional trees and allow for some flexibility in design.

Recommendation: Offer credit towards minimum tree preservation requirements and replacement requirements for preservation of trees within the exempted buildable area. This would be added as a 3rd item within *Section 5.7.B* of the code.



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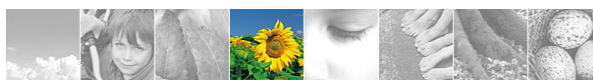
8. **Finding:** Mitigation fees are not explicitly defined within the code. It appears that the current practice is to levy fees according to the defined civil penalties within *Section 5.12 Violations*. This effectively charges allowable mitigation through payment as if it were a misdemeanor. Additionally, there is not a clear statement indicating that such fees are paid into a dedicated Tree Fund. It would be prudent to make a clear statement of where such funds will be placed.

Recommendation: Establish a new section within the code title *Mitigation* for description of mitigation options when replacement planting is not feasible. This section should include a description of the mitigation fees and the payment of these fees into a dedicated Tree Fund.

9. **Finding:** Mitigation fees should be increased to level that adequately reflects the cost of replacement trees per diameter inch. Current industry standards, and the most common value for mitigation fees in other cities, are approximately \$250.00 per diameter inch. With this increase in fees, there should also be an increase in fines for violation of the code per *Section 5.12 Violations*. Fines should be set at a rate that is higher than the mitigation fees.

Recommendation: Increase mitigation fees to \$250.00 per diameter inch to reflect current cost of tree replacement per diameter inch. This fee should be described in the newly created *Section 5.x Mitigation* as described in recommendation #7. Increase fines for violation of provisions within *Chapter 5* as described in *Section 5.12 Violations*. *Texas Local Government Code Ch. 54* states a maximum penalty of \$500 per offense for violation of a rule, ordinance, or police regulation. However, with a unified development code, violation of any component of the *Land Development Code* might be considered in violation of "zoning" and thereby have a maximum penalty of \$2,000. This matter should be addressed with City Legal prior to adoption.

10. **Finding:** Applications for *Tree Removal Permits* currently require a submittal of an exhibit that details the location of existing and proposed features, existing trees, replacement trees, and tree protection notes. This exhibit should be formally named as a *Tree Preservation Plan*, and be required as a component of the construction documents for all projects. Although valuable in its current form, this plan should have more defined graphic standards that require the location of proposed tree protection treatments such as fencing, root pruning, maintenance pruning, mulching, bark protection, washout areas, and vehicle access. Inclusion of these items will aid significantly in the plan review and inspection process. *Section 5.14 Construction Plan Requirements* indicates that tree



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protection treatments must be in place prior to construction, however these features should be graphically shown on the construction plan. In order to eliminate confusion between the construction plan and the submittal for *Tree Removal Permit*, it may be prudent to merge the features into the *Tree Preservation Plan*.

Recommendation: Revise *Section 5.8 Submittal Requirements* to refer to submittal exhibit as a *Tree Preservation Plan*. Revise *Section 5.8.E* to require plan to indicate the location of tree protection treatments as described above. Join the components of *Section 5.8.E* and *Section 5.14 Construction Plan Requirements* into a single section titled *Tree Preservation Plan Requirements*.

11. **Finding:** *Section 5.8 Submittal Requirements* requires plan exhibits to indicate the tree canopy for each tree. Tree canopies/driplines do not adequately reflect the area of a tree's root system that must be protected during construction (known as the Critical Root Zone). A minimum of 75 % of a tree's Critical Root Zone must remain undisturbed in order to ensure survival of the tree and viability in the future landscape. The Critical Root zone can generally be defined by the following formula: 1" trunk diameter = 1' of CRZ radius. All *Tree Preservation Plans* should indicate the Critical Root Zone for each tree to be preserved. This will allow the plan reviewer to decide whether proposed tree protection treatments will be adequate for preserving the tree in question.

Recommendation: Revise *Section 5.8 Submittal Requirements* to require location of the tree Critical Root Zone and the location of proposed tree protection treatments. The definition of the Critical Root Zone should be revised within *Chapter 2 Definitions* as well. The following definition is recommended:

"Critical Root Zone - The area of undisturbed natural soil around a tree defined by a concentric circle with a radius in feet equal to the number of inches of trunk diameter. The area within this circle is referred to as the CRZ. The CRZ is used by plan reviewers to determine compliance with design standards and construction specifications, and is considered the minimum portion of a tree's extensive root system that must be protected during construction."

12. **Finding:** Stakeholders have indicated that the current tree removal permitting process is difficult to understand. Primary confusion is regarding when the tree preservation code is triggered during the development process. The use of a graphic flowchart can aid in the user-friendliness of the code.

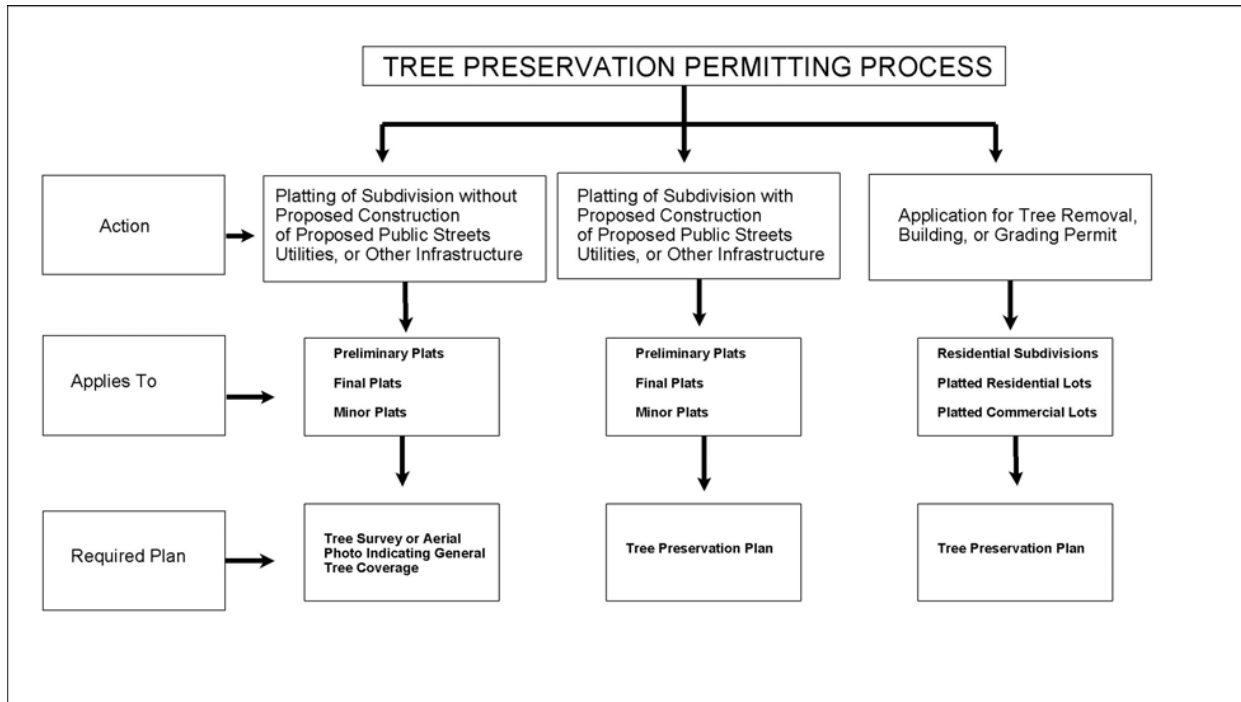


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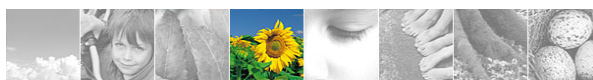
Recommendation: The following flowchart should be inserted into *Chapter 5 Tree Preservation* in order to guide developers through permitting effectively.



13. Finding: The fines for mitigation when trees are removed and cannot be replaced are currently placed into a Tree Fund. This fund should be defined within the tree preservation code and include a description of the purpose of the fund, who administers the fund, and how expenditures of these funds may be used. The following is an example of how this may be described.

Tree Fund Expenditures

- 1. Funds collected from mitigation fees and penalties for noncompliance with this Subchapter will be placed into a dedicated account known as the Colleyville Tree Fund.*
- 2. The Colleyville Tree Fund may be utilized to fund preservation and replacement of the City's tree canopy cover under the administration of the City Urban Forester. The City Urban Forester will submit quarterly budget requests to City Council for approval of all Tree Fund expenditures.*



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3. *Funds collected from mitigation fees and penalties for noncompliance with this Subsection may be utilized as follows:*

a) *Purchasing, planting and maintenance of trees on rights-of-way, public park land or any other City-owned property.*

b) *Purchase of forested properties for perpetual preservation and passive recreational use.*

c) *Funding of a City-wide tree inventory and an urban forest management plan for all public properties.*

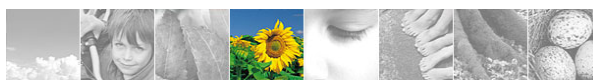
d) *Associated administration costs.*

Recommendation: Create a new section within the code that details the purpose of the Tree Fund, who will administer the fund, and how expenditures of these funds may be used.

14. **Finding:** Participants from the public participation session have requested an enhanced list of recommended tree species for replacement plantings. Species diversity is important in maintaining a healthy urban forest and reducing the possibility of catastrophic tree losses due to disease or insect epidemics. *Section 5.13 Replacement Tree List* should be revised with a new, expanded list of available species for planting.

Recommendation: Replace the *Replacement Tree List* with the following table of recommended tree species. This table is categorized by size/use and has additional information regarding potential problems for some species. Tree species in this list are generally well-adapted to North Central Texas.

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Replacement Tree List

SCREENING TREES	ORNAMENTAL TREES	MEDIUM TREES LARGE TREES	PALMS
ARBORVITAE		ARISTOCRAT PEAR	CALIFORNIA FAN PALM *
BLUE POINT JUNIPER	BLUE POINT JUNIPER	CHINESE PISTACHE *	MEXICAN FAN PALM *
CHINESE PHOTINIA	CAROLINA BUCKTHORN	EASTERN RED CEDAR	NEEDLE PALM
CAROLINA CHERRY LAUREL	CAROLINA CHERRY LAUREL	EVE'S NECKLACE *	SABAL PALM
EAST PALATKA HOLLY *	CREPE MYRTLE	FOREST PANSY REDBUD	WINDMILL PALM
EASTERN RED CEDAR	DECIDUOUS HOLLY	GINKGO BILOBA *	
LITTLE GEM MAGNOLIA *	DESERT WILLOW	LITTLE GEM MAGNOLIA *	
NELLIE R. STEVENS HOLLY	EAST PALATKA HOLLY *	SHANTUNG MAPLE *	
SAVANNAH HOLLY *	FIG	AMERICAN ELM	
WAX MYRTLE	ITALIAN CYPRESS *	ARIZONA CYPRESS	
YAUPON HOLLY	JAPANESE MAPLE	BALD CYPRESS	
	LACEY OAK	BOIS D' ARC	
	MEXICAN BUCKEYE	BUR OAK	
	NELLIE R. STEVENS HOLLY	CEDAR ELM	
	OKLAHOMA REDBUD	CHINQUAPIN OAK	
	SAVANNAH HOLLY	DEODAR CEDAR	
	SUMAC	LACEBARK ELM *	
	TEXAS MOUNTAIN LAUREL *	LIVE OAK *	
	VITEX	PECAN *	
	WAX MYRTLE *	PERSIMMON	
	YAUPON HOLLY	SHUMARD RED OAK *	
		SOUTHERN MAGNOLIA *	

*POTENTIAL ISSUES WITH SELECTED SPECIES OR MAINTENANCE

California Fan Palm: Can suffer from freeze damage in severe winters.

Chinese Pistache: Girdling roots can often be a problem due to being growing in a container. But this is true for all container grown trees. Listed as an invasive species.

East Palatka Holly: Not a native tree, but seems to perform quite well. Growth can be poor and foliage can be chlorotic in alkaline soil. See <http://hort.ufl.edu/trees/LEATTA.pdf> for more information.

Eve's Necklace: Grows very slowly, sensitive to poorly drained or over-watered soils.

Ginkgo Biloba: Grows very slowly, recommended not to plant the female due to its foul smelling fruit.

Italian Cypress: Prefers full sunlight; also spider mites and fungal infections can be a problem and can suffer from freeze damage in severe winters.

Lacebark Elm: Sensitive to poorly drained or over-watered soils, very susceptible to Cotton Root Rot and borers.

Little Gem Magnolia: Prefers full sunlight, sensitive to poorly drained or over-watered soils.

Live Oak: Susceptible to Oak Wilt disease.

Mexican Fan Palm: Can suffer from freeze damage in severe winters.

Pecan: Extremely large tree, significant litter problem.

Savannah Holly: Prefers full sunlight, sensitive to poorly drained or over-watered soils.

Shantung Maple: Sensitive to poorly drained or over-watered soils. The tree has not been in our landscape for an extended period of time, so there is some question of possible long term problems. But so far, it is doing very well and seems to be adapted to our alkaline soils.

Shumard Red Oak: Susceptible to Oak Wilt disease, sensitive to poorly drained or over-watered soils.

Southern Magnolia: Develops very visible surface roots, sensitive to poorly drained or over-watered soils, foliage can be chlorotic in alkaline soil.

Texas Mountain Laurel: Grows very slowly, prefers full sunlight, sensitive to poorly drained or over-watered soils.



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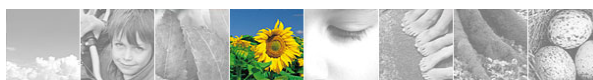
15. Finding: The current code requires tree protection measures during construction that are generally effective. However, in order to ensure that treatments such as tree protection fencing, maintenance pruning, utility boring, demolition, root pruning, etc. are implemented correctly; it is best to have treatment specifications to guide contractors during this process. These specifications are usually provided in a separate criteria manual maintained by the City. Maintaining the specifications in a separate manual from the Code will allow staff to periodically update/revise them without going through a formal Code revision process. Ideally, the City should endeavor to create an entire technical manual for tree preservation and maintenance. The specifications should be referenced within the Code as a required component of the submitted *Tree Preservation Plan*.

Recommendation: Establish a requirement within the Code for all *Tree Preservation Plans* to include tree preservation treatment specifications and details. Maintain these specifications within a separate criteria manual for use by contractors and developers. Plan for the creation of an urban forest technical manual detailing guidelines for tree preservation and maintenance. Recommended tree preservation treatment specifications are provided in the *Appendix*.

16. Finding: The public has expressed a desire to see the City lead by example with regards to tree preservation. *Section 5.6 Applicability* currently states that the Code applies to all municipal and public domain property. The Code should include a statement within *Section 5.7 Approval and Administrative Procedures* indicating that Capital Improvement Projects will be required to submit a *Tree Preservation Plan*.

Recommendation: Revise *Sections 5.6 and 5.7* to require City construction projects to include a *Tree Preservation Plan*.

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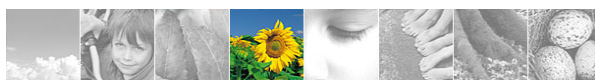


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APPENDIX

Recommended Tree Preservation and Treatment Specifications

Texas Forest Service *Big Tree Registry*



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Recommended Tree Preservation and Treatment Specifications

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RECOMMENDED TREE PRESERVATION AND TREATMENT SPECIFICATIONS

PART 1 – GENERAL

1.1 SUMMARY

A. Work includes:

1. Removal operation.
2. Maintenance pruning.
3. Fertilization treatment.
4. Tree protection fencing installation.
5. Mulching operation.
6. Root pruning operation.
7. Root pruning/chemical barrier operation.
8. Utility boring operation.
9. Zero curb cut operation
10. Transplant operation.
11. Replacement Planting
12. Repair/replacement operation.
13. Special Demolition Procedures (New Driveway Construction/Replacement)

B. All Contractors shall meet with the Urban Forester or Owner's Representative to review the Tree Preservation Plan for the site before startup of site work.

C. No site construction shall begin in any areas where tree preservation and treatment measures have not been implemented and approved.

D. Tree preservation and treatment measures shall be reviewed and approved by the Urban Forester or Owner's Representative prior to and immediately following installation.

E. Contractor shall be responsible for compliance to and maintenance of the Tree Preservation Plan.

F. The areas protected by the tree protection fencing are the tree preservation areas. No access to these areas shall be permitted during the construction period without first consulting with the Urban Forester or Owner's Representative.

G. Any roots of preservation trees exposed by construction activity shall be covered with a layer of light topsoil or 10 mil. polyethylene sheeting to prevent desiccation and loss of exposed roots.

H. Any work, excavation, or grading required by construction within the tree preservation areas shall be limited to 2' cut or fill with no roots over ½" being cut. This work shall be by hand or with approved equipment and root protection.

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- I. When possible all shallow excavation (less than 2' deep) within the Critical Root Zone (as defined by the tree canopy area) shall be conducted using AIR-SPADE® air excavation tool or equivalent.
- J. Trees damaged or lost due to Contractor's negligence during the construction period shall be appraised by the Urban Forester or Owner's Representative and the Owner compensated.

PART 2 – PRODUCTS

2.1 MATERIALS

- A. Fertilizer – “XL Injecto Feed” (32-7-7), a product of Dogget Corporation, Lebanon, NJ, (800) 448-1862.
- B. Mycorrhizal Fungi – MycorTree Ecto-Injectable, a product of Plant Health Care, Inc., (800) 421-9051.
- C. Tree Protection Fencing:
 - 1. 4' tall plastic, 1" mesh fence.
 - 2. Iron T-bar posts, 6' tall.
 - 3. Wire, 16 gauge ties.
- D. Polyethylene Sheeting: minimum 10 mil. thickness, clear.
- E. Mulch: First run mulch or site generated mulch.
- F. Products of the same type from other sources shall not be excluded, provided they have like physical and functional characteristics and are approved by the Urban Forester or Owner's Representative.
- G. Every effort shall be made to utilize chemicals of an organic or biodegradable nature in order to offer the least impact to the environment.

PART 3 – IMPLEMENTATION

3.1 TREATMENTS

- A. Removal Operation: (Treatment A).
 - 1. Trees designated to be removed by hand on the Tree Preservation Plan shall be painted with an “X” by the Urban Forester or Owner's Representative.
 - 2. Designated removal trees shall be replaced on an inch for inch basis for the total diameter inches removed.
 - 3. Plant replacement trees as near as possible to their original location (See planting procedure).

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4. All tree removals shall be done by a certified Arborist by hand work.
5. All wood and debris from tree removal shall be removed from the site immediately.
6. All stumps shall be ground down to 12" below grade.
7. Any damage to preservation trees occurring during the removal operation shall be repaired.

B. Maintenance Pruning: (Treatment B).

1. Trees to be pruned are designated on the Tree Preservation Plan and will be identified by the Urban Forester or Owner's Representative.
2. All maintenance pruning work shall be done by a certified Arborist.
3. A listing of the preservation trees and treatments will be provided.
4. Pruning shall consist of the following method:
 - (a) Pruning as defined by the American National Standard for Tree Care Operations – Tree Shrub and Other Woody Plant Maintenance Standards. This would include:
 - (1) Crown raising or clearance pruning shall consist of the removal of the lower branches of a tree to provide clearance for streets and sidewalks while maintaining a balanced form.
 - (b) All pruning cuts on Oak trees shall be covered with a thin coat of water-based black paint approved by Urban Forester or Owner's Representative if pruning is to occur in April, May, or June.
 - (c) All wood and debris from pruning operations shall be removed from the site.

C. Fertilization Treatment – (Treatment C).

1. Preservation trees shall be treated as designated on the Tree Treatment Schedule.
2. Injection of the fertilizer into the root zone of a tree shall consist of the following methods:
 - (a) Mix in a tank with agitation capability:
 - (1) Fertilizer – 9 pounds by weight per 100 gallons water.
 - (2) Mycorrhizal Fungi – 1 lb. per 100 gallons water.
 - (b) Inject the Mixture on a 2.5 ft. square grid at 1/2 gallon of mix per hole or 8 gallons per 100 square feet.
 - (c) Injection pressure shall be 100-150 PSI as soil conditions warrant.
 - (d) Depth of injection shall be 6 – 12 inches.
 - (e) Inject the root zone areas, where possible, in the available canopy areas plus 10 feet beyond dripline, but not in root loss zone.

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- (f) Contractor is responsible for mixing, applying and disposal of all chemicals in accordance with strict adherence to manufacturer's directions and/or State and Federal Regulations.

D. Tree Protection Fencing Installation (Treatment D – refer to Tree Preservation Details).

1. Tree protection fencing is designated in the Tree Preservation Plan.
2. Fencing as follows:
 - (a) Fabric, 4' tall plastic fence.
 - (b) Iron T-bar posts, 6' tall, placed 8' – 0" on center, 24" into the ground.
 - (c) Fence is to be attached to posts with wire ties placed every 24" on center.
 - (d) Fence is to be placed a minimum of 1 foot from all root prune lines.
3. No access to fenced areas shall be permitted without prior approval of the Urban Forester or Owner's Representative.
4. Contractor shall provide for maintenance and repair of fencing during site work construction.
5. Contractor shall remove fence after completion of the site work unless otherwise notified by the Owner.

E. Mulching Operations (Treatment E).

1. A 4" layer of mulch shall be placed in the canopy area of trees where exposed soil or roots are present.
2. Approved access through the canopy areas for construction equipment or vehicles shall be covered with 6" of mulch covered by ¾" plywood.

F. Root Pruning Operation (Treatment F – refer to Tree Preservation Details).

1. Trenching areas are designated in the Tree Preservation Plan and exact locations will be marked in the field by the Urban Forester or Owner's Representative.
2. All encroachments located in the canopy of trees shall have the tree side of the excavation root pruned before excavation.
3. Trenching depth shall be 2 ft. minimum, not to exceed 6" in width.
4. Trenching shall be backfilled and compacted immediately after trenching.
5. All excavated material shall be placed outside the canopy of the tree or on plywood cover under the canopy of the tree to protect the root zone area.
6. Topsoil should be kept aside so as not to mix with sub grade material and placed back in the pit on the top of the backfill.

G. Root Pruning/Chemical Barrier Installation (Treatment G-refer to Tree Treatment Details).

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1. Root Pruning Chemical barrier, barrier shall be installed where root pruning is scheduled to be done at the back of the new sidewalk edge for the new sidewalk installation, or as otherwise shown in the TREE PRESERVATION PLAN.
 2. All specifications for root pruning trenching shall apply to this installation with the following additional requirements:
 - (a) 10 mil Polyethylene sheeting shall be placed in the trench to the bottom of the trench.
 - (b) Anchor sheeting at the top of the trench in order to backfill the trench.
 - (c) Cover the top of the sheeting so that no sheeting is exposed.
- H. Utility Boring (Treatment H).
1. All utilities will be bored through the Critical Root Zone (CRZ) of all protected trees.
 2. Bore pits will be outside the CRZ of each protected tree.
 3. Bore layout must be approved in the field by the Urban Forester or Owner's Representative.
 4. Any necessary excavations within the CRZ of protected trees will require the approval of the Urban Forester or Owner's Representative.
- I. Zero Curb Cut Operation (Treatment I-refer to Tree Treatment Details).
1. Removal of the old curb located within the canopy area of preservation trees will be done in the following manner:
 - (a) Dig out the existing street in front of curb to the bottom of existing curb.
 - (b) Remove existing curb by pulling it into the street excavation without digging or clawing behind the curb.
 - (c) Cover the exposed soil and roots immediately with 10 mil clear plastic to prevent desiccation of roots.
 - (d) Anchor the plastic cover with wooden stakes driven into the soil (avoiding tree roots) behind the old curb edge.
 - (e) Plastic shall remain in place until backfill operations are in progress. Plastic shall be removed at the same time as backfill is being placed so that the roots are not exposed to air.
 - (f) New curb installation shall be formed and poured without disturbance or damage to the exposed roots located at the edge of the old removed curb.
 - (g) Where necessary, backfill between the old and new curb area shall consist of:
 - (1) Backfill void up to within 6" of the top of the curb with a material acceptable to engineering standards. This material shall be clean and free of rocks, debris, or chemical residues that pose a threat to root environment.
 - (2) The remaining 6" of fill behind the curb shall be of the specified topsoil mix.
 - (h) Backfill behind the old curb area (Tree Preservation Area) shall consist of the specified topsoil mix. This mix shall be applied in depths of no greater than 3" to the critical root zones of the protected trees by hand.

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J. Transplant Operation (Treatment J refer to Tree Treatment Details).

1. Trees designated for transplanting are designated in the Tree Preservation Plan.
2. Transplants are to be relocated to a location determined by the Urban Forester or Owner's Representative.
3. Contractor shall be responsible for proper relocation, planting, and maintenance of the transplanted trees for one (1) year.

K. Replacement Planting (Refer to Tree Treatment Details).

1. Replacement tree planting locations shall be indicated by the owner's representative.
2. Contractor is responsible for verifying locations of underground utilities prior to construction.
3. Trees shall be planted at least five (5') feet from any utility line, curb or sidewalk and outside all utility easements.
4. All plant material shall be maintained in a healthy growing condition, and must be replaced with plant material of similar variety and size if damaged, destroyed, diseased, or removed.
5. Measurement: Dimensions of trees and shrubs shall conform to the American Standard for Nursery Stock, latest edition (ANSI Z-60).
6. All trees shall be staked and secured according to accepted industry practice and details.
7. Each newly planted tree and shrub shall be pruned in accordance with the American Association of Nurserymen Standards or as directed by owner's representative to preserve the natural character of the plant. All dead wood, sucker, and broken or badly bruised branches shall be removed.
8. Guarantee: All plant material shall be guaranteed by the contractor for one full year from the date of installation. The owner shall be responsible for maintenance unless otherwise agreed with contractor. It shall be the contractor's responsibility to monitor the project during the guarantee period and inform the owner if problems develop with the plant material. A plant shall be considered dead if 25% or more of the crown, or main leader has died.

L. Repair/Replacement Operations

1. If any damage to preservation trees should occur beyond what is expected during the construction period, the Urban Forester or Owner's Representative shall appraise the damage and order the repair by the contractor or responsible party.
2. Trees other than those designated for removal that are destroyed or irreparably damaged as a result of construction operations, shall be removed and replaced with the same size species and variety up to and including 8 inches in diameter.

Trees larger than 8 inches in diameter shall be replaced with an 8-inch diameter tree of the same species and variety and total contract amount will be reduced as determined by a qualified appraiser using the Guide for Plant Appraisal published by the International Society of Arboriculture (9th Edition 2000).

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3. Owner shall be compensated for all costs involved in mitigation of damages and the appraisal thereof by the Urban Forester or Owner's Representative.

M. Special Demolition Procedures (New Driveway Construction/Replacement)

1. All site demolition work proposed in the canopy of site trees (including driveway replacement) must be reviewed and approved by the Owner's Representative and the Urban Forester prior to actual work.
2. All demolition work within the canopy of site trees shall be by hand work to minimize disturbance of the root zone area.
3. Uncovered root zone areas shall be covered with 2" of sand or 4" of mulch to protect exposed roots from desiccation or damage.

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Texas Forest Service *Big Tree Registry*

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Texas Big Tree Registry										
A list of the largest trees in Texas Sponsored by Texas Forest Service										
Champion List for Species Native or Naturalized to Texas: Updated 5/13/2008										
Status	Common Name	Latin Name	County	Diameter "	Circumference"	Height'	Crown Spread'	Tree Index	Last Measured	Nominator
	acacia, blackbrush	Acacia rigidula	Hidalgo	3.18	10	16	9	28	9/25/2007	Joe Ideker
	acacia, Gregg (catclaw acacia,	Acacia greggii var. greggii	NO CURRENT CHAMP							
*	acacia, Wright (Wright catclaw)	Acacia greggii var. wrightii	Uvalde	28.98	91	33	41	134	9/20/2006	John K. Berry
	alder, hazel	Alnus serrulata	NO CURRENT CHAMP							
*	anacahuita (anacahuite, Mexican olive)	Cordia boissieri	Hidalgo	23.89	75	25	38	110	4/22/2002	William MacWhorter
*	anacua (anaqua, knockaway)	Ehretia anacua	Hidalgo	44.90	141	55	46	207	8/3/2007	James Sherrill
*	anacua (anaqua, knockaway)	Ehretia anacua	DeWitt	46.50	146	42	59	203	6/19/2007	Pat Dolan
	anacua (anaqua, knockaway)	Ehretia anacua	Victoria	47.13	148	42	46	202	6/19/2007	Bob McVey
	ash, Carolina	Fraxinus caroliniana	NO CURRENT CHAMP							
	ash, Chihuahuan	Fraxinus papillosa	NO CURRENT CHAMP							
	ash, fragrant	Fraxinus cuspidata	NO CURRENT CHAMP							
	ash, green	Fraxinus pennsylvanica	Caldwell	76.75	241	63	89	326	12/10/1999	Mark Duff
	ash, Gregg (Littleleaf ash)	Fraxinus greggii	Brewster	3.50	11	23	11	37	12/8/2005	Pete Smith
*	ash, Mexican (Berlandier ash)	Fraxinus berlandieriana	Cameron	80.25	252	48	72	318	3/1/2003	Brian Sichel
*	ash, Texas	Fraxinus texensis	Bandera	24.20	76	72	67	165	10/16/2000	Billy Walker
	ash, velvet (Arizona ash)	Fraxinus velutina	El Paso	44.59	140	60	72	218	11/1/1995	Oscar Mestas
	ash, white	Fraxinus americana	Polk	47.77	150	116	66	283	8/23/1968	Hollis Battise
(P)	aspen, quaking	Populus tremuloides	Brewster	14.97	47	44	24	97	9/1/1982	James E. Liles
	aspen, quaking	Populus tremuloides	Culberson	9.55	30	48	15	82	10/4/2007	Fred Armstrong
	baccharis, eastern	Baccharis halimifolia	NO CURRENT CHAMP							
	baldcypress	Taxodium distichum	Real	139.49	438	96	112	562	6/5/2003	Mark Peterson
*	baldcypress, Montezuma	Taxodium mucronatum	Cameron	95.86	301	68	99	394	9/26/2007	Sue Griffin
*	barreta (baretta)	Helietta parvifolia	Hidalgo	5.41	17	24	16	45	9/27/2007	Terry Rossignol
	basswood, Carolina	Tilia americana var. caroliniana	Nacogdoches	37.90	119	85	57	218	10/1/2001	Matt Welch
	bay, swamp	Persea palustris	NO CURRENT CHAMP							
	bayberry, evergreen	Morella carolinensis	NO CURRENT CHAMP							
	beech, American	Fagus grandifolia	Sabine	47.77	150	132	66	299	11/30/1970	C.J. Saboites
	birch, river	Betula nigra	Lamar	37.58	118	65	69	200	4/23/2005	William Godwin
	birch, river	Betula nigra	Red River	31.21	98	80	66	195	5/31/2007	Gary W. Cheatwood
*	blackgum (black tupelo)	Nyssa sylvatica	Wood	73.89	232	110	81	362	5/29/2000	William Godwin
	blackhaw (blackhaw viburnum)	Viburnum prunifolium	NO CURRENT CHAMP							
(P)	blackhaw, rusty	Viburnum rufidulum	Houston	7.96	25	27	15	56	10/29/1984	Edward C. Fritz
(P)	blackhaw, rusty	Viburnum rufidulum	Harris	6.37	20	15	19	40	3/29/2008	David Petersen
*	bluewood, Brazilian (brasil)	Condalia hookeri	Hidalgo	27.07	85	29	28	121	9/25/2007	Joe Ideker
	boxelder (ashleaf maple)	Acer negundo	Wise	35.67	112	55	63	183	8/19/2006	J.R. Masters
	brushholly	Xylosma flexuosa	Cameron	3.18	10	13	15	27	2/10/1989	Lindley Lentz
*	buckeye, Mexican	Ungnadia speciosa	Tarrant	3.82	12	22	17	38	8/12/2002	Steve Houser
	buckeye, Ohio	Aesculus glabra var. glabra	NO CURRENT CHAMP							
	buckeye, red	Aesculus pavia var. pavia	Dallas	11.15	35	23	30	66	4/3/2007	Steve Houser
*	buckeye, Texas (white buckeye)	Aesculus glabra var. arguta	Gillespie	18.79	59	39	35	107	8/23/2005	Robert Edmonson
	buckeye, yellow woolly	Aesculus pavia var. flavescens	NO CURRENT CHAMP							
	buckthorn, birchleaf (beechleaf	Frangula betulifolia	NO CURRENT CHAMP							
	buckthorn, Carolina	Frangula caroliniana	Angelina	8.28	26	32	13	61	12/20/1996	Gregory Dean Stockton
	bully, buckthorn (buckthorn	Sideroxylon lycioides	NO CURRENT CHAMP							

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*	bully, gum (gum bumelia)	<i>Sideroxylon lanuginosum</i>	Tarrant	27.71	87	55	56	156	10/1/2007	Matthew & Michael Blevi
	burningbush (eastern wahoo)	<i>Euonymus atropurpureus</i>	NO CURRENT CHAMP							
	buttonbush, common	<i>Cephalanthus occidentalis</i>	Presidio	10.83	34	17	11	53	10/24/2000	Jeff Moore
	buttonbush, Mexican	<i>Cephalanthus salicifolius</i>	NO CURRENT CHAMP							
	camellia, silky (Virginia stewartia)	<i>Stewartia malacodendron</i>	NO CURRENT CHAMP							
Δ	camphortree	<i>Cinnamomum camphora</i>	Orange	63.38	199	60	69	276	8/18/2006	Dalton Woodard
Δ	catalpa, northern	<i>Catalpa speciosa</i>	Wood	69.11	217	64	66	298	8/1/1972	G.C. Adrian
Δ	catalpa, southern	<i>Catalpa bignonioides</i>	Dallas	84.39	265	56	71	339	8/2/2005	Nancy Nelson
	catclaw, roundflower (Roemer)	<i>Acacia roemeriana</i>	NO CURRENT CHAMP							
* Δ	chastetree, lilac (vitex)	<i>Vitex agnus-castus</i>	Blanco	35.35	111	26	37	146	8/13/2002	Robert Edmonson
	cherry, black	<i>Prunus serotina</i> var. <i>serotina</i>	Harrison	59.87	188	67	77	274	3/17/2008	Fort Staggers
**	cherry, escarpment	<i>Prunus serotina</i> var. <i>eximia</i>	Real	32.48	102	51	53	166	10/3/2002	Lee Haile
**	cherry, escarpment	<i>Prunus serotina</i> var. <i>eximia</i>	Kerr	32.48	102	51	53	166	12/3/1998	Mark Duff
	cherry, southwestern black	<i>Prunus serotina</i> var. <i>rufula</i>	Jeff Davis	35.35	111	40	46	163	5/1/2002	Oscar Mestas
Δ	chinaberry	<i>Melia azedarach</i>	San Augustine	37.26	117	53	46	182	11/20/2002	Ronnie Jones
	chinkapin	<i>Castanea pumila</i>	Tyler	16.56	52	48	39	110	7/1/1991	Kevin Darland
	chokecherry	<i>Prunus virginiana</i>	NO CURRENT CHAMP							
	chokecherry, southwestern	<i>Prunus serotina</i> var. <i>virens</i>	NO CURRENT CHAMP							
	coralbean (redcardinal)	<i>Erythrina herbacea</i>	NO CURRENT CHAMP							
	corkwood	<i>Leitneria floridana</i>	NO CURRENT CHAMP							
	cottonwood, eastern	<i>Populus deltoides</i> ssp. <i>deltoides</i>	Bandera	118.47	372	80	100	477	1/1/1984	Mark Peterson
*	cottonwood)	<i>Populus fremontii</i> ssp. <i>mesetae</i>	Brewster	67.20	211	49	84	281	12/8/2005	James E. Liles
	cottonwood, narrowleaf	<i>Populus angustifolia</i>	NO CURRENT CHAMP							
	cottonwood, plains	<i>Populus deltoides</i> ssp. <i>monilifera</i>	Armstrong	78.98	248	96	93	367	1/10/2008	Dianne and Mike Ollinger
*	cottonwood, Rio Grande	<i>Populus deltoides</i> ssp. <i>wislizeni</i>	Jeff Davis	116.88	367	92	118	488	10/25/2000	Steve Runnels
	crabapple, southern	<i>Malus angustifolia</i>	NO CURRENT CHAMP							
	crabapple, Texas (Blanco	<i>Malus ioensis</i> var. <i>texana</i>	Blanco	4.14	13	12	14	29	5/6/2003	Susan Sander
	crown-of-thorns (allthorn)	<i>Koeberlinia spinosa</i>	Upton	7.96	25	13	14	42	3/17/1989	Stanley T. Smith
	crown-of-thorns (allthorn)	<i>Koeberlinia spinosa</i>	Starr	8.28	26	11	14	41	5/10/1989	Lindley Lentz
	cypress, Arizona	<i>Cupressus arizonica</i> ssp. <i>arizonica</i>	Brewster	42.68	134	91	33	233	3/1/2006	James E. Liles
	desert-willow	<i>Chilopsis linearis</i>	El Paso	25.16	79	44	40	133	7/21/1992	Oscar Mestas
	devil's-walkingstick	<i>Aralia spinosa</i>	San Augustine	5.41	17	45	24	68	3/30/1991	Edward C. Fritz
	dogwood, flowering	<i>Cornus florida</i>	Rusk	22.93	72	34	41	116	6/30/2000	Johnny Ellis
	dogwood, roughleaf	<i>Cornus drummondii</i>	Gillespie	7.01	22	21	20	48	11/18/2006	Eric Beckers
	dogwood, stiff (swamp dogwood)	<i>Cornus foemina</i>	NO CURRENT CHAMP							
	Douglas-fir, Rocky Mountain	<i>Pseudotsuga menziesii</i> var. <i>glauca</i>	Culberson	38.22	120	98	29	225	8/26/2005	Dave Bieri
*	ebony, Texas	<i>Ebenopsis ebano</i>	Hidalgo	54.46	171	50	64	237	11/1/2002	Joe Ideker
	elder, blue	<i>Sambucus nigra</i> ssp. <i>cerulea</i>	NO CURRENT CHAMP							
	elderberry, common	<i>Sambucus nigra</i> ssp. <i>canadensis</i>	NO CURRENT CHAMP							
	elm, American	<i>Ulmus americana</i>	Cherokee	81.53	256	80	110	364	11/20/2006	Carol Staton
	elm, cedar	<i>Ulmus crassifolia</i>	Kendall	41.72	131	73	72	222	6/4/2003	Joe Pase
(P)	elm, slippery	<i>Ulmus rubra</i>	Ellis	27.07	85	90	67	192	6/5/2006	Michael Cutchins
	elm, winged	<i>Ulmus alata</i>	Bowie	47.77	150	78	100	253	5/30/2007	Ronald W. Pippen
**	farkleberry (tree sparkleberry)	<i>Vaccinium arboreum</i>	Houston	19.75	62	18	31	88	6/2/2004	Waymon Vest

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	fiddlewood, Berlandier's	<i>Citharexylum berlandieri</i>			NO CURRENT CHAMP					
	fringetree, white	<i>Chionanthus virginicus</i>	Newton	6.69	21	46	19	72	8/10/2004	Buddy Hollis
	gallberry, large	<i>Ilex coriacea</i>	Hardin	3.82	12	30	11	45	7/29/2004	Buddy Hollis
**	guajillo (Berlandier acacia)	<i>Acacia berlandieri</i>	Uvalde	5.73	18	20	25	44	9/20/2006	John K. Berry
*	guayacan (Texas lignum-vitae)	<i>Guajacum angustifolium</i>	Hidalgo	9.87	31	27	15	62	7/3/2003	Terry Fears
	hackberry, common	<i>Celtis occidentalis</i>	Titus	43.63	137	79	59	231	9/19/2001	Rosa Cardenas
	hackberry, dwarf (Georgia)	<i>Celtis tenuifolia</i>	Somervell	7.96	25	22	28	54	12/20/2006	Gregg and Carol Lee
	hackberry, Lindheimer's	<i>Celtis lindheimeri</i>			NO CURRENT CHAMP					
	hackberry, netleaf	<i>Celtis laevigata var. reticulata</i>	Culberson	24.20	76	30	52	119	8/25/2005	Jim Ed Miller
	hackberry, spiny	<i>Celtis pallida (Celtis ehrenbergiana)</i>	Hidalgo	3.50	11	27	16	42	1/11/1991	Joe Ideker
	hawthorn, barberry	<i>Crataegus berberifolia</i>			NO CURRENT CHAMP					
*	hawthorn, blueberry	<i>Crataegus brachyacantha</i>	Nacogdoches	30.25	95	42	35	146	7/27/2007	Keith Cook
	hawthorn, cockspur	<i>Crataegus crus-galli</i>			NO CURRENT CHAMP					
	hawthorn, downy	<i>Crataegus mollis</i>			NO CURRENT CHAMP					
	hawthorn, dwarf (oneflower)	<i>Crataegus uniflora</i>			NO CURRENT CHAMP					
	hawthorn, green	<i>Crataegus viridis</i>	Tarrant	15.92	50	38	33	96	8/12/2002	Steve Houser
	hawthorn, Gregg's	<i>Crataegus greggiana</i>			NO CURRENT CHAMP					
	hawthorn, littlehip	<i>Crataegus spathulata</i>	Sabine	6.69	21	37	23	64	4/9/1992	Raymond Edgar
	hawthorn, parsley	<i>Crataegus marshallii</i>	Tyler	10.51	33	32	16	69	7/31/1996	Charles "Boo" Walker
	hawthorn, pear	<i>Crataegus calpodendron</i>			NO CURRENT CHAMP					
	hawthorn, Reverchon's	<i>Crataegus reverchonii</i>	Dallas	3.50	11	9	6	21	8/12/2002	Steve Houser
	hawthorn, riverflat (mayhaw)	<i>Crataegus opaca</i>	Angelina	9.87	31	43	19	79	12/20/1996	Edward C. Fritz
*	hawthorn, Texas	<i>Crataegus texana</i>	Harris	8.92	28	25	28	60	3/25/2003	Lynn Lowrey
*	hawthorn, Tracy's (mountain hawthorn)	<i>Crataegus tracyi</i>	Jeff Davis	13.38	42	27	26	76	6/24/2003	Thomas R. Mangren
	Hercules-club	<i>Zanthoxylum clava-herculis</i>	Wood	15.92	50	66	25	122	5/29/2000	William Godwin
*	Hercules-club, Texas	<i>Zanthoxylum hirsutum</i>	Tarrant	10.51	33	41	18	79	10/1/2007	Geoff Sherman
	hickory, bitternut	<i>Carya cordiformis</i>	Tyler	44.59	140	133	110	301	8/14/1973	Edward C. Fritz
*	hickory, black	<i>Carya texana</i>	Sabine	37.58	118	127	70	263	12/12/2000	Edward C. Fritz
	hickory, mockernut	<i>Carya alba</i>			NO CURRENT CHAMP					
	hickory, nutmeg	<i>Carya myristiciformis</i>	Franklin	35.35	111	115	66	243	1/19/1979	Jim Yantis
	hickory, pignut	<i>Carya glabra</i>	Liberty	40.13	126	97	57	237	10/12/2004	Stuart Marcus
	hickory, shagbark	<i>Carya ovata</i>	Polk	32.17	101	127	71	246	9/15/1967	Hollis Battise
	hickory, water	<i>Carya aquatica</i>	Harrison	42.36	133	113	76	265	6/28/1973	Thomas F. Brantley
*	holdback, Mexican (Mexican poinciana)	<i>Caesalpinia mexicana</i>	Hidalgo	15.29	48	45	60	108	3/1/2003	Joe Ideker
	holly, American	<i>Ilex opaca</i>	Houston	40.13	126	53	57	193	12/10/2002	John Dodson
	holly, Carolina	<i>Ilex ambigua</i>			NO CURRENT CHAMP					
	holly, Georgia	<i>Ilex longipes</i>			NO CURRENT CHAMP					
	honeylocust	<i>Gleditsia triacanthos</i>	Montgomery	30.57	96	93	50	202	5/24/1975	Charles Thompson
	honeylocust, Texas	<i>Gleditsia x texana</i>			NO CURRENT CHAMP					
*	hophornbeam, Chisos	<i>Ostrya virginiana var. chisosensis</i>	Brewster	8.60	27	30	20	62	12/7/2005	James E. Liles
	hophornbeam, eastern	<i>Ostrya virginiana var. virginiana</i>	Liberty	16.88	53	49	43	113	10/12/2004	Stuart Marcus
	hophornbeam, Knowlton's	<i>Ostrya knowltonii</i>	Culberson	10.83	34	42	31	84	8/26/2005	Pete Smith
	hoptree, common (wafer-ash)	<i>Ptelea trifoliata</i>			NO CURRENT CHAMP					
	hornbeam, American	<i>Carpinus caroliniana</i>	Jasper	24.84	78	52	58	144	7/18/2002	Rich Dottellis

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	huajillo	<i>Havardia pallens</i>	Hidalgo	2.55	8	21	13	32	7/3/2003	Joe Ideker
*	huisache (sweet acacia)	<i>Acacia farnesiana</i>	Atascosa	50.96	160	29	43	200	9/1/2005	David Soward
	huisachillo (twisted acacia,	<i>Acacia schaffneri</i> var. <i>bravoensis</i>	Hidalgo	2.87	9	14	21	28	8/6/1995	Joe Ideker
	Jerusalem-thorn (retama)	<i>Parkinsonia aculeata</i>	Harris	18.47	58	33	36	100	1/12/2001	Brad Hendricks
*	esenbeckia)	<i>Esenbeckia berlandieri</i>	Cameron	13.06	41	24	21	70	6/4/2003	Guy Huddleston
Δ	jujube, common	<i>Ziziphus zizyphus</i>	Tarrant	20.38	64	46	36	119	11/17/1997	John A. Haislet
	juniper, alligator	<i>Juniperus deppeana</i>	Culberson	65.29	205	17	22	228	8/25/2005	Dave Bieri
*	juniper, Ashe (mountain cedar)	<i>Juniperus ashei</i>	Comal	44.27	139	41	49	192	12/8/2005	Mark Peterson
**	juniper, drooping	<i>Juniperus flaccida</i>	Brewster	35.03	110	28	36	147	10/31/2006	James E. Liles
**	juniper, drooping	<i>Juniperus flaccida</i>	Brewster	32.80	103	35	34	147	3/2/2006	James E. Liles
	juniper, oneseed	<i>Juniperus monosperma</i>	Potter	11.78	37	25	22	68	7/5/2007	Aleksandar Dozic
*	juniper, Pinchot (redberry juniper)	<i>Juniperus pinchotii</i>	Brewster	43.95	138	28	33	174	6/25/2003	Frank T. Callahan
	juniper, Rocky Mountain	<i>Juniperus scopulorum</i>	Hudspeth	33.76	106	31	48	149	10/8/1971	Nelson Puett
	juniper, rose-fruited	<i>Juniperus coahuilensis</i>	NO CURRENT CHAMP							
	kidneywood, Texas	<i>Eysenhardtia texana</i>	NO CURRENT CHAMP							
*	laurelcherry, Carolina	<i>Prunus caroliniana</i>	Harris	42.04	132	48	46	191	4/29/2003	Paul C. Kisel
	leadtree, goldenball (littleleaf	<i>Leucaena retusa</i>	NO CURRENT CHAMP							
*	leadtree, great (tepeguaje)	<i>Leucaena pulverulenta</i>	Cameron	10.51	33	27	26	67	5/8/2002	Joe Ideker
Δ	leadtree, white	<i>Leucaena leucocephala</i>	NO CURRENT CHAMP							
Δ	locust, black	<i>Robinia pseudoacacia</i>	Bastrop	20.38	64	58	40	132	2/29/2000	John McPhaul
Δ	locust, black	<i>Robinia pseudoacacia</i>	Dallas	28.34	89	33	37	131	4/4/2007	Steve Houser
	locust, New Mexico	<i>Robinia neomexicana</i>	NO CURRENT CHAMP							
	lotebush	<i>Ziziphus obtusifolia</i>	Hidalgo	4.46	14	14	9	30	5/10/1989	Lindley Lentz
	madrone, Texas	<i>Arbutus xalapensis</i>	Uvalde	37.58	118	41	48	171	9/19/2006	Matt Hixon
	magnolia, pyramid	<i>Magnolia pyramidata</i>	Newton	9.24	29	53	12	85	7/24/2003	Buddy Hollis
	magnolia, southern	<i>Magnolia grandiflora</i>	Smith	71.02	223	67	90	312	9/26/2000	James R. Leistra
	mangrove, black	<i>Avicennia germinans</i>	NO CURRENT CHAMP							
	maple, bigtooth (canyon maple)	<i>Acer grandidentatum</i>	Bandera	27.07	85	40	45	136	10/2/2006	Mark Duff
	maple, chalk	<i>Acer leucoderme</i>	NO CURRENT CHAMP							
	maple, Florida (southern sugar	<i>Acer barbatum</i>	Tyler	39.81	125	43	55	182	10/2/2006	Leroy E. Swift
	maple, red	<i>Acer rubrum</i>	Morris	33.44	105	79	60	199	5/1/2006	Dennis Townsend
	maple, sugar	<i>Acer saccharum</i>	NO CURRENT CHAMP							
**	mescalbean (Texas mountain-laurel)	<i>Sophora secundiflora</i>	Uvalde	15.92	50	35	18	90	9/20/2006	Sky Lewey
**	mescalbean (Texas mountain-laurel)	<i>Sophora secundiflora</i>	Bexar	19.11	60	19	27	86	12/9/2005	Ben McPherson
*	mesquite, honey	<i>Prosopis glandulosa</i> var. <i>glandulosa</i>	Real	54.78	172	55	89	249	8/25/2000	Ronnie W. Pendley
	mesquite, screwbean	<i>Prosopis pubescens</i>	NO CURRENT CHAMP							
	mesquite, western honey	<i>Prosopis glandulosa</i> var. <i>torreyana</i>	NO CURRENT CHAMP							
Δ	mimosa (silktree)	<i>Albizia julibrissin</i>	Red River	41.40	130	31	82	182	5/31/2007	G. Sandy Rose
	mountain-mahogany, hairy (hairy	<i>Cercocarpus montanus</i> var. <i>paucidentatus</i>	NO CURRENT CHAMP							
	mountain-mahogany, silver	<i>Cercocarpus montanus</i> var. <i>argenteus</i>	NO CURRENT CHAMP							
	mountain-mahogany, smooth	<i>Cercocarpus montanus</i> var. <i>glaber</i>	NO CURRENT CHAMP							
Δ	mulberry, black	<i>Morus nigra</i>	NO CURRENT CHAMP							
Δ	mulberry, paper	<i>Broussonetia papyrifera</i>	NO CURRENT CHAMP							
	mulberry, red	<i>Morus rubra</i>	Dallas	58.60	184	52	52	249	2/7/2008	Courtney Blevins

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	mulberry, Texas	Morus microphylla	Presidio	31.85	100	30	48	142	10/25/2000	Oscar Mestas
Δ	mulberry, white	Morus alba	Wilbarger	76.43	240	36	36	285	6/4/1976	M.D. Turner
	oak, Arizona white	Quercus arizonica	El Paso	28.66	90	41	38	141	8/21/2001	George Carlstrom
	oak, Arkansas	Quercus arkansana	Jasper	28.34	89	65	59	169	10/1/2001	Robert Wilson
	oak, black	Quercus velutina	Wood	64.97	204	79	94	307	6/7/2007	Paul Hawkins
	oak, blackjack	Quercus marilandica	Franklin	35.99	113	57	65	186	5/31/2006	William Godwin
**	oak, bluejack	Quercus incana	Cherokee	26.43	83	68	45	162	8/1/2000	Gregory Dean Stockton
**	oak, bluejack	Quercus incana	Wood	27.71	87	61	45	159	1/25/2002	William Godwin
	oak, bottomland post	Quercus similis	NO CURRENT CHAMP							
	oak, bur	Quercus macrocarpa	Tarrant	69.43	218	81	105	325	5/23/2006	Britton Dow & Tess Neal
	oak, cherrybark	Quercus pagoda	Panola	77.07	242	118	124	391	7/1/1996	William G. Warf
	oak, chinkapin	Quercus muehlenbergii	Bandera	49.68	156	45	74	220	10/2/2006	Mark Duff
*	oak, Chisos	Quercus graciliformis	Brewster	17.83	56	34	43	101	12/8/2005	Oscar Mestas
*	oak, Chisos red (Graves oak)	Quercus gravesii	Brewster	19.75	62	39	43	112	11/23/2004	Don Sharlow
	oak, Compton's	Quercus x comptoniae	Newton	75.80	238	88	120	356	9/18/2003	J.D. Miller
	oak, Darlington (coast laurel oak)	Quercus hemisphaerica	NO CURRENT CHAMP							
	oak, Durand (bastard oak)	Quercus sinuata var. sinuata	Liberty	45.22	142	75	56	231	7/14/2006	Andy Sipocz
	oak, Emory	Quercus emoryi	Jeff Davis	44.27	139	61	66	217	1/15/2004	Alice Stevens
	oak, Gambel	Quercus gambelii	NO CURRENT CHAMP							
	oak, gray	Quercus grisea	Presidio	46.50	146	41	66	204	10/25/2000	Oscar Mestas
*	oak, Havard (shin oak)	Quercus havardii	Yoakum	18.47	58	33	30	99	8/27/2005	Helen Thompson
*	oak, Lacey	Quercus laceyi	Comal	36.31	114	53	74	185	6/27/2003	David Vaughn
	oak, lateleaf	Quercus tardifolia	NO CURRENT CHAMP							
(P)	oak, laurel	Quercus laurifolia	Jasper	66.88	210	62	81	292	5/2/2007	Alicia Smith
	oak, laurel	Quercus laurifolia	San Jacinto	49.04	154	96	85	271	1/6/1990	James Jackson
	oak, live	Quercus virginiana	Brazoria	122.93	386	67	100	478	1/29/2003	Michael Lange
	oak, Mexican blue	Quercus oblongifolia	Presidio	18.79	59	28	20	92	9/27/1976	Benny Simpson
	oak, Mexican white (netleaf white	Quercus polymorpha	Val Verde	28.98	91	57	57	162	9/18/2000	Mark Duff
	oak, Mohr	Quercus mohriana	Culberson	11.78	37	21	22	64	10/5/2007	Tim Buchanan
	oak, netleaf	Quercus rugosa	Brewster	17.52	55	40	27	102	11/21/2002	James E. Liles
	oak, Nuttall	Quercus texana	Cass	56.37	177	140	111	345	10/30/2000	Tommy Drake
	oak, overcup	Quercus lyrata	Wood	56.05	176	134	88	332	10/18/2001	Edward C. Fritz
	oak, post	Quercus stellata	Bowie	66.24	208	92	104	326	8/20/2002	Charles Snowden
	oak, pungent (sandpaper oak)	Quercus pungens	NO CURRENT CHAMP							
	oak, robust	Quercus x robusta	NO CURRENT CHAMP							
	oak, sand post (runner oak)	Quercus margarettae	NO CURRENT CHAMP							
	oak, Shumard	Quercus shumardii	Tarrant	53.50	168	69	95	261	7/28/2006	Michael Cutchins
	oak, silverleaf	Quercus hypoleucoides	Jeff Davis	23.89	75	47	36	131	5/17/2006	Oscar Mestas
	oak, Sonoran scrub (Turbinella	Quercus turbinella	NO CURRENT CHAMP							
	oak, southern red	Quercus falcata	Shelby	85.35	268	87	68	372	6/19/2002	Mark Stanford
	oak, swamp chestnut	Quercus michauxii	Tyler	57.96	182	110	80	312	2/5/2002	Rich Dottellis
*	oak, Texas (Buckley oak)	Quercus buckleyi	Tarrant	63.06	198	70	82	289	6/11/2003	Matthew & Michael Blevi
*	live oak)	Quercus fusiformis	Young	113.69	357	48	80	425	2/14/2002	Jay Burkett
	oak, Toumey	Quercus toumeyi	NO CURRENT CHAMP							

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*	oak, Vasey	<i>Quercus vaseyana</i>	Brewster	19.11	60	33	34	102	11/1/2006	Pete Smith
	oak, water	<i>Quercus nigra</i>	Freestone	75.80	238	75	108	340	7/11/2003	Cecil Bell
	oak, white	<i>Quercus alba</i>	Newton	64.97	204	110	69	331	9/7/2001	James Whaley
*	oak, white shin (Bigelow oak)	<i>Quercus sinuata</i> var. <i>breviloba</i>	Travis	38.54	121	45	72	184	10/29/2007	Jim Houser
	oak, willow	<i>Quercus phellos</i>	Bowie	74.84	235	78	85	334	5/30/2007	David Jones
Δ	orange, hardy (trifoliolate orange)	<i>Poncirus trifoliata</i>			NO CURRENT CHAMP					
	orchidtree, Anacacho	<i>Bauhinia lunarioides</i>			NO CURRENT CHAMP					
	osage-orange (bois d'arc)	<i>Maclura pomifera</i>	Bowie	78.66	247	45	77	311	5/31/2007	Jimmy Hull
**	palmetto, dwarf	<i>Sabal minor</i>	Brazoria	13.69	43	28	13	74	1/22/2003	Mickey Merritt
**	palmetto, dwarf	<i>Sabal minor</i>	Brazoria	13.38	42	24	12	69	1/22/2003	Edward C. Fritz
**	palmetto, Rio Grande (Texas sabal palm)	<i>Sabal mexicana</i>	Hidalgo	19.43	61	50	11	114	9/25/2007	Joe Ideker
**	palmetto, Rio Grande (Texas sabal palm)	<i>Sabal mexicana</i>	Cameron	18.79	59	48	18	112	9/26/2007	Sue Griffin
	paloverde, Texas	<i>Parkinsonia texana</i>			NO CURRENT CHAMP					
	pawpaw	<i>Asimina triloba</i>	San Augustine	6.37	20	41	22	67	4/9/1991	Edward C. Fritz
	pawpaw, smallflower (dwarf	<i>Asimina parviflora</i>			NO CURRENT CHAMP					
Δ	peach	<i>Prunus persica</i>	Dallas	19.43	61	21	34	91	2/7/2008	Steve Houser
Δ	pear, common	<i>Pyrus communis</i>			NO CURRENT CHAMP					
	pecan	<i>Carya illinoensis</i>	Parker	82.17	258	91	117	378	2/20/2004	Lyn Cole
Δ	peppertree, Brazilian	<i>Schinus terebinthifolius</i>			NO CURRENT CHAMP					
Δ	peppertree, Peruvian	<i>Schinus molle</i>			NO CURRENT CHAMP					
	persimmon, common	<i>Diospyros virginiana</i>	Cass	25.16	79	80	50	172	5/9/2005	Russell Lykins
*	persimmon, Texas	<i>Diospyros texana</i>	Uvalde	22.61	71	25	36	105	9/19/2006	Bill Graves
	pine, Arizona	<i>Pinus arizonica</i> var. <i>stormiae</i>	Brewster	35.03	110	94	47	216	11/1/2006	James E. Liles
	pine, Japanese black	<i>Pinus thunbergii</i>	Tarrant	21.97	69	42	39	121	11/18/2007	Geoff Sherman
	pine, loblolly	<i>Pinus taeda</i>	Rusk	52.87	166	135	60	316	8/28/2007	Fred Spivey
	pine, longleaf	<i>Pinus palustris</i>	Sabine	37.26	117	115	33	240	5/28/2003	Clay Bales
	pine, longleaf	<i>Pinus palustris</i>	Sabine	39.17	123	102	44	236	5/28/2003	Andy Snyder
	pine, Rocky Mountain ponderosa	<i>Pinus ponderosa</i> var. <i>scopulorum</i>	Jeff Davis	42.68	134	110	46	256	5/17/2006	Colin Shackelford
**	pine, shortleaf	<i>Pinus echinata</i>	Smith	48.09	151	91	68	259	9/26/2005	Larry Jones
	pine, southwestern white	<i>Pinus strobiformis</i>	Jeff Davis	31.21	98	86	43	195	5/17/2006	Oscar Mestas
**	pinyon, Mexican (Mexican pinyon pine)	<i>Pinus cembroides</i>	Brewster	21.34	67	57	40	134	12/7/2005	James E. Liles
**	pinyon, Mexican (Mexican pinyon pine)	<i>Pinus cembroides</i>	Brewster	23.57	74	49	37	132	12/7/2005	Robert Edmonson
	pinyon, papershell (remote pinyon	<i>Pinus remota</i>			NO CURRENT CHAMP					
	pinyon, twoneedle (pinyon pine)	<i>Pinus edulis</i>	Hudspeth	22.61	71	40	39	121	11/22/1996	
*	pistachio, American (Texas pistache)	<i>Pistacia mexicana</i>	Val Verde	10.19	32	21	31	61	8/24/2005	Mark Duff
	planertree (water elm)	<i>Planera aquatica</i>	Houston	38.54	121	36	55	171	9/10/1976	Larry D. Hendrick
	plum, Chickasaw	<i>Prunus angustifolia</i>	Lubbock	7.32	23	18	28	48	9/21/1989	Courtney Blevins
	plum, flatwoods	<i>Prunus umbellata</i>			NO CURRENT CHAMP					
**	plum, Mexican	<i>Prunus mexicana</i>	Harris	20.70	65	21	31	94	7/29/2003	Mickey Merritt
**	plum, Mexican	<i>Prunus mexicana</i>	Hood	21.66	68	17	17	89	8/8/2003	Frank L. Saffarrans
*	plum, wild goose	<i>Prunus munsoniana</i>	Dallas	7.96	25	36	35	70	5/14/2002	Steve Houser
	possumhaw (deciduous holly)	<i>Ilex decidua</i>	Lee	4.46	14	32	14	50	12/20/2004	Hugh Brown
*	potatotree (mullein nightshade)	<i>Solanum elaeagnifolium</i>	Hidalgo	6.69	21	24	26	52	9/25/2007	William MacWhorter
	pricklyash, Lime	<i>Zanthoxylum fagara</i>	Bee	5.73	18	15	30	41	8/8/1975	Ernest E. Miller

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Δ	pride-of-Barbados (flowerfence,	Caesalpinia pulcherrima			NO CURRENT CHAMP					
Δ	princesstree (royal paulownia)	Paulownia tomentosa	Collin	16.24	51	28	36	88	5/14/2002	Steve Houser
Δ	privet, Chinese	Ligustrum sinense	Tarrant	11.46	36	23	24	65	9/26/2007	Geoff Sherman
Δ	privet, Japanese	Ligustrum japonicum	Nacogdoches	7.96	25	35	38	70	1/5/2005	Eric Hall
	redbay	Persea borbonia	Montgomery	36.94	116	52	49	180	4/21/1978	Ralph Childs
	redbud, eastern	Cercis canadensis var. canadensis	Upshur	24.84	78	42	40	130	4/7/1997	Marie Johnson
	redbud, Mexican	Cercis canadensis var. mexicana			NO CURRENT CHAMP					
*	redbud, Texas	Cercis canadensis var. texensis	Parker	25.80	81	20	39	111	6/10/2005	Judy Ratzlaff
	redcedar, eastern	Juniperus virginiana var. virginiana	San Augustine	59.55	187	78	47	277	5/29/2003	Floyd E. Boyett
	redcedar, southern	Juniperus virginiana var. silicicola	Montgomery	39.17	123	68	46	203	4/20/1992	Sam & Dorothy Robinson
	rosewood, slimleaf (Chisos	Vauquelinia corymbosa ssp. angustifolia			NO CURRENT CHAMP					
Δ	Russian-olive	Elaeagnus angustifolia	Lubbock	26.11	82	39	39	131	8/28/1989	Courtney Blevins
*	safron plum (coma)	Sideroxylon celastrinum	Hidalgo	18.47	58	27	39	95	10/5/2007	William MacWhorter
Δ	saltcedar	Tamarix ramosissima			NO CURRENT CHAMP					
	sassafras	Sassafras albidum	San Augustine	66.24	208	64	68	289	9/30/1992	Andy Snyder
	serviceberry, common	Amelanchier arborea			NO CURRENT CHAMP					
	serviceberry, Utah	Amelanchier utahensis			NO CURRENT CHAMP					
	silverbell, two-wing	Halesia diptera	Jasper	17.52	55	43	33	106	7/16/1996	D.A. Horn
	smoketree, American	Cotinus obovatus	Gillespie	12.42	39	12	18	55	8/23/2007	Robert Edmonson
	snowbell, American	Styrax americanus			NO CURRENT CHAMP					
	snowbell, bigleaf	Styrax grandifolius			NO CURRENT CHAMP					
	snowbell, sycamoreleaf	Styrax platanifolius			NO CURRENT CHAMP					
*	soapberry, western	Sapindus saponaria var. drummondii	Aransas	34.39	108	61	65	185	12/17/2002	Karl Bartels
*	sophora, Texas (Eve's necklacepod)	Sophora affinis (Styphnolobium affine)	Real	23.57	74	41	44	126	10/28/2005	Mike Weathers & Steven
	spicebush, northern	Lindera benzoin	Nacogdoches	3.50	11	25	25	42	10/31/1993	Edward C. Fritz
	sugarberry (sugar hackberry)	Celtis laevigata var. laevigata	Nacogdoches	51.59	162	92	79	274	10/30/2001	Eric Hall
	sugarberry, Texan	Celtis laevigata var. texana			NO CURRENT CHAMP					
**	sumac, evergreen	Rhus virens var. virens	Uvalde	11.78	37	15	16	56	9/19/2006	Bill Graves
**	sumac, evergreen	Rhus virens var. virens	Comal	9.87	31	14	27	52	11/1/2005	William Schumann
	sumac, littleleaf	Rhus microphylla			NO CURRENT CHAMP					
	sumac, Mearns	Rhus virens var. choriophylla			NO CURRENT CHAMP					
	sumac, poison	Toxicodendron vernix			NO CURRENT CHAMP					
*	sumac, prairie (flameleaf sumac)	Rhus lanceolata	Gillespie	22.61	71	26	45	108	8/23/2005	Raymond C. Doggett
	sumac, smooth	Rhus glabra			NO CURRENT CHAMP					
	sumac, winged (shining sumac)	Rhus copallinum	Walker	3.50	11	23	10	37	9/25/2007	Eunice Hinson
	swamp-privet, eastern	Forestiera acuminata			NO CURRENT CHAMP					
	swamp-privet, Texas	Forestiera angustifolia			NO CURRENT CHAMP					
	sweetbay (sweetbay magnolia)	Magnolia virginiana	Hardin	37.58	118	94	52	225	2/21/2003	Edward C. Fritz
	sweetgum	Liquidambar styraciflua	Van Zandt	77.71	244	91	96	359	11/21/2006	Lillian Jones
	sweetleaf, common	Symplocos tinctoria	Newton	10.51	33	59	23	98	5/28/2001	Buddy Hollis
	sycamore, American	Platanus occidentalis	Houston	106.05	333	82	84	436	2/6/1986	Robert Grisham
(P)Δ	tallowtree (Chinese tallow)	Triadica sebifera	Harris	32.17	101	44	36	154	4/27/2008	David Petersen
Δ	tamarisk, African	Tamarix africana			NO CURRENT CHAMP					
Δ	tamarisk, athel	Tamarix aphylla			NO CURRENT CHAMP					

Pre Council Agenda Briefing from April 1, 2014

Texas Big Tree Registry										
A list of the largest trees in Texas Sponsored by Texas Forest Service										
Champion List for Species Native or Naturalized to Texas: Updated 5/13/2008										
Status	Common Name	Latin Name	County	Diameter "	Circumference"	Height'	Crown Spread'	Tree Index	Last Measured	Nominator
Δ	tamarisk, Chinese (five-stamen	<i>Tamarix chinensis</i>			NO CURRENT CHAMP					
Δ	tamarisk, French	<i>Tamarix gallica</i>			NO CURRENT CHAMP					
Δ	tamarisk, smallflower	<i>Tamarix parviflora</i>			NO CURRENT CHAMP					
	titi, swamp (swamp cyrilla)	<i>Cyrilla racemiflora</i>	Hardin	5.73	18	32	21	55	6/3/1996	Edward C. Fritz
Δ	tobacco, tree	<i>Nicotiana glauca</i>			NO CURRENT CHAMP					
	torchwood, mountain (Sierra	<i>Amyris madrensis</i>	Hidalgo	3.82	12	18	20	35	8/13/1995	Joe Ideker
Δ	tree-of-heaven (ailanthus)	<i>Ailanthus altissima</i>	Bexar	47.45	149	45	43	205	9/27/2003	Mark Peterson
	trumpetbush, yellow	<i>Tecoma stans</i>			NO CURRENT CHAMP					
	tupelo, swamp	<i>Nyssa biflora</i>			NO CURRENT CHAMP					
	tupelo, water	<i>Nyssa aquatica</i>	Jasper	48.09	151	110	61	276	7/23/2003	William Godwin
	viburnum, possumhaw	<i>Viburnum nudum</i>			NO CURRENT CHAMP					
	walnut, Arizona	<i>Juglans major</i>	Blanco	53.82	169	78	76	266	4/18/1989	John D. Weber
	walnut, black	<i>Juglans nigra</i>	Bowie	54.46	171	77	117	277	5/30/2007	Ronald W. Pippen
	walnut, little (Texas walnut)	<i>Juglans microcarpa</i>	Jeff Davis	43.63	137	48	56	199	5/17/2006	Oscar Mestas
	waterlocust (water honeylocust)	<i>Gleditsia aquatica</i>	Madison	26.75	84	63	47	159	6/30/1972	Elray S. Nixon
	waxmyrtle (southern bayberry)	<i>Morella cerifera</i>	Gregg	5.41	17	29	18	51	7/9/2006	Dencil Marsh
	willow, arroyo	<i>Salix lasiolepis</i>			NO CURRENT CHAMP					
	willow, black	<i>Salix nigra</i>	Dallas	72.93	229	45	58	289	4/22/2005	Kassandra McLaughlin
	willow, coastal plain	<i>Salix caroliniana</i>			NO CURRENT CHAMP					
	willow, Goodding's	<i>Salix gooddingii</i>			NO CURRENT CHAMP					
	willow, narrowleaf (sandbar	<i>Salix exigua</i>	Hidalgo	6.05	19	39	16	62	7/23/1992	Joe Ideker
	willow, peachleaf	<i>Salix amygdaloides</i>			NO CURRENT CHAMP					
	willow, yewleaf	<i>Salix taxifolia</i>	Presidio	23.57	74	27	33	109	10/25/2000	Oscar Mestas
	witchhazel, American	<i>Hamamelis virginiana</i>	Tyler	1.91	6	26	10	35	8/14/1973	Edward C. Fritz
	yaupon	<i>Ilex vomitoria</i>	Hardin	10.19	32	21	24	59	6/23/2004	Frank Roberts
(P)	yaupon	<i>Ilex vomitoria</i>	Tarrant	9.55	30	20	24	56	9/26/2007	Geoff Sherman
(P)	yaupon	<i>Ilex vomitoria</i>	Dallas	7.01	22	27	21	54	4/15/2008	Bryan White
**	yucca, Faxon (Eve's-needle)	<i>Yucca faxoniana</i>	Brewster	22.93	72	23	10	97	12/13/2006	Oscar Mestas
**	yucca, Faxon (Eve's-needle)	<i>Yucca faxoniana</i>	Jeff Davis	23.25	73	19	7	94	7/21/2006	Oscar Mestas
	yucca, soaptree	<i>Yucca elata</i>			NO CURRENT CHAMP					
	yucca, Thompson (beaked yucca)	<i>Yucca thompsoniana</i>	Pecos	31.21	98	17	18	120	12/10/2007	Daniel Goodspeed
	yucca, Torrey	<i>Yucca torreyi</i>			NO CURRENT CHAMP					
	yucca, Trecul (Don Quixote's-lace)	<i>Yucca treculeana</i>			NO CURRENT CHAMP					

* National Champion ** National Co-Champion

(P) Pending measurement confirmation Δ Naturalized species

Web address: <http://texasforestservicetamu.edu/>

Pre Council Agenda Briefing from April 1, 2014

Summary of Surrounding Cities Tree Preservation Requirements

	Eules	Bedford	Hurst	N. Richland Hills	Keller	Southlake	Grapevine	Colleyville
Mitigation Requirements	N/A	replant, inch-for-inch	replant, inch-for-inch; or pay at \$60 per caliper inch	replant, inch-for-inch; or pay at market rate per caliper inch	replant, inch-for-inch; or pay at \$100 minimum per caliper inch	replant, inch-for-inch; or pay at market rate per caliper inch	replant, inch-for-inch; or pay at market rate per caliper inch	replant, inch-for-inch; or pay at \$250 or \$500 per caliper inch
Minimum Preservation Requirements	N/A	no	no	no	no	yes	no	yes
Exempted Areas								
<i>Residential</i>	N/A	determined by building official	setback envelope, ROW, easements	setback envelope, ROW, easements, fire lanes	setback envelope, ROW, easements	per tree conservation plan for the property	setback envelope, ROW, easements	setback envelope, ROW, easements
<i>Commercial</i>	N/A	determined by building official	building footprint	building footprint	setback envelope, ROW, easements	per tree conservation plan for the property	building footprint	building footprint
Penalty for Violation	N/A	up to \$2,000 per day	up to \$2,000 per day plus \$100 per inch	up to \$500 per day or \$100 per inch	up to \$500 per day plus \$250 per inch	up to \$2,000 per day plus \$200 per inch	up to \$2,000 per day	up to \$2,000 per day
Exemptions from Preservation Requirements	N/A	city, utilities, staff determination	homeowner/ resident, city, utilities	homeowner/ resident, city, utilities	homeowner, city, utilities	homeowner/ resident, city, utilities	resident, city, utilities	resident, city, utilities
Enforcement Resources	N/A	building inspector	building inspector	code enforcement, building inspector	code enforcement, building/public works inspector	arborist/landscape architect	code enforcement, building inspector	third party consultant; mix of current development staff
Appeal Process	N/A	Building Commission	P&Z, then City Council	City Council	Tree Board	Tree Board; P&Z, then City Council	City Council	P&Z

Summary of Select City Tree Preservation Requirements

	Euless	Bedford	Hurst	N. Richland Hills	Keller	Southlake	Grapevine	Austin	Flower Mound	Colleyville
Mitigation Requirements	N/A	replant, inch-for-inch	replant, inch-for-inch; or pay at \$60 per caliper inch	replant, inch-for-inch; or pay at market rate per caliper inch	replant, inch-for-inch; or pay at \$100 minimum per caliper inch	replant, inch-for-inch; or pay at market rate per caliper inch	replant, inch-for-inch; or pay at market rate per caliper inch	Varies. Maximum mitigation payment for Heritage trees = \$300 per inch	replant, inch-for-inch; or pay at market rate per caliper inch	replant, inch-for-inch; or pay at \$250 or \$500 per caliper inch
Minimum Preservation Requirements	N/A	no	no	no	no	yes	no	yes	yes, incentivised but not required	yes
Exempted Areas										
<i>Residential</i>	N/A	determined by building official	setback envelope, ROW, easements	setback envelope, ROW, easements, fire lanes	setback envelope, ROW, easements	per tree conservation plan for the property	setback envelope, ROW, easements	none	Buildable area	setback envelope, ROW, easements
<i>Commercial</i>	N/A	determined by building official	building footprint	building footprint	setback envelope, ROW, easements	per tree conservation plan for the property	building footprint	none	Buildable area	building footprint
Penalty for Violation	N/A	up to \$2,000 per day	up to \$2,000 per day plus \$100 per inch	up to \$500 per day or \$100 per inch	up to \$500 per day plus \$250 per inch	up to \$2,000 per day plus \$200 per inch	up to \$2,000 per day	up to \$2,000 per day plus \$300 per inch max.	up to \$2,000 per day plus \$750 per inch max.	up to \$2,000 per day
Exemptions from Preservation Requirements	N/A	city, utilities, staff determination	homeowner/ resident, city, utilities	homeowner/ resident, city, utilities	homeowner, city, utilities	homeowner/ resident, city, utilities	resident, city, utilities	none	homeowner/ resident, city, utilities	resident, city, utilities
Enforcement Resources	N/A	building inspector	building inspector	code enforcement, building inspector	code enforcement, building/public works inspector	arborist/landscape architect	code enforcement, building inspector	City arborist department	Arborist	third party consultant; mix of current development staff
Appeal Process	N/A	Building Commission	P&Z, then City Council	City Council	Tree Board	Tree Board; P&Z, then City Council	City Council	Land Use Commission	Environmental Conservation Commission	P&Z

Proposed Amendments to Chapter 5-Tree Preservation

Chapter 5 Tree Preservation

(10/6/2014)(11/04/2009)

Section 5.1 Purpose of This Chapter

The intent of this Chapter is to encourage site planning which furthers the preservation of trees and natural areas; to protect trees during construction; to facilitate site design and construction which contribute to the long term viability of existing trees; and to control the removal of trees when necessary. It is the further intent of this Chapter to achieve the following broader objectives:

Protect healthy trees and preserve the natural ecological environmental and aesthetic qualities of the City.

Protect and increase the value of residential and commercial properties within the City.

Prohibit the indiscriminate clear cutting of property.

Section 5.2 Authorization for Adoption of This Chapter

The regulations contained in this Chapter have been adopted under the authority of *Chapter 51 – General Powers of Municipalities of the Texas Local Government Code*, which authorizes a municipality to adopt ordinances, rules, or police regulations that are for the good government, peace, or the trade and commerce of the municipality. This Chapter is also adopted under the authority of *the Home Rule Charter of the City of Colleyville*, which authorizes the City Council to exercise all powers granted to municipalities by the Constitution or the laws of the State of Texas.

Section 5.3 Variances and Appeals

Except where provided in this chapter, aAny person seeking approval of a development as required by this Land Development Code may request a variance from a requirement contained in this chapter, or appeal a decision of an Administrative Official by submitting a request using the procedures described in *Chapter 1 – General Provisions* of this Land Development Code.

Section 5.4 Definitions

Definitions applicable to this Chapter may be found in *Chapter 2 – Definitions* of this Land Development Code.

Section 5.5 Tree Removal Permit

No person directly or indirectly shall cut down, destroy, remove, move, or effectively destroy through damaging the roots, trunk or canopy, any tree situated on property regulated by this Chapter without first obtaining a tree removal permit, unless otherwise exempted by the provisions of this Chapter.

Proposed Amendments to Chapter 5-Tree Preservation

Section 5.6 Applicability

The terms and provisions of this Chapter shall apply to real properties, persons and trees as follows:

A. Properties which are regulated by this Chapter:

1. Any real property upon which any protected tree is located.

~~2. Any property for which a final plat has not been submitted on the date of this Chapter.~~

~~3. Any property for which construction plans have not been submitted on the effective date of this Chapter.~~

24. All municipal / public domain property.

Section 5.7 ~~Permit and Fee Requirements~~ Submittal, Review and Approval Process and Administrative Procedures

The Administrative Official is responsible for the review and approval or disapproval of all requests for tree removal permits. The request shall be submitted in accordance with the requirements specified herein.

A. Tree Removal Permit: A request for a tree removal permit must be submitted and approved prior to the removal of any tree. Where any tree is slated for removal, no site grading, dirt disturbance or new construction may occur on the property until a tree removal permit has been issued.

B. Fees: All tree removal permits shall be accompanied by a check made payable to the City of Colleyville per the following schedule: ~~in the amount established by the schedule of fees approved by the City Council.~~

1. The resident of a single family home removing all or a portion of a tree which exists on the lot of record on which the single family home is built:.....no fee required. Exception: For properties larger than one acre in size, if more than one protected tree is removed as part of a tree removal permit, the administrative official may require payment of a fee per sub-section two -below.

2. All other properties including rights-of-way:.....\$50.00, plus \$25.00 per protected tree on the property, right-of-way or development site. For residential subdivisions, the entire subdivision shall be considered the development site. Upon application submittal, the total number of protected trees on the site shall be indicated on the application form in order to determine the fee, which shall be paid at the time of submittal. If, upon review of the application and/or tree preservation plan, it is determined that the amount of protected trees tallied is incorrect, the difference in the fee calculation shall be paid, or refunded, prior to the issuance of the tree removal permit.

Section 5.8 Submittal Requirements for Tree Removal Permits

Proposed Amendments to Chapter 5-Tree Preservation

Any tree removal permit request that requires the removal of a protected tree shall be accompanied by a tree preservation plan. As determined by the Administrative Official, tree removal permit applications that require no fee as listed in Section 5.7(B) above or require the removal of a minimal amount of trees on existing developed properties or within existing rights-of-way may not require a complete tree preservation plan and may only require a description of the trees to be removed showing

~~AC.~~ ~~An application involving a limited portion of a site~~ or right of way may be based on an exhibit showing only that portion of the site.

~~D. Aerial photographs interpretation may supplant the ground survey for preliminary analyses of large scale developments, such as subdivisions, utility corridors and golf courses, at the discretion of the Administrative Official.~~

~~BE. Any tree removal permit request that requires the removal of a protected tree shall be accompanied by a tree preservation plan. As determined by the Administrative Official, tree removal permit applications that require no fee as listed in Section 5.7(B) above or require the removal of a minimal amount of trees on existing developed properties, within existing rights-of-way, or within new subdivision plats where no new streets are included, may not require a tree preservation plan.~~

ACF. TREE PRESERVATION PLAN — Note: a tree preservation plan shall be submitted with a tree removal permit application form including payment of the required fee. The items required on a tree preservation plan shall, at a minimum, include the following; but not be necessarily limited to:

1. Title Block: includes street address; legal description (lot and block, subdivision name); date or revised date, north arrow; graphic (and written) scale; name, address, telephone number of owner and of person preparing the exhibit.
2. Location of all existing or proposed structures, improvements and site uses including pavement and landscaping, setback, easements and service connections, all properly dimensioned and referenced to property lines,
3. Existing and proposed site elevations, grades and major contours. Construction details of permanent grade changes around all trees.

4.
~~4.~~ ~~Location of trunks, and canopies and species of all existing protected existing trees,~~ graphically differentiating between the trees to remain and those to be removed. A plus (+) character shall indicate trunk location and concentric circle shall indicate the size and canopy configuration. All protected trees shall be assigned a unique number classification.

5.
~~5.~~ Proposed general areas or locations of the replacement trees.

6. Locations of all critical root zones as defined in Chapter 2 — Definitions.

~~DC.~~ ~~Additionally, tree information required shall be summarized in tabular form on the preservation plan in a format matching the (see example below) and shall include:~~

71. The detailed list of trees to be removed including the classification number.

Proposed Amendments to Chapter 5-Tree Preservation

82. The total diameter of trees to be removed.

93. Replacement trees listed by species name, quantity, size and total diameter required for replacement of trees. (See Section 5.143 for replacement tree list.)

10. The tree preservation plan must be prepared and sealed by a registered landscape architect in the State of Texas.

Example of Tree Survey and Mitigation Table to Be Inserted on Preservation Plan							
Tree Species	Number of Trees on Site	Total Caliper Inches	Number of Exempt Trees Removed	Caliper Inches Exempt to be Removed	Number of Non-Exempt Trees Removed	Caliper Inches Non-Exempt to be Removed	Replacement Trees to be Planted (3" Caliper)
Red Oak	12	108	3	42	1	12	4
Post Oak	35	350	18	168	2	24	8
Cedar	10	89	1	12	0	0	0
Pecan	5	75	0	0	5	75	25
TOTAL	62	622	22	222	8	111	37

~~E.H. Tree protection notes and details shall be included on site plans, subdivision plans or landscape plans and always included with the bid documents given to the contractor. (See Section 5.12)~~

~~I. Appeals: Any decision made by the Administrative Official with regard to a request for a tree removal permit may be appealed by any party to the Planning and Zoning Commission. All actions of the Commission shall be final.~~

BEJ. Permit Validity: Permits for tree removal issued in connection with a building permit, subdivision plat and site plan shall be valid for the period of that plat's, building permit's or site plan's validity. Permits for tree removal not issued in connection with a building permit, subdivision or a site plan shall become void ninety (390) days after the issue date on the permit.

C. Timing of Submittal: The tree preservation plan shall be submitted as follows:

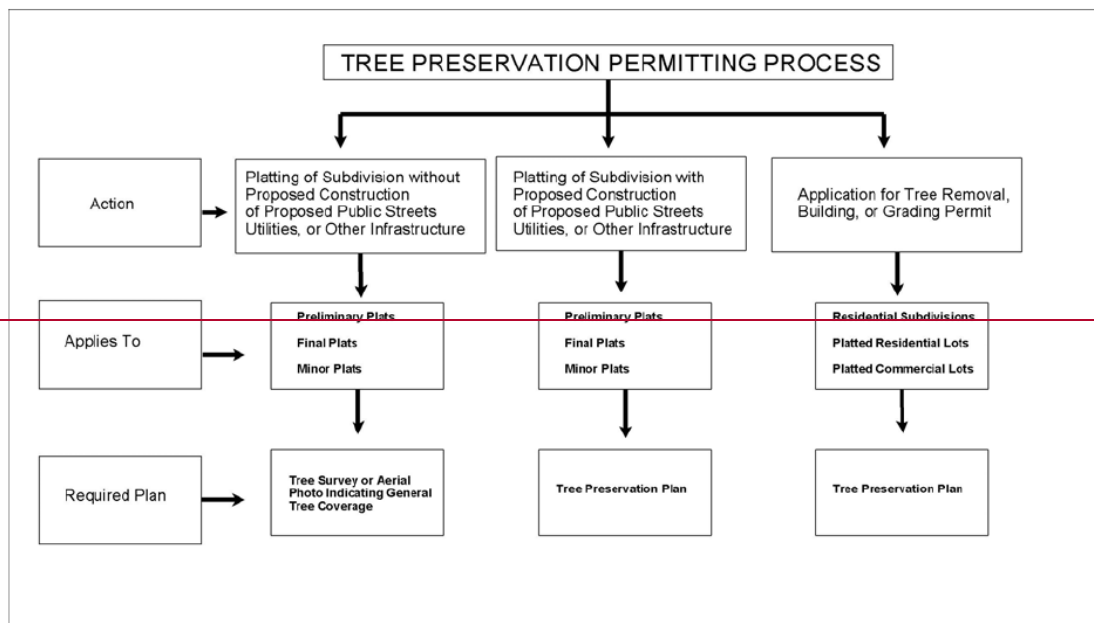
1. New subdivisions that include new streets and/or significant public improvements – submitted on or before the subdivision plat application submittal.
2. New commercial construction – submitted on or before the submittal of the required administrative site plan application.
3. New home construction on existing platted lots – submitted on or before the building permit application submittal.
4. All other situations – as required by the Administrative Official.

D. Construction Plan Notations - The following notes shall be required to be shown on all construction plans:-

Proposed Amendments to Chapter 5-Tree Preservation

1. All trees shown on this plan to be preserved shall be protected during construction with temporary fencing. Tree protection fences shall be installed prior to the commencement of any site preparation work (clearing, grubbing or grading).
2. Fences shall completely surround the tree or clusters of trees. The fence shall be located at the outermost limits of the tree branches or critical root zone. The fence will be maintained throughout the construction project in order to prevent the following.
 - a. Soil compaction in the critical root zone resulting from vehicular traffic or storage of equipment or materials.
 - b. Critical root zone disturbances due to grade changes greater than two inches (2") cut or fill or boring which was not authorized by the City.
 - c. Wounds to the trunk, limbs or exposed roots by mechanical equipment.
 - d. Other activities detrimental to trees such as chemical storage, cement trunk cleaning, and fires.
3. In cases of area constraints where the protective fence is closer to the trunk than four feet (4'), the trunk must be protected with strapped-on planking to a height of eight feet (8') or to the limits of the lower branching.
4. All grading within critical root zones of protected trees shall be performed by hand or small equipment to minimize damage. Prior to grading, relocate the protective fencing to two feet (2') behind the grade change area.
5. Trees most heavily impacted by construction activities should be watered deeply once a week during periods of hot and dry weather. Tree crowns should be sprayed with water periodically to reduce dust accumulation on the leaves.
6. Trenching for landscape irrigation shall be located as far from the existing trunks as possible.
7. Pruning to provide clearance for structures, vehicular traffic and equipment shall take place before construction begins.

Proposed Amendments to Chapter 5-Tree Preservation



Section 5.98 Minimum Tree Preservation Requirements

- A. Whenever a new residential subdivision plat is submitted for review, the Planning and Zoning Commission may evaluate whether an alternate street layout and grading plan which complies with all City subdivision standards would result in substantially greater compliance with the minimum tree preservation requirements of this section. In the event such an alternate layout is determined by the Commission to be a reasonable use of the land then the applicant may substitute said alternative plan without being required to submit a new plat application. If, however, the applicant does not substitute said alternate layout or another acceptable plat to the Commission, failure of the applicant to do so shall be a basis for denial of the applicant's plat application.
- B. Minimum Existing Tree Preservation Requirements: When any new construction occurs, there shall be a minimum number of trees protected on the property. For new residential subdivisions, the entire boundary of the subdivision shall be considered as one property for the purpose of this section. The chart below shall be used to determine the minimum protection requirements:

Existing Tree Coverage Preservation Requirements:

Percentage of existing protected <u>canopy</u> tree coverage	Minimum percentage of the existing protected <u>canopy</u> tree coverage to be preserved
0% – 20%	70%
20.1 – 40%	60%
40.1% - 60%	50%
60.1% - 80%	40%
80.1% - 100%	30%

For the purpose of this section, canopy coverage shall be calculated based on the formula for the area of a circle with the individual tree radii equaling the diameter inches of the trunk of each protected tree measured at 4.5 feet above the base of the tree where it meets the ground. Protected trees located within any of the exempted areas specified in Section 5.10(B)C below may be credited toward the minimum existing preservation coverage requirements in the above table such that no more than 50% of the existing

Proposed Amendments to Chapter 5-Tree Preservation

protected trees may be credited within an exempt area. NOTE: The minimum preservation coverage requirements listed above ~~may~~ shall not be eligible for mitigation ~~ed for~~ as described in Section 5.12~~9~~.

C. Exemption Provisions for Preserving Native Tree Stands: Given the requirements of Section B above, as an incentive for preserving groups of native trees in place, a development may be exempted from the mitigation requirements of Section 5.12. The purpose of the exemption would be to reward a more context sensitive approach in preserving native tree clusters such that the root systems of the trees to be preserved are not disturbed and the tree clusters left in their natural condition. In order to meet this exemption, the development must meet the following conditions:

- 1. The preservation area(s) shall, at a minimum, meet the requirements of Section B above with the following exception: the 50% credit provision shall not apply to the exemption provisions of this section;
- 2. The proposed preservation area(s) shall be identified on the tree preservation plan;
- 3. A minimum of 80% of the trees identified within the preservation area on the plan shall be regionally native trees, not classified as exempt, with emphasis given to native oak species;
- 4. Where possible, preserved trees should be grouped together with as few detached, -designated preservation areas on the tree preservation plan as possible;
- 5. Final approval of the exemption provisions of this section shall be required by the Administrative Official. If approved, notwithstanding the requirements of Section D below, then all trees not located within a preservation area on the tree preservation plan shall be classified as exempt from the mitigation provisions of Section 5.12 and the protection provisions of this chapter.
- 6. Approved preservation areas shall contain a perimeter fence, meeting the requirements of this chapter, around the entire preservation area until the development construction receives approval of a final inspection from the City. Said fence shall be placed a minimum of five feet from the outside edge of the drip line of any tree within said area. No earthwork, vehicle and equipment storage and encroachments of any kind are permitted within the preservation area. No undergrowth shall be removed from a preservation area.

D.C.B. Preservation of Heritage Trees: Heritage Trees, as defined in Chapter 2 - Definitions, may not be classified as exempted trees, regardless of whether or not they are located in any exempted area, ~~as defined in the sections below.~~

Section 5.10 Exempt and Non-Exempt Provisions

A.C. ~~Exempted Areas, Persons and Tree Species from preservation requirements:~~

1. Exempted Persons: The following persons are exempt from the provisions of this Chapter only to the extent of their control over the particular class of properties and trees described below. Persons exempt from these provisions shall not be required to obtain tree removal permits.

Proposed Amendments to Chapter 5-Tree Preservation

- a. An employee of the City of Colleyville, a public utility or an authorized contractor working in a dedicated public right-of way may in the course of business, may remove or prune that portion of a tree which prohibits the safe construction, repair or maintenance of a service line or facility.
- b. The resident of a single family home may remove all or a portion of a tree which exists on the lot of record on which the single family home is built. Exception: For properties larger than one acre in size, if more than one protected tree is removed as part of a tree removal permit, the administrative official may require the resident to comply with the mitigation and preservation provisions of this chapter if it is deemed that an attempt to "clear-cut" all or a portion of the property in being made. Any decision of the Administrative Official may be appealed per the provisions in Section 5.13. As it relates to this sub-section only, any appeal request shall not require payment of an application fee and said request shall be scheduled on the next available meeting.
- c. A property owner or his authorized contractor, employee or tenant may remove a tree which has become severely diseased or damaged to the extent that it is beyond the point of recovery or is in danger of falling, as determined by the Administrative Official.
- d. All landscape nurserymen shall be exempt from the terms and provisions of this section only in relation to those trees planted and growing on the nursery premises which are planted and grown for the sale or intended sale to the general public.
- e. Any person may remove all or a portion of a tree which has disrupted a public utility service due to tornado, storm, flood, or other act of God, but only that portion of the tree which is necessary to safely restore normal utility service.
- f. The following persons shall be exempt from the tree replacement provisions of this Chapter. However, such persons shall provide tree protection and replacements as per this Chapter for all remaining trees in non-exempt areas.
 - (1) A person performing work authorized by a building permit in the residential buildable area.
 - (2) A person performing work authorized by an approved site plan in the commercial building footprint.
 - (3) A person performing work authorized by the approved grading and drainage plan in the residential setback envelope as part of the construction of a new subdivision only.
 - (4) An employee of the City of Colleyville and a public utility. Persons specifically performing work on a public improvement as part of a new subdivision plat or a separate dedication instrument in a dedicated public right-of-way, drainage or utility easement are hereby exempt. For the purpose of this sub-section, public improvements shall include any drainage facilities, utilities or streets/sidewalks/trails. Fences, gates and open space amenities are not considered public improvements.

B. Exempted Areas

Proposed Amendments to Chapter 5-Tree Preservation

~~1. 1.~~ New Residential Subdivisions ~~that include~~^{with} Street Dedications: Except where noted above, the following areas shall be exempt from the tree preservation requirements of this chapter:

- a. Rights-of-way of newly dedicated streets
- b. Easements, only where new public improvements or facilities are being constructed
- c. Residential setback envelope
- d. ~~NOTE: When submitting a new residential subdivision plat, the Planning and Zoning Commission may evaluate whether an alternate street layout and grading plan which complies with all City subdivision standards would result in substantially greater tree preservation. In the event such an alternate layout is determined by the Commission to be a reasonable use of the land then the applicant may substitute said alternative plan without being required to submit a new Preliminary Plat application. If, however, the applicant does not substitute said alternate layout or another acceptable plat to the Commission, failure of the applicant to do so shall be a basis for denial of the applicant's application.~~

~~22.~~ Existing Platted Residential Lots and New Residential Subdivisions with no new Street Dedications: Except where noted above, the following areas shall be exempt from the tree preservation requirements of this chapter:

- a. Residential setback envelope
3. Platted Commercial Lots: Except where noted above, the following areas shall be exempt from the tree preservation requirements of this chapter:
- a. Trees located within the new commercial building footprint and any tree located within five feet of said building footprint.

C. Exempted Tree Species

4. Exempted Tree Species: The following tree species shall be exempt from the tree preservation requirements of this chapter:

- a. Mesquite
- b. Hackberry
- c. Chinese Tallow
- d. Cottonwood Trees under 18 inches in diameter width
- e. Other regionally non-native tree species not listed on the tree replacement list in Section 5.14 and as determined by the Administrative Official based on the written recommendation of a certified arborist and/or landscape architect contracted or employed by the City. Said written recommendation shall kept on file in the appropriate development records for the property for which the determination is made.

~~5. Exempted Persons: The following persons are exempt from the provisions of this Chapter only to the extent of their control over the particular class of properties and~~

Proposed Amendments to Chapter 5-Tree Preservation

~~trees described below. Persons exempt from the provisions shall not be required to obtain tree removal permits.~~

~~a. An employee of the City of Colleyville, a public utility or an authorized contractor working in a dedicated public right-of-way may in the course of business, remove or prune that portion of a tree which prohibits the safe construction, repair or maintenance of a service line or facility.~~

~~b. The resident of a single family home may remove all or a portion of a tree which exists on the lot of record on which the single family home is built.~~

~~c. A property owner or his authorized contractor, employee or tenant may remove a tree which has become severely diseased or damaged to the extent that it is beyond the point of recovery or is in danger of falling, as determined by the Administrative Official.~~

~~d. All landscape nurserymen shall be exempt from the terms and provisions of this section only in relation to those trees planted and growing on the nursery premises which are planted and grown for the sale or intended sale to the general public.~~

~~e. Any person may remove all or a portion of a tree which has disrupted a public utility service due to tornado, storm, flood, or other act of God, but only that portion of the tree which is necessary to safely restore normal utility service.~~

~~f. The following persons shall be exempt from the tree replacement provisions of this Chapter. However, such persons shall provide tree protection and replacements as per this Chapter for all remaining trees in non-exempt areas.~~

~~(1) A person performing work authorized by a building permit in the residential buildable area.~~

~~(2) A person performing work authorized by an approved site plan in the commercial building footprint.~~

~~(3) A person performing work authorized by the approved grading and drainage plan in the residential setback envelope.~~

~~(4) An employee of the City of Colleyville, a public utility or a person performing work authorized by an approved subdivision plat or a separate dedication instrument in a dedicated public right-of-way, drainage or utility easement.~~

Section 5.119 Tree Protection

A major purpose of this Chapter is to protect all trees which are not removed and to allow approved construction to occur. The following procedures shall apply to all types of construction projects which involve development around trees.

The following procedures are deemed appropriate in the situations noted; however, unique circumstances may allow modifications if deemed necessary by the Administrative Official.

A. Prohibited Activities: The following activities shall be prohibited with the limits of the critical root zone of any tree which is subject to the requirements of this Chapter.

Proposed Amendments to Chapter 5-Tree Preservation

1. Material Storage: No materials intended for use in construction or waste materials accumulated due to excavation or demolition shall be placed within the limits of the critical root zone of any tree.
2. Equipment Cleaning / liquid disposal: No equipment may be cleaned or other liquids deposited within the limits of the critical root zone of a tree. This would include but not be limited to, paint, oil, solvents, asphalt, concrete, mortar or other materials.
3. Tree Attachments: No signs, wires or other attachments, other than those of a protective nature shall be attached to any tree.
4. Vehicular Traffic: No vehicular and construction equipment traffic or parking is allowed within the limits of the critical root zone of trees.

B. Pre-Construction: The ensuing procedures shall be followed prior to construction.

1. Tree Flagging: All trees to be removed from the construction site shall be flagged with bright red vinyl tape wrapped around the main trunk at a height of four feet (4') or more such that the tape is visible to workers on foot or driving equipment.

2. Tree Identification: All protected trees shall be tagged with the unique identification number described in Section 5.8. Said number shall correspond to the number listed on the tree protection plan and shall be clearly visible and legible on a metallic surface located between four and five feet above the base of the tree. The identification number shall remain on the tree until all construction is complete and final approval has been obtained by the City.

32. Protective Fencing: All protected trees shall have protective fencing located at the tree's critical root zone. The protective fencing ~~shall~~may be comprised of ~~snow fencing,~~ orange vinyl construction fencing, ~~chain link fence or other similar fencing~~ with a four-foot (4') approximate height. The protective fencing may be located within the critical root zone of the specimen tree for approved construction only as determined by the Administrative Official. The fencing shall follow the delineation of the approved construction. In order to protect the trunk, the trunks of all protected trees shall be wrapped with orange vinyl construction fencing such that the trunk will be easily visible during construction activities.

43. Bark Protection: in situations where a tree remains in the immediate area of intended construction, the tree shall be protected by enclosing the entire circumference of the tree's trunk with lumber encircled with wire or other means that does not damage the tree.

54. Construction Pruning: In a case where a low hanging limb may be broken during the course of construction, the obtrusive limb may be cut. The limb shall be cut either flush to the trunk on or at the next joint of the limb. The wound shall then be sealed with pruning paint.

In no instance shall pruning involve a portion of the trunk or thirty percent (30%) of the entire canopy without the Administrative Official's prior approval.

6. Site Signage: Prior to, and during, construction activities, a sign(s), clearly visible from any adjacent roadways, shall be placed by the developer stating the following: "All trees located within an orange fenced area are considered protected. To report any tree protection violations, please contact the City of Colleyville". The Administrative Official may require the addition of more specific contact information to the sign. Lettering shall be legible and able to be read from a passing vehicle on any

Proposed Amendments to Chapter 5-Tree Preservation

adjacent roadway. The sign dimensions shall, at a minimum, five feet in width and height.

- C. Improvement within the Critical Root Zone of a Tree: Design constraints often dictate that trees slated for preservation have some encroachment on their critical root zone, as defined in Chapter 2 - Definitions. The following is the minimum design criteria, which is allowed within the critical root zone of a tree. Development exceeding the criteria would put the tree at risk and therefore no longer be considered a preserved tree. In such a case replacement trees shall also be required.
1. Grade Changes: In the event that grade changes must be made around a tree or group of trees, the following shall be implemented in order to maintain oxygen and water exchange within the tree's critical root zone.
 - a. A minimum of seventy-five percent (75%) of the critical root zone must be preserved at natural grade with natural ground cover or landscaping for the tree to be considered a preserved tree.
 - b. No cut or fill greater than two inches (2") shall be located closer to the tree trunk than one half (1/2) of the radius of the critical root zone radius distance.
 - c. Increase Grade: Provide an aeration system just outside the tree's critical root zone. A dry well located a minimum of one-half (1/2) of the radius of the critical root zone.
 - d. Decrease Grade: Provide retaining walls outside the critical root zone to mitigate cuts.
 2. Boring of Utilities: May be permitted under protected trees in certain circumstances. The minimum length of the bore shall be the width of the tree's canopy and shall be a minimum depth of forty-eight inches (48").
 3. Trenching: irrigation systems shall be designed to avoid trenching across the critical root zone of any tree.
 4. Paving: A maximum of twenty five percent (25%) of the critical root zone of a tree may be covered with impervious paving. The pavement and the cut and fill for the pavement is to not exceed one-half (1/2) of the critical root zone radius distance.

Section 5.1~~20~~ Mitigation Requirements and Violations

Any protected tree which is six inches (6") or greater that is removed, destroyed or more than 50% damaged and does not meet the exemption provisions of this chapter shall be mitigated per the requirements of this section. In the event that the loss of a protected tree requires mitigation, the party responsible for mitigation shall either replace the protected tree(s) by planting new trees, pay a mitigation fee or a combination of both. For the purpose of this Chapter, trees removed within any City right-of-way or other City owned property by anyone not exempted by Section 5.8(C)5the provisions of this chapter shall be mitigated per the requirements of this section and other applicable City ordinances.

The mitigation authorized by this section is not meant to supplant good site planning. Tree replacement will be considered only after all design alternatives which could save more existing trees have been evaluated.

Proposed Amendments to Chapter 5-Tree Preservation

- A. Mitigation Through Planting New Replacement Trees: A sufficient number and diameter of replacement trees shall be planted in order to equal the total diameter inches or fraction thereof of trees six inches (6") or greater and slated for removal.

1. Replacement trees shall be a minimum of three inches (3") diameter when measured one foot (1') above the soil line and a minimum of eight feet (8') in height when planted.

Examples-

- a. A total of 18" diameter to be removed shall be replaced with 6 – 3" diameter trees.
- b. A total of 19" diameter to be removed shall be replaced with 7 – 3" trees or 5 – 3", trees and 1-4" tree.

2. All replacement trees shall be a species listed on the replacement tree list and guaranteed for one year from the date of the final inspection and acceptance of the project. In instances where a replacement tree satisfies a landscaping requirement as regulated in Chapter 4-Landscaping and Buffering, then said tree shall be maintained per the provisions of Chapter 4.

3. The location of replacement trees is restricted from utility easements and rights-of-way. The location shall not be in an area such that the mature canopy of the tree will interfere with overhead utility lines. No trees shall be planted within ten feet (10') of a fire hydrant.

4. Replacement trees should be planted on the site from which existing trees are to be removed. If this is not feasible, an applicant may initiate a proposal to plant trees off-site. This may be approved if the planting site is no more than one-half mile from the site where the original trees were removed.

5. Replacement trees shall be planted prior to the issuance of the Certificate of Occupancy or project release. Optimum planting times do not always correspond to project completion. For that reason, replacement tree plantings may take place after the project is released by the City; provided, that before project release, a fiscal security is posted in the amount equal to the prevailing rate for installed trees with a one (1) year guarantee, plus fifteen percent (15%) to cover administrative cost.

- B. Mitigation Through Payment of Fee: A monetary fee of \$250.00 per diameter inch of the tree(s) removed or damaged shall be assessed and paid to the City of Colleyville. All mitigation fees shall be deposited into the City's Tree Preservation Fund. All funds shall be paid prior to the final approval and/or issuance of the Certificate of Occupancy.

- C. Mitigation of Heritage Trees: Heritage Trees, as defined in Chapter 2 – Definitions and noted in Section 5.8:

1. A monetary fee of \$500.00 per diameter inch of the Heritage Tree removed or damaged shall be assessed and paid to the City of Colleyville and deposited into the City's Tree Preservation Fund. All funds shall be paid prior to the final approval and/or issuance of the Certificate of Occupancy. or;
2. If replacement trees are to be planted, the total amount of replacement inches to be planted shall be in an amount that is twice the diameter inches of the Heritage Tree(s) removed and shall, otherwise, meet the requirements of Section A above.

Proposed Amendments to Chapter 5-Tree Preservation

D. Colleyville Tree Preservation Fund: All mitigation fees and non-criminal penalties mentioned below shall be paid into the Colleyville Tree Preservation Fund. The fund shall be administered by the City Manager or his/her designee and shall only be used for the planting of new trees on City owned or leased properties, rights-of-way and other public properties such as public schools, county and State properties located within the City of Colleyville.

E. If any protected tree dies within three (3) years of the issuance of the certificate of occupancy, final inspection or acceptance of public improvements and is brought to the attention of the city manager or his/her designee, the original permit applicant shall be subject to the replacement/mitigation requirements for protected trees per this section.

Section 5.12 Penalties and Violations

A. Civil Penalties: If any ~~protected~~-protected tree is removed from any real property without a tree removal permit, or if a protected tree is injured because of failure to follow required tree protection measures of this chapter such that the tree dies or may reasonably be expected to die, the City shall have the authority to impose a monetary penalty of \$500.00 per caliper inch of diameter width of the protected tree(s) removed or damaged, payable to the tree preservation fund mentioned above. If a tree is removed without authorization and the size of the tree cannot be determined given the lack of a tree survey or other official documentation, then the minimum penalty shall be \$10,000.00 per tree. -Said penalties shall be paid no later than 30 days from the date of the offense. The City shall have the authority to hold any development related administrative approvals for the property on which the violation occurred and may impose a stop work order until the penalty is paid. In the event that the penalty is not paid within the prescribed timeframe, the City may impose a lien on the property until such time the penalty is paid.

B. ~~Penalty for Violation~~Criminal Penalty: In addition to the civil penalties of this chapter, any~~Any~~ person violating or failing to comply with any provision or requirement of this Chapter, including but not limited to the mitigation requirements of this section, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall, without exception, be fined the maximum amount of \$2,000.00. A separate offense shall be deemed committed upon each day during or on which each separate violation or failure to comply occurs or continues to occur and shall be punishable as such.

E.

Section 5.13 Appeals

Any appeal to the provisions of this chapter and/or any appeal to a decision of the Administrative Official relative to the provisions of this chapter shall be heard by the City Council..F.—— If any protected tree dies within three (3) years of the issuance of the certificate of occupancy, final inspection or acceptance of public improvements and is brought to the attention of the city manager or his/her designee, the original permit applicant shall be subject to the replacement/mitigation requirements for protected trees per this section.

Section 5.1~~41~~ Replacement Tree List

The following is the list of appropriate and approved replacement trees which have been selected on the basis of their suitability in the urban environment of North East Tarrant County.

Proposed Amendments to Chapter 5-Tree Preservation

REPLACEMENT TREE LIST			
<u>SCREENING TREES</u>	<u>ORNAMENTAL TREES</u>	<u>MEDIUM AND LARGE TREES</u>	<u>PALMS</u>
ARBORVITAE	BLUE POINT JUNIPER	AMERICAN ELM	CALIFORNIA FAN PALM
BLUE POINT JUNIPER	CAROLINA BUCKTHORN	ARISTOCRAT PEAR	MEXICAN FAN PALM
CHINESE PHOTINIA	CAROLINA CHERRY LAUREL	ARIZONA CYPRESS	NEEDLE PALM
CAROLINA CHERRY LAUREL	CRAPE MYRTLE	BALD CYPRESS	SABAL PALM
EAST PALATKA HOLLY	DECIDUOUS HOLLY	BOIS D' ARC	WINDMILL PALM
EASTERN RED CEDAR	DESERT WILLOW	BUR OAK	
LITTLE GEM MAGNOLIA	EAST PALATKA HOLLY	CEDAR ELM	
NELLIE R. STEVENS HOLLY	FIG	CHINESE PISTACHE	
SAVANNAH HOLLY	ITALIAN CYPRESS	CHINQUAPIN OAK	
WAX MYRTLE	JAPANESE MAPLE	DEODAR CEDAR	
YAUPON HOLLY	LACEY OAK	EASTERN RED CEDAR	
	MEXICAN BUCKEYE	EVE'S NECKLACE	
	NELLIE R. STEVENS HOLLY	FOREST PANSY REDBUD	
	OKLAHOMA REDBUD	GINKGO BILOBA	
	SAVANNAH HOLLY	LACEBARK ELM	
	SUMAC	LITTLE GEM MAGNOLIA	
	TEXAS MOUNTAIN LAUREL	LIVE OAK	
	VITEX	PECAN	
	WAX MYRTLE	PERSIMMON	
	YAUPON HOLLY	SHANTUNG MAPLE	
		SHUMARD RED OAK	
		SOUTHERN MAGNOLIA	

Section 5.12—Construction Plan Requirements

The following notes shall be required as a part of all construction plans.

1. All trees shown on this plan to be preserved shall be protected during construction with temporary fencing. Tree protection fences shall be installed prior to the commencement of any site preparation work (clearing, grubbing or grading).
2. Fences shall completely surround the tree or clusters of trees. The fence shall be located at the outermost limits of the tree branches or critical root zone. The fence will be maintained throughout the construction project in order to prevent the following.
 - A. Soil compaction in the critical root zone resulting from vehicular traffic or storage of equipment or materials.
 - B. Critical root zone disturbances due to grade changes greater than two inches (2") cut or fill or boring which was not authorized by the City.
 - C. Wounds to the trunk, limbs or exposed roots by mechanical equipment.
 - D. Other activities detrimental to trees such as chemical storage, cement trunk cleaning, and fires.

Proposed Amendments to Chapter 5-Tree Preservation

- ~~3. In cases of area constraints where the protective fence is closer to the trunk than four feet (4'), the trunk must be protected with strapped-on planking to a height of eight feet (8') or to the limits of the lower branching.~~
- ~~4. All grading within critical root zones of protected trees shall be performed by hand or small equipment to minimize damage. Prior to grading, relocate the protective fencing to two feet (2') behind the grade change area.~~
- ~~5. Trees most heavily impacted by construction activities should be watered deeply once a week during periods of hot and dry weather. Tree crowns should be sprayed with water periodically to reduce dust accumulation on the leaves.~~
- ~~6. Trenching for landscape irrigation shall be located as far from the existing trunks as possible.~~
- ~~7. Pruning to provide clearance for structures, vehicular traffic and equipment shall take place before construction begins.~~

Section 5.13 Amendments

Reserved for listing of amendments to this Chapter.

Ord. Number	Date	Subject
O-00-1214	4-18-00	Adoption of Tree Preservation in Land Development Code
O-09-1734	11-4-09	Amendments to Chapter 5 based on recommendations of consultant
<u>O-14-XXXX</u>	<u>10/6/2014</u>	<u>Comprehensive amendments including incentives for preserving native tree stands, addition of fees, changes to penalties and other modifications</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 09/02/2014

Type Pre Council

Department City Manager

Title

Presentation of the annual activity report of the Colleyville Economic Development Corporation

Explanation

The Colleyville Economic Development Corporation Bylaws require that the Board make an annual report by February 1, 2015, to the City Council, *"reviewing the accomplishments of the Corporation for the preceding year and the activities of the Corporation for the budget year."* Attached is the annual report that was approved by the Colleyville Economic Development Corporation Board at the August 26, 2014 meeting.

Attachments

1. Annual report of the Colleyville Economic Development Corporation Actions of the Corporation

ANNUAL REPORT OF THE COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION ACTIONS OF THE CORPORATION

On August 27, 2013, the Board held its annual meeting and approved the FY 2014 annual budget for the Corporation with projected revenues of \$2,324,561 and expenses of \$2,066,709. The Board also adopted the attached Exhibit "A" for the Economic Development Capital Improvement Program (EDCIP) for Fiscal Years 2014-2018.

The projected sales tax for FY 2014 replicated one-half of the FY 2014 City sales tax budget projection. For the remaining years, in FY 2015 there was a projected increase of eight percent to account for new business in the Village Park shopping center, and a one percent growth for FY 2016 - 2018. There was a slight change from year to year in interest income, due to the annual changes in investable cash from beginning fund balance in the two different EDCIP plans. There was the use of available cash from the .4 times bond coverage ratio in all years of the plan, with the ending target fund balance in FY 2018 at a level slightly above \$850,000. In FY 2014, there was a carry forward of funding for incomplete projects - completion of Pleasant Run Trail (Bogart Drive to Mission Lane) right-of-way acquisition for the trail (\$168,000) and construction of the trail (\$277,000), and improvements at the Cotton Belt - L.D. Lockett Park trailhead (\$100,000). There was \$125,000, included for the design of renovations to the Senior Center. There was a study of the Senior Center for future use, programs, and renovations, currently in process, which was a FY 2013 CEDC funded project. This study was recommended in the Parks, Recreation and Trails Master Plan, which was adopted by City Council on December 6, 2011. Funding in the amount of \$175,000 was included for the update of City Park, which opened in 1998, to provide for more efficient property irrigation, lower water use landscaping, and an update of the dugout and spectator areas. There was funding for a site master plan of the Colleyville Center and the surrounding grounds (\$25,000), to provide for improved utilization of the surrounding grounds. Funding was also included for repairs to the original sloped seamed metal roof of the Colleyville Center (\$48,000), with additional information in the attached memorandum regarding the history of the roof. Funding, for the replacement of the original stage curtain (\$25,000) that has been in use since 1998, was moved forward from FY 2017 in the prior EDCIP. Also, funding of \$4,000 was included to refinish the stage at the Colleyville Center, in conjunction with the stage curtain replacement. The future projects allocation of \$425,000 was removed and reallocated through the future years of the plan. For FY 2015 there was a carry forward of funding for incomplete projects - the Cotton Belt II spur at Webb House - \$165,000. The future projects allocation was increased from \$425,000 to \$500,000. There was also funding included for future trail projects (\$150,000). For FY 2016, the future projects allocation was increased from \$425,000 to \$500,000 and funding was added for future trail projects in the amount of \$150,000. For FY 2017, the future projects allocation was increased from \$425,000 to \$500,000 and funding was added for future trail projects in the amount of \$150,000. For FY 2018,

the future projects funding allocation was \$500,000 and funding was included for the construction of a trail on Pleasant Run Road from the Cotton Belt railroad crossing to John McCain Road (\$300,000).

The City's financial advisory firm, First Southwest, continually monitors market conditions for potential bond refunding opportunities that would exceed a net present value savings of 4%. The Series 2005 Refunding and Improvement Sales Tax Revenue Bonds were the only outstanding bond issue of the Colleyville Economic Development Corporation with an interest rate of 4.10%. A joint worksession of the City Council and Colleyville Economic Development Corporation Board was held on Tuesday, November 12, 2013, and a potential refunding scenario was presented. Staff was directed by the City Council and Colleyville Economic Development Corporation Board to move forward with the refunding, if net present value savings of at least 4% could be realized. Based upon the financial advisors analysis, there was the potential to refund the bond issue, which was callable on February 15, 2014, with a net present value savings of 4.84% (total savings - \$487,105 / net present value savings - \$367,796), which saves approximately \$30,000 in debt service cost on an annual basis through 2029, on a projected interest rate of 3.15%. The method of sale was proposed to be a competitive private placement to be held on Monday, December 2, 2013. Jim Sabonis of First Southwest noted in the meeting that market conditions could improve or deteriorate in the interim, so actual transaction savings could vary from the projection. In the event market conditions deteriorate to the point that the transaction did not meet the 4% threshold, the Corporation was not obligated to complete the transaction.

On Monday, December 2, 2013, seven competitive bids were received from five banks with JPMorgan Chase Bank submitting multiple bids with various call features. The City's financial advisor, First Southwest and City staff, recommended for acceptance the bid submitted by Regions Bank with the bonds being callable at any time after issuance and a true interest cost of 2.8879% and a net present value savings \$524,160.11 (6.896844%). It was recommended to accept the Regions Bank bid rather than the JPMorgan Chase Bank (Option A) bid with a true interest cost of 2.8702% and a net present value savings \$532,116.38 (7.001531%), as there was no call feature provided in the JPMorgan Chase Bank (Option A) bid and the maturities of the bonds would be outstanding until the final maturity on February 15, 2029. The savings on the Regions Bank bid was \$37,055.11 greater than the initial projection of \$487,105 presented to the Board on Tuesday, November 12, 2013. Jim Sabonis, of First Southwest, presented the results of the sale to the Board at the meeting held on December 3, 2013, and the Board approved the bond sale. Based upon approval by the Board, a subsequent resolution was placed on the Tuesday, December 3, 2013 City Council agenda so that the City Council could ratify the results of the sale. The City Council unanimously approved and ratified the issuance of \$7,330,000 of sales tax revenue refunding bonds.

On August 12, 2014, the Board met in a worksession and reviewed and discussed

the proposed projects for FY 2015 through 2019 prior to the annual meeting to be held on August 26, 2014. At that meeting, the Board gave direction to show special event funding in the amount of \$36,000 as "Holly Colley Holiday/Fall Event" and there was a correction of the FY 2019 debt service and coverage ratio amount, which set the future projects budget for FY 2019 to \$400,000. The proposed changes from the attached adopted FY 2014 - FY 2018 EDCIP (Exhibit A) are as follows:

Revenues:

The projected sales tax for FY 2015 replicates the FY 2015 City sales tax budget projection. For the remaining years, there is a one percent growth increase for FY 2016 - 2019. There is a slight change from year to year in interest income, due to the annual changes in investable cash from beginning fund balance in the two different EDCIP plans. There is the use of available cash from the .4 times bond coverage ratio in all years of the plan, with the ending target fund balance in 2019 at a level slightly above \$850,000.

Expenditures:

FY 2015:

Funding for incomplete projects, such as Pleasant Run Trail (Bogart Drive to Mission Lane) construction (\$277,000), is carried forward from FY 2014, as well as \$50,000 for the Cotton Belt II spur at the Webb House, and \$100,000 for improvements at Cotton Belt-LD Lockett Park Trailhead. Funding in the amount of \$258,000 is included for landscaping and concrete path updates at City Park to provide for landscaping that is lower water use and maintenance. The existing landscaping was original to City Park, which opened in 1998, and is nearing the end of its plant lifespan. Of the \$258,000 for City Park, \$114,000 is funding carried forward from FY 2014, and was budgeted for the purpose of beginning the City Park landscaping update that will include plant selections from the recently adopted landscaping brand manual. There is funding carried forward from FY 2014 for a site master plan of the Colleyville Center's seven acres of surrounding grounds (\$25,000), to provide for both land and space utilization on Riverwalk Drive, including gardens, fountains, and a functional outdoor meeting and patio space. The overarching intent for this plan is to accommodate larger, revenue driving business and community events at the Colleyville Center with development scope and funding to be determined by the City Council. In FY 2015, \$7,000 has been programmed for the replacement of the original catering oven at the Colleyville Center, as it is no longer fully functional or safe to use. There is also \$100,000 carried forward for repairs to the Senior Center, primarily to address building concerns. The future projects allocation remains at \$500,000 for FY 2015. Funding of \$150,000 originally scheduled for future trail construction has been distributed among the trail system projects described previously.

FY 2016:

The future projects allocation is increased from \$500,000 to \$1,000,000. There is also funding included for future trail projects (\$150,000).

FY 2017:

The future projects allocation is increased from \$500,000 to \$875,000. Funding is also included for future trail projects in the amount of \$150,000.

FY 2018:

The future projects allocation remains at \$500,000. Funding is included for future trail projects in the amount of \$150,000. The \$300,000 planned for construction of a trail on Pleasant Run Road from the Cotton Belt railroad crossing to John McCain Road has been moved to FY 2019 to align with planned street improvements.

FY 2019:

The future projects funding allocation is \$400,000. Funding is included for the construction of a trail on Pleasant Run Road from the Cotton Belt railroad crossing to John McCain Road (\$300,000).

COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION
ECONOMIC DEVELOPMENT CAPITAL IMPROVEMENT PROGRAM FY 2014 - FY 2018

EXHIBIT A

FISCAL YEAR	2013	2014	2015	2016	2017	2018
BEGINNING FUND BALANCE	\$1,974,664	\$2,013,612	\$1,388,431	\$1,157,498	\$1,095,830	\$1,044,475
REVENUES:						
PROJECTED 1/2 CENT SALES TAX REVENUE	\$1,335,000	\$1,437,500	\$1,551,875	\$1,567,394	\$1,583,068	\$1,598,898
INTEREST INCOME	\$3,895	\$4,027	\$2,777	\$2,315	\$2,192	\$2,089
USE OF AVAILABLE CASH	\$1,062,844	\$883,033	\$489,086	\$321,835	\$311,249	\$442,901
TOTAL REVENUES	\$2,401,739	\$2,324,560	\$2,043,738	\$1,891,544	\$1,896,508	\$2,043,888
EXPENDITURES:						
OPERATING:						
ADMINISTRATIVE	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
2005 DEBT SERVICE & 1.4 TIMES COVERAGE	\$907,711	\$902,482	\$903,536	\$910,584	\$909,629	\$900,956
WATER / WASTEWATER- MC PHERSON PARK	\$1,615	\$17,750	\$18,283	\$18,831	\$19,396	\$19,978
PERSONNEL - SENIOR CENTER	\$65,025	\$64,975	\$66,924	\$68,932	\$71,000	\$73,130
PERSONNEL - LIBRARY	\$71,095	\$76,448	\$77,977	\$79,536	\$81,127	\$82,750
OPERATIONS - LIBRARY	\$4,292	\$4,421	\$4,553	\$4,690	\$4,831	\$4,976
PROMOTIONAL:						
OLD TYME BBQ EVENT	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000
HOLLY COLLEY HOLIDAY EVENT	\$40,000	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000
RED, WHITE & SOUSA EVENT	\$30,000	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000
ECONOMIC DEVELOPMENT PROMOTIONAL	\$48,889	\$57,153	\$68,465	\$69,971	\$71,526	\$73,099
CAPITAL:						
INTERFUND LOAN - COLLEYVILLE CENTER RENOVATIONS (\$661,325 REPAID OVER 4 YEARS)	\$165,331	\$165,332	\$0	\$0	\$0	\$0
CITY PARK - LANDSCAPE AND AMENITIES	\$0	\$175,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT TABLES	\$9,580	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT CHAIRS	\$38,400	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT MAIN AIR CONDITIONER UNIT	\$30,000	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT FLAT ROOFS	\$49,732	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT ORIGINAL STAGE CURTAIN	\$0	\$25,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REFINISH STAGE	\$0	\$4,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPAIRS TO ORIGINAL SLOPED METAL ROOF	\$0	\$48,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - SITE MASTER PLAN	\$0	\$25,000	\$0	\$0	\$0	\$0
CITYWIDE TRAIL SYSTEM -						
COTTON BELT II SPUR @ WEBB HOUSE CONSTRUCTION-CARRY FORWARD	\$0	\$0	\$165,000	\$0	\$0	\$0
PLEASANT RUN TRAIL DESIGN (BOGART TO MISSION)-CARRY FORWARD	\$41,340	\$0	\$0	\$0	\$0	\$0
PLEASANT RUN TRAIL ROW ACQUISITION (BOGART TO MISSION)-CARRY FORWARD	\$0	\$168,000	\$0	\$0	\$0	\$0
PLEASANT RUN TRAIL CONSTRUCTION (BOGART TO MISSION)-CARRY FORWARD	\$0	\$277,000	\$0	\$0	\$0	\$0
IMPROVEMENTS AT COTTON BELT - LD LOCKETT PARK TRAILHEAD	\$0	\$100,000	\$0	\$0	\$0	\$0
FUTURE TRAIL CONSTRUCTION	\$0	\$0	\$150,000	\$150,000	\$150,000	\$0
PLEASANT RUN TRAIL CONSTRUCTION (COTTON BELT TO JOHN MCMCAIN)	\$0	\$0	\$0	\$0	\$0	\$300,000
SENIOR CENTER						
REBRANDING STUDY	\$35,000	\$0	\$0	\$0	\$0	\$0
RENOVATION - DESIGN	\$0	\$125,000	\$0	\$0	\$0	\$0
TABLE AND CHAIR REPLACEMENTS	\$4,283	\$0	\$0	\$0	\$0	\$0
FUTURE PROJECTS	\$0	\$0	\$500,000	\$500,000	\$500,000	\$500,000
TOTAL EXPENDITURES	\$1,559,293	\$2,324,561	\$2,043,738	\$1,891,544	\$1,896,509	\$2,043,888
EXCESS REVENUES OVER EXPENDITURES	\$842,446	\$0	\$0	\$0	\$0	\$0
ADD BACK .4 TIMES BOND COVERAGE RATIO	\$259,346	\$257,852	\$258,153	\$260,167	\$259,894	\$257,416
ENDING FUND BALANCE	\$2,013,612	\$1,388,431	\$1,157,498	\$1,095,830	\$1,044,475	\$858,991

ASSUMPTIONS: FY 2014: 1/2 OF CITY SALES TAX BUDGET PROJECTION / FY 2015: 1/2 OF LONG RANGE CITY SALES TAX PROJECTION / FY 2016-2018: 1% GROWTH



City of Colleyville City Council Agenda Briefing

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

Agenda Number PC-5

Agenda Date 09/02/2014

Type Pre Council

Department City Secretary

Title

Discussion of the September 2, 2014, 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 09/02/2014

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 litigation - Billy McCullough v. City of Colleyville

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

Section 551.074 – Personnel - Deliberate the appointment, employment, evaluation, and duties of the Municipal Court Judge

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-14-3775

**A RESOLUTION APPROVING COUNCIL ACTION
REGARDING EXECUTIVE SESSION ITEMS AT THE REGULAR
CITY COUNCIL MEETING OF
SEPTEMBER 2, 2014**

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

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

Sec. 1. THAT

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, AND ____ ABSTENTIONS ON THIS THE 2ND DAY OF SEPTEMBER 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor



City of Colleyville City Council Agenda Briefing

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

Agenda Number 3	Agenda Date 09/02/2014	Number
Type Announcements, Proclamations, and Presentations		
Department City Secretary		

ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS

Announcements of civic and charitable events

Presentation of calendar events and updates

Announcements of awards and recognition

RESOLUTION R-14-3776

A RESOLUTION APPROVING CITY COUNCIL ACTION UNDER CONSENT ITEMS AT THE REGULAR CITY COUNCIL MEETING OF SEPTEMBER 2, 2014

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 City Council Special Meeting of August 12, 2014
 - b. Approval of the minutes of the City Council Worksession of August 12, 2014
 - c. Approval of the minutes of the regular City Council meeting of August 19, 2014
 - d. Approval of the minutes of the City Council Special Meeting of August 26, 2014
 - e. Approval of Progressive Waste Solutions' Consumer Price Index (CPI) rate adjustment of 1.8 percent, for residential and commercial accounts, and establishing the effective date of the adjustment to be November 1, 2014
 - f. Approval of the use of the Voluntary Library Fund in Fiscal Year 2015 (FY 2015), for the purchase of library materials, collection processing supplies, and library programs, in an amount not to exceed \$145,000
 - g. Approval of the disposal of surplus, damaged, worn and outdated library books, audio-visual items, DVDs and CDs, and non-book materials, learning games, and puzzles
 - h. Approval of the use of the Voluntary Library Fund in Fiscal Year 2015 (FY 2015), for professional services to update the Library's Long-Range Plan, in an amount not to exceed \$25,000

- i. Approval of the disposal of obsolete and non-serviceable equipment and sale of vehicles
- j. Adopting the Economic Development Capital Improvement Program (EDCIP) for the Fiscal Years 2015-2019 (FY 2015-2019) of the Colleyville Economic Development Corporation

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _____ AYES, _____ NAYS, AND _____ ABSTENTIONS
ON THIS THE 2ND DAY OF SEPTEMBER 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor



City of Colleyville City Council Special Meeting Minutes Draft

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

Tuesday, August 12, 2014
5:30 p.m.

Council Chambers
Third Floor, City Hall

Mayor David Kelly called the Special Meeting of the Colleyville City Council to order on August 12, 2014, at 5:30 p.m.

ROLL CALL: Mayor David Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogger, Chris Putnam, and Tom Hart.

Absent: Councilmember Jody Short

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, Recreation and Library Director Mary Rodne, Human Resources Director Michelle Reyes, Public Works Director Bob Lowry, City Engineer Jeremy Hutt, Parks Manager James Hubbard, Finance Manager Karen Hines, Communications and Marketing Director Mona Gandy, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, and City Secretary Amy Shelley.

2. RESOLUTION(S): READING AND PUBLIC HEARING

2a Resolution R-14-3770

Approval and adoption of the 2014 certified tax roll

Mayor Kelly read Resolution R-14-3770 in its entirety.

Staff did not provide a presentation on this item.

Mayor Kelly opened the public hearing at 5:32 p.m.

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 5:32 p.m.

Councilmember Hart moved to approve Resolution R-14-3770. Councilmember Wollin seconded the motion.

The motion to approve carried by the following vote:

Aye: 6 – Mayor Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, and Tom Hart

Absent: 1 – Councilmember Jody Short

2b Resolution R-14-3771

Approval of a proposal to set the ad valorem tax rate for Fiscal Year 2015 at \$.3559 per hundred dollars of valuation and schedule the two required public hearings on the tax rate for August 26, 2014 and September 2, 2014

Mayor Kelly read Resolution R-14-3771 in its entirety.

Strategic Services Manager Adrienne Lothery presented this item and briefed the City Council.

Mayor Kelly opened the public hearing at 5:36 p.m.

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 5:36 p.m.

Mayor Kelly questioned staff regarding if the state has to follow the same criteria for holding public hearings, in the event the effective tax rate is smaller than the adopted tax rate. Manager Lothery replied correct.

Mayor Kelly further explained the calculations and criteria based on the report. Manager Lothery concurred, and stated state law looks at the proposed revenue.

Councilmember Mogged questioned staff regarding if this tax rate has been the same for the last eight consecutive years. Manager Lothery concurred.

Councilmember Mogged questioned staff regarding if there has been a change in requirements, given the eight consecutive years that the tax rate has been the same. Manager Lothery explained it has been a number of years, since about 2006 or 2007, in which these certain procedures have to take place. She added state law has also changed, in that it requires certain notices to be published.

Councilmember Mogged stated it is a great accomplishment to be able to hold the base rate, and he added he is supportive of adopting the resolution.

Mayor Kelly moved to approve Resolution R-14-3771. Councilmember Mogged seconded the motion.

The motion to approve carried by the following vote:

Aye: 6 – Mayor Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, and Tom Hart

Absent: 1 – Councilmember Jody Short

3. ADJOURNMENT

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

The motion to approve carried by the following vote:

Aye: 6 – Mayor Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, and Tom Hart

Absent: 1 – Councilmember Jody Short

Mayor Kelly adjourned the City Council Special Meeting at 5:43 p.m.

APPROVED BY A VOTE OF ___ AYES, ___ NAYS, AND ___ ABSTENTIONS ON THIS THE 2ND DAY OF SEPTEMBER 2014.

Minutes taken and prepared by:

*Amy Shelley, TRMC
City Secretary*



City of Colleyville City Council Worksession Minutes - Draft

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

Tuesday, August 12, 2014
6:00 p.m.

Executive Conference Room
Third Floor, City Hall

Mayor David Kelly called the Colleyville City Council Worksession to order on August 12, 2014, at 6:01 p.m.

ROLL CALL: Mayor David Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, and Tom Hart.

Absent: Councilmember Jody Short

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, Recreation and Library Director Mary Rodne, Parks Manager James Hubbard, Human Resources Director Michelle Reyes, Public Works Director Bob Lowry, City Engineer Jeremy Hutt, Finance Manager Karen Hines, Community Development Director Ron Ruthven, Communications and Marketing Director Mona Gandy, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, and City Secretary Amy Shelley.

2. PRESENTATION AND DISCUSSION

2a Presentation and discussion of the proposed Fiscal Year 2015 (FY 2015) budget

City Manager Jennifer Fadden presented this item and briefed the City Council.

Councilmember Mogged questioned staff regarding the number of years the retirement has remained funded. City Manager Jennifer Fadden replied three years.

Councilmember Mogged questioned staff regarding the reduction of the use of electricity, given the recent state mandate. City Manager Jennifer Fadden replied the state has required an unfunded mandate, and while the City is working toward that goal by replacing outdated technology and mechanical systems, as they are in need of replacement, staff is not recommending any proactive efforts to replace systems, due to the fact that the return on investment is not equal to, or greater than, the amount of savings we would have in electricity consumption.

Mayor Kelly stated this mandate did not apply to any state buildings.

Mayor Pro Tem Taylor questioned staff regarding if Laserfiche is the only option. City Manager Jennifer Fadden replied there are other document repository platforms that have been evaluated; however, Laserfiche is pretty much the standard for local government.

Mayor Pro Tem Taylor stated Laserfiche is horrible. Councilmember Putnam concurred. Information Services Manager Chris Pena explained speed is more related to the service being provided outside, and that is something staff can take a look at. He added the cost levels increase with other platforms, such as the Keller Court software. He stated Laserfiche is the standard with all adjacent cities, since the pricing is much better. He stated Laserfiche is improving their software, and Colleyville is making those changes too. He expressed his appreciation of the feedback, and that he would try and address the bandwidth issues.

Mayor Kelly questioned staff regarding if the benefits of access to documents outweighs the cost of the software. Manager Pena replied Laserfiche has a strong bite of the marketplace, and that there may not be an advantage with another software. He stated there have not been any evaluations with other software.

Mayor Pro Tem Taylor questioned staff regarding what is causing the difficulty with searching the repository. Manager Pena replied it may be something to do with the web bandwidth, and that he would check into the issues mentioned.

Mayor Kelly questioned staff regarding if the increase in the user licenses from 28 to 50 will help. Manager Pena replied yes, but the increase in the megabytes from 20 to 50 will also help, and that will be next year.

Councilmember Putnam stated it could be the network or an application problem causing the issues.

Mayor Pro Tem Taylor questioned staff regarding if it is actively being used by staff. City Manager Jennifer Fadden replied yes, every day by multiple members.

City Manager Jennifer Fadden stated staff will put together a more in depth analysis and report about the document repository and update City Council later this fall.

Mayor Kelly questioned staff regarding how long it takes FEMA to sign off on the floodplain maps. Director Lowry replied it will take about a year for FEMA to complete the study, and added he does not know when the maps would become effective.

Mayor Pro Tem Taylor questioned staff regarding the floodplain map, and if the second phase would need to be done for it to be complete? City Manager Jennifer Fadden replied the grant that FEMA has agreed to partner with the City, is a major element of a drainage master plan update; which includes the survey, modeling, and mapping of all of the waterways in Colleyville. She stated the second part of the plan is taking that data, and making a recommendation for infrastructure improvements to address drainage and flooding issues.

Mayor Pro Tem Taylor questioned staff regarding what the model will provide. Director Lowry replied the model will explain the flooding issues, and the maps will be available to use.

Mayor Kelly stated the FEMA grant helps with those associated costs.

Mayor Pro Tem Taylor questioned staff regarding the thermal protection in the attic sprinklers in the Library. Director Lowry replied there are sensors in place to monitor the temperature; however, there have been times when it has come close to freezing. He added staff carefully monitors the temperature to ensure the sprinklers do not freeze.

Mayor Pro Tem Taylor stated it is hard to believe the protection was not included in the building plans for the Library. City Manager Jennifer Fadden stated it should have been included.

Councilmember Putnam questioned staff regarding what is the street reconstruction philosophy. City Manager Jennifer Fadden replied staff previously proposed the goal to reconstruct all of the unimproved streets, mainly the arterial collector streets, within the next 25 years; however, in order to fund that goal, it requires an investment of \$2.4 million per year. Given the discussions regarding Glade Road, staff felt it prudent for City Council to establish a plan or direction before funding is set aside, or develop a financial strategy for accomplishing that goal.

Mayor Pro Tem Taylor questioned staff regarding where is the money being put. City Manager Jennifer Fadden replied that money is not appropriated or allocated anywhere in the budget.

Mayor Pro Tem Taylor questioned staff regarding if the item is here for debate. City Manager Jennifer Fadden replied if City Council would like to consider setting aside funds for that purpose, staff can certainly re-evaluate what has been proposed in the proposed budget. She added there would not be an identified funding source for future street reconstruction other than what is currently being used through the capital improvement plan.

Mayor Kelly stated the current surplus will be moving to the street maintenance funds.

Councilmember Mogged stated the sections that have been approved for Glade Road, and the SH26 project, is enough to say grace over.

Councilmember Putnam questioned City Council regarding if the \$2.4 million is an additional unidentified funding needed, other than the existing funding from the TIF. Mayor Kelly replied yes, it is additional funding needed.

Mayor Pro Tem Taylor stated there are needs that require funding all over town. City Manager Jennifer Fadden stated the \$2.4 million is predicated upon a certain philosophy, that we are going to reconstruct streets in a certain way, and without knowing what the City Council's future philosophy may be, on particular street projects, staff does not know how much to budget. She added the \$2.4 million is approaching it from the philosophy of curb and gutter, trails, asphalt or concrete, and improved drainage. She stated basically changing the street section to a modern, improved street, which may not be how City Council will want to approach that in the future.

Mayor Kelly questioned staff regarding the expiration of the Bedford Response Area Contract (BRAC). City Manager Jennifer Fadden replied it ends September 11, 2015.

Councilmember Wollin stated the reduction in debt by 18 percent is worth noting. City Manager Jennifer Fadden concurred, and stated \$302,000 is the reduction in debt payment for 2015.

Councilmember Mogged questioned staff regarding if the water sales will decrease with additional water conservation. City Manager Jennifer Fadden replied there is a modest increase in gallons based on an increase in water customers.

City Manager Jennifer Fadden stated the majority of the 10.8 percent increase is due to the increase in cost of water from the Trinity River Authority (TRA).

Councilmember Mogged questioned staff regarding if there is an anticipation of a reduction in water usage. City Manager Jennifer Fadden replied staff is not anticipating that, given that the watering restrictions have not been limited to once a week.

Mayor Kelly questioned staff regarding if stage two of the watering restrictions is required, is there anticipation by TRA that there should be a reduction in water usage. City Manager Jennifer Fadden replied there would be a reduction in water usage.

Mayor Kelly questioned staff regarding if TRA considers the growth of having new homes coming on board, even though the individual water usage, per client, is less. Assistant City Manager/Chief Financial Officer Terry Leake explained the rate structure assumptions. She stated the rate is composed of primarily three components: 1) the purchased water from Tarrant Regional Water District (TRWD); 2) the debt service on their outstanding bonds; and 3) their operations component. She stated TRWD is stating the stage one watering restrictions will remain in effect throughout the calendar year. She stated in terms of dropping, there would be fewer gallons used, and there are some growth elements allowed; however, the debt service is on TRA, and the pass through from TRWD, even though there would be lower usage, it would still be part of the rate we would have to pay.

Mayor Kelly stated he did not want Colleyville to be penalized as a growing community, given there are 200-400 lots still available.

Councilmember Wollin questioned staff regarding if the trees along Bedford Road have been considered with the retaining wall reconstruction, and has an arborist looked at them too? City Manager Jennifer Fadden replied yes, and the consideration of the trees is what has driven the progress of this project. She stated it has been anticipated that this project could be executed at the same time as the roundabout at Bedford Road and Cheek-Sparger Road; however, given the delay of the roundabout project, there is more time available to work with the Saddlebrook HOA to define the wall placement and the impact to the trees.

Councilmember Mogged questioned staff regarding if there is a better time of the year to take care of this construction to minimize the shock to the trees. Director Lowry replied the preference to do this construction is during the summer, while school is out, since one lane of Bedford Road would have to be closed. He stated not knowing about the best timing for the trees; however, staff is working with an arborist. He added the type of wall that is built may impact how far back it has to be built, which in turn impacts the trees.

Councilmember Mogged stated most would prefer this to be done when the trees are actually dormant.

Councilmember Hart asked City Council if the trees are live oaks. Councilmember Wollin replied they are post oaks, and that November to February would be the best time to mess with those trees.

Councilmember Wollin questioned staff regarding if the funding is the same this year for the Agency agreements. City Secretary Amy Shelley replied there were no additional requests from last year. City Manager Jennifer Fadden stated Keep

Colleyville Beautiful did not request funding this year; therefore, there will be a reduction, since we sent funding to them last year. She explained staff would send a list of the agencies for which the City provides funding.

Councilmember Wollin questioned staff regarding the amount for the performance based merit increase. City Manager Jennifer Fadden replied the increase is consistent with the previous 2014 budget, and it is based entirely on performance, and a merit increase only.

Councilmember Wollin stated she would like to see how the increases were spread out across the board. City Manager Jennifer Fadden replied five percent was issued to only the exceptional performance, and only for those employees who fell below the market rate in their job classification; however the average for the employees was three percent.

Councilmember Wollin stated the explanation of how it was distributed needs to be included in the budget, otherwise the five percent is glaring, and could be difficult to explain to the general public. City Manager Jennifer Fadden stated staff will follow-up with City Council regarding this past fiscal years' experience in how staff actually administered the merit increase across the board.

Mayor Pro Tem Taylor questioned staff regarding if Colleyville will remain competitive in the market with what is being proposed. City Manager Jennifer Fadden replied staff has contemplated how we approach compensation in the proposed budget, and added it is important to get the entire workforce into the new structure, before the structure moves. She stated Fiscal Year 2016 will have a very small number of employees who will still need to move to the new range, which will then allow staff to take a broader view of how the market is functioning.

Mayor Pro Tem Taylor stated he does not want to fall so far below the market that we are trying to catch up, again. City Manager Jennifer Fadden stated she understood.

Councilmember Putnam questioned staff regarding the 10 year payback on the fiber build-out, and who do we lease from currently. City Manager Jennifer Fadden replied Time Warner Cable.

Councilmember Putnam questioned staff regarding if we lease telecom or cable. Information Systems Manager Chris Pena replied cable. City Manager Jennifer Fadden explained this does not include bandwidth, and with the need for more to accommodate electronic devices, and the lease rate increases, the ROI decreases.

Mayor Kelly thanked the City Manager and the department directors for their efforts in putting together the budget, given the fiscal constraints.

Councilmember Hart stated this worksession used to be a two day event. He applauded City Manager Jennifer Fadden and her efforts for this budget process.

Mayor Pro Tem Taylor questioned staff regarding the employee dedicated for SH26. City Manager Jennifer Fadden explained this employee will be focused on the needs of the businesses along SH26 to ensure that they are in the loop with the construction dynamics. Mayor Kelly stated there will be an upcoming SH26 worksession to discuss certain issues and concerns with TxDOT representatives.

Councilmember Putnam stated the City reacted properly to the recent situation, and came up with a rational solution for that business owner. He stated the problem was with the contractor.

City Manager Jennifer Fadden explained staff has been extremely involved in Phase I for the SH26 project. She stated there have been numerous issues in which staff has dedicated time to resolve those issues. She expressed her appreciation to the Construction Manager, Craig Knight, for his efforts in resolving issues and diffusing situations.

Mayor Pro Tem Taylor questioned staff regarding if the property owners can see the construction schematics for SH26. Director Lowry replied the City does not have those documents to provide to the community.

Mayor Pro Tem Taylor questioned staff regarding when those documents will be available, and when the community will be able to provide input to such. City Manager Jennifer Fadden replied the current phase is still being modified by the engineering firm. Director Lowry stated staff could have an open house, with those schematics, so that the community can provide feedback.

Mayor Pro Tem Taylor stated TxDOT needs to be pushed to the maximum, and he stated he would like those exhibits to be displayed in the lobby of City Hall, with contact information, so that they have someone to call if they have questions. He stated the exhibits should indicate they are draft copies, and that comments are appreciated for such. Director Lowry stated staff would work on putting something like this together.

3. ADJOURNMENT

There being no further business before the City Council, Mayor Kelly adjourned the City Council meeting at 7:52 p.m.

APPROVED BY A VOTE OF ___ AYES, ___ NAYS, AND ___ ABSTENTIONS ON THIS THE 2ND DAY OF SEPTEMBER 2014.

Minutes taken and prepared by:

*Amy Shelley, TRMC
City Secretary*



City of Colleyville City Council Minutes - Draft

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

Tuesday, August 19, 2014

City Council Chambers

Mayor David Kelly called the Pre Council meeting of the Colleyville City Council to order on August 19, 2014, at 5:37 p.m.

ROLL CALL: Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short.

Absent: Councilmembers Carol Wollin 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, Recreation and Library Director Mary Rodne, Human Resources Director Michelle Reyes, Colleyville Center Manager Leslie Hill, Parks Manager James Hubbard, City Engineer Jeremy Hutt, Finance Manager Karen Hines, Community Development Director Ron Ruthven, Communications and Marketing Director Mona Gandy, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, City Attorney Matthew Boyle, and City Secretary Amy Shelley.

PC-1 Discussion of a resolution to rescind Resolution R-09-3065 supporting local option taxes and fees to fund transportation, and discussion of a resolution restricting construction and funding of a rail station in Colleyville

Councilmember Putnam presented this item and briefed the City Council. The discussion started with a video from Channel 8 News. He then read a prepared statement.

Councilmember Putnam stated he would like to advance a resolution to rescind Resolution R-09-3065, possibly at the next City Council meeting. He added he would like to further extend the moratorium on train station construction in Colleyville. He stated it would be good to have conversations about tactics and strategies to actively lobby and influence our regional partners, as well as legislators of TEX Rail to prevent the rail from coming through Colleyville. He stated there is no dispute that the railway owns the rail, but there are strategies and tactics to stop it.

Mayor Kelly asked Councilmember Putnam, for clarification, "do we not want to allow the voters the right to choose if they want to fund transportation locally?" Councilmember Putnam replied the resolution has been generically characterized as a generic support for transportation.

Councilmember Putnam asked the City Council the City's position on TEX Rail. Mayor Kelly stated he has no position on the rail. Councilmember Putnam stated by not having a position, you have a position.

Mayor Kelly explained the previous discussions relative to a rail station in Colleyville.

Councilmember Putnam stated it seems there would be no problem to extend the moratorium on a rail station in Colleyville.

Mayor Kelly asked Councilmember Putnam the necessity in extending the moratorium. Councilmember Putnam stated there are a significant number of citizens, particularly in the western portion of the city, that want to be assured there is no possibility of a rail station in Colleyville.

Councilmember Putnam stated he wants support to rescind the original resolution, which rescinds our public support for commuter rail in our city.

Mayor Kelly stated the City has no say in terms of what can go on the rail; however, we have stated our request that we would like minimal rail traffic.

Councilmember Putnam stated he has not seen any public statements of there being any public opinion, unless the resolution is the policy. Mayor Kelly replied the resolution is not the policy, it is simply the support for the North Central Texas Council of Governments' (NCTCOG) request for support for legislation, which is now moot, to allow local citizens to decide.

Councilmember Putnam asked Mayor Kelly about any harm in rescinding it. Mayor Kelly asked what the purpose in rescinding it is.

Councilmember Short stated there was not a problem with rescinding the resolution, but there is a problem with transportation in the state of Texas. He stated we should encourage the legislature to take a position to do something about that. He then asked Councilmember Putnam if he had any suggestions. Councilmember Putnam stated his focus is on ensuring there is a public message to The T that Colleyville does not support TEX Rail in our community. He added he cannot be the only Councilmember that represents this issue, given that this impacts our community in a very fundamental way.

Mayor Kelly concurred and stated the discussions have always included that the safety and home values of the residents must be ensured by those things that can be controlled by the local government, such as installing quad gates.

Councilmember Putnam stated we can have an active role in preventing TEX Rail.

Councilmember Mogged questioned City Attorney Matthew Boyle regarding the legal perspective for Colleyville since the 81st Legislature has concluded, relative to Resolution R-09-3065. City Attorney Matthew Boyle replied City Council can only act pursuant to the adoption of another ordinance or resolution.

Councilmember Mogged stated he has spoken with U.S. Representative Kenny Marchant and Senator Ted Cruz regarding this topic, and both have stated being opposed to earmarks and not favorably disposed to an investment that will lose money on a daily basis.

Councilmember Putnam stated we should be articulating our position with the regional transportation board. Councilmember Mogged stated he did by speaking with those representatives.

Councilmember Mogged asked Councilmember Putnam what impact he thought we could have as a City Council. Councilmember Putnam replied we can empower our representative on the NCTCOG's Regional Transportation Council (RTC) to actively lobby against the TEX Rail on the Cotton Belt.

Mayor Pro Tem Taylor asked Councilmember Putnam how we would state this position, given that two adjacent cities want the TEX Rail. Councilmember Putnam replied that is not his problem. Mayor Pro Tem Taylor stated Colleyville has been very clear that we do not want a rail station, and the location of a rail station, on all The T maps, has been removed.

Mayor Pro Tem Taylor stated he too had talked with Colleyville's state representative about stopping TEX Rail from coming through town, and the representative replied that this was not within his purview.

Councilmember Putnam stated there needs to be a public position that we do not support TEX Rail. He added the minutes of previous City Council meetings reflect that City Council states "it's not a problem within our legislative purview."

Mayor Pro Tem Taylor stated no one has suggested how to mitigate this. Councilmember Mogged stated the biggest mitigation is to lobby the representatives who have control of the purse strings to not spend the money for this project.

Councilmember Putnam stated it impacts our city in nothing but negative ways, so why is the City not taking an active role to lobby against it.

Councilmember Short suggested it would be better to work strategically with those agencies who are putting this through, rather than to work against them.

Councilmember Putnam stated because we do not want this, and by doing nothing we are allowing it to happen.

Mayor Pro Tem Taylor asked City Council if they want to put forth a resolution, he stated he will carry forward that message, as the representative on the RTC. He stated everyone will have to have the understanding that we are one of 16 cities affected by this project.

Mayor Pro Tem Taylor stated we have all been effective in communicating we do not want a rail station in Colleyville.

Councilmember Putnam asked City Council why not extend the moratorium? Mayor Pro Tem Taylor replied that extending it states we are not going to do something we do not want to do, especially since there is no money to do it, nor do we want to set aside the tax to do it.

Councilmember Mogged questioned City Attorney Matthew Boyle regarding if the resolution has an actual expiration date. City Attorney Matthew Boyle replied the only real expiration on a resolution is a subsequent action by City Council.

Councilmember Putnam stated his understanding was that it expires this month. City Attorney Matthew Boyle replied nothing about the moratorium will change, absent a subsequent action by this body.

Mayor Pro Tem Taylor stated a citizen initiative would override the Council resolution.

Councilmember Mogged stated the moratorium is still in effect, and it is still the City's position. He added he does not have an issue with extending it into perpetuity. Councilmember Putnam stated that is what he is suggesting.

Mayor Pro Tem Taylor stated he would carry forward Colleyville's position, but he would have to get on the RTC agenda to do so.

Mayor Kelly stated he has been involved during this entire process, and there has not been the ability to have a rail station in Colleyville since no funding is available, even though the Citizen Rail Committee recommended a rail station. He added he has not heard of any recent concerns of there being a rail station in Colleyville.

Councilmember Putnam stated extending the rail station moratorium was a secondary consideration based on the feedback that he had been given by City staff that the moratorium expires this month. He stated he has not heard a definitive answer from the city attorney that this is the case. He suggested once a

definitive answer is given, that may put an end to the rail station discussion. He added the primary consideration was for the rescinding of what he believes is Colleyville's public support for taxpayer funded commuter rail. He stated he is not hearing support, rather he is hearing that it is a "tempest in a teapot"; a political issue; there is nothing we can do about it; we are just going to let it happen to us. He stated he would leave it at that, and he hopes it is a political issue.

Mayor Pro Tem Taylor stated he would support Councilmember Putnam on this, and he added he hoped Councilmember Putnam would come to the meetings in which this topic is being discussed with state representatives.

Mayor Pro Tem Taylor asked Councilmember Putnam about next steps. Councilmember Putnam stated the first step is to advance a resolution to send a clear message to the RTC stating publicly that the City of Colleyville does not support TEX Rail. He added a workshop could be held to influence other partners and state legislators. He stated this would politically influence the situation, but that is better than doing nothing.

Councilmember Mogged questioned staff regarding if the resolution is still the stated policy, absent any subsequent action. City Attorney Matthew Boyle replied, absent any other City Council action that was correct.

Councilmember Putnam stated the issue is whether or not the City will take a formal public position in opposing the TEX Rail.

Councilmember Short stated progress was made when the location on the map for a rail station in Colleyville was removed.

Mayor Kelly asked Councilmember Putnam about his assertion that items were added to an agenda at the last minute. Councilmember Putnam replied the item about the quad gates was not added to the formal agenda, but he did not know the date.

Mayor Kelly questioned City Attorney Matthew Boyle regarding if agenda items can be added to the agenda while in session. City Attorney Matthew Boyle stated action can only be taken on items that have been posted in accordance with the Open Meetings Act.

Councilmember Putnam stated he would have to check back on the actual date and the agenda in question. Mayor Kelly stated he remembered there being a consent agenda item that was removed to be a stand-alone resolution; therefore, it was moved to the ending resolution as per standard procedure. Councilmember Putnam stated he believed it was a separate issue, and he stated he would clarify this.

Mayor Kelly stated there is a draft agenda that goes out the Tuesday before the City Council meeting, so that staff can be approached about items that City Council may wish to be added; however, the final agenda sent out on the Friday before the meeting, is the final agenda and it cannot be changed.

Mayor Kelly stated if we want to move something forward, then we need to make sure the other two Councilmembers are present and able to provide input.

Mayor Kelly encouraged citizens to visit with their state representatives to voice their concerns about the rail.

City Manager Jennifer Fadden asked City Council if they would like staff to orchestrate a public forum with the T and state representatives to discuss the rail, and she asked if they would like this item to be placed on a future agenda to discuss with the Councilmembers who were absent.

Mayor Pro Tem Taylor stated he would rather have the public forum.

Councilmember Putnam stated he agreed with Mayor Kelly for the T to give us an update, as well as a public forum for questions, or a town hall meeting.

Mayor Kelly concurred, he would like to have the public forum in which the public could speak.

PC-2 Presentation and discussion of fees and charges

This item is scheduled to be discussed at the September 16, 2014 meeting, since there was no time to discuss it during this meeting.

PC-3 Discussion of the City Hall landscape improvements

Parks Manager James Hubbard presented this item and briefed the City Council.

Mayor Kelly questioned staff regarding if a mitigation plan will be in place for these trees being removed. Manager Hubbard replied a mitigation plan could be determined.

Councilmember Short questioned staff regarding if the initial landscape company is being used for the plaza design. Manager Hubbard replied no, they were not contacted.

Mayor Kelly questioned staff regarding the trees next to curb, are they causing an issue? Manager Hubbard replied they are causing less of an issue, especially since they are under the concrete rather than the pavers.

Mayor Pro Tem Taylor stated he would like for this to be the best long term solution for leaving the trees at the curb, especially if they will not cause future issues.

Councilmember Mogged stated it appears that the trees are creating issues, and will continue to cause issues long term, since they are already causing issues with the City Hall building.

Mayor Kelly stated the maturity of the trees are blocking the view of City Hall.

Mayor Pro Tem Taylor stated being concerned about the emergency equipment and access to the building because of the trees. Fire Chief Brian Riley concurred.

Councilmember Short questioned staff regarding if there are other trees better suited for the area, other than cypress. Manager Hubbard replied he would have to consult with the arborist.

City Manager Jennifer Fadden stated if the thoughts are to examine a different species to put back into the sidewalk area, there will need to be a design. She stated this presentation is simply a concept.

Mayor Pro Tem Taylor questioned staff regarding if anything can be done with ornamental trees that would not have to be planted into the ground. City Manager Jennifer Fadden replied yes.

Councilmember Mogged stated part of the usability will be to have some shade, given the Texas heat in the summers.

Mayor Pro Tem Taylor questioned staff regarding the rear landscaping at City Hall. Manager Hubbard replied there is a landscape redesign scheduled next week; however, there is no damage to the building with this landscape project.

City Manager Jennifer Fadden added the landscaping adjacent to the rear part of the building was impacted by the sheets of ice falling from the roof of City Hall. She stated the landscaping in the rear does not have the same infrastructure as the front portion of the building, in that the pond cypress trees are impacting in the front.

Mayor Pro Tem Taylor stated the trees, along the curb area, are going to be just as much of a landscaping issue. He stated if radical change is going to occur, it should be done at once.

Mayor Pro Tem Taylor questioned staff regarding if the trees could be relocated to a City park. Mayor Kelly replied the arborist stated the viability of the trees would be limited with a relocation, and very expensive.

City Manager Jennifer Fadden stated the trees are not sustainable in the current environment, and transplantation is not recommended. She stated staff can certainly proceed with mitigation, especially since we have lost trees at City parks and facilities due to weather.

Mayor Pro Tem Taylor stated if trees die on City property, particularly parks, those trees need to be replaced.

City Manager Jennifer Fadden asked if City Council is good with moving forward with the recommended steps.

Mayor Pro Tem Taylor questioned staff regarding if the pricing is better with removing all of the trees at once. Manager Hubbard replied there could be a better price if all of the trees were removed at once.

Mayor Pro Tem Taylor questioned staff regarding the schedule to remove the other trees, since the ones next to the building are coming out first. Manager Hubbard replied staff would bring forward a proposal in the fiscal year 2016 budget to remove the remainder of the trees, since the actual renovation of the plaza is in the future.

Councilmember Short stated not being in favor of removing all of the trees, since the plaza renovations are for later.

City Manager Jennifer Fadden stated at least that back row of trees would have to be removed in order to clean and seal the building.

PC-4 Presentation of the Quarterly Performance Management Report

There was no discussion regarding this item.

PC-5 Presentation of the Quarterly Investment Report for quarter ending June 30, 2014

There was no discussion regarding this item.

PC-6 Discussion of rescheduling a joint worksession of the City Council and the Colleyville Center Advisory Committee, and the scheduling of a worksession regarding infrastructure

The City Council selected the date of September 23, 2014 for the City Council and Colleyville Center Advisory Committee Joint Worksession to be held at 6:00 p.m. at Colleyville Center.

The City Council scheduled a worksession to discuss the infrastructure for December 9, 2014, 2014, Executive Conference Room, 6:00 p.m.

PC-7 Discussion of the August 19, 2014, City Council regular agenda items

There was no discussion regarding this item.

Mayor Kelly adjourned the Pre Council meeting at 7:10 p.m.

The regular meeting of the Colleyville City Council was called to order by Mayor Kelly at 7:56 p.m.

ROLL CALL: Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short.

Absent: Councilmembers Carol Wollin 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 Manager James Hubbard, City Engineer Jeremy Hutt, Community Development Director Ron Ruthven, Communications and Marketing Director Mona Gandy, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, City Attorney Matthew Boyle, 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 litigation - Billy McCullough v. City of Colleyville

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities, including the Riverwalk Drive and Glade Road intersection

Section 551.074 – Personnel - Deliberate the appointment, employment, evaluation, and duties of the Municipal Court Judge

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, Section 551.074, Personnel, 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 7:10 p.m. and reconvened at 7:11 p.m.

INVOCATION: Pastor Luke Davidson, 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-14-3772

Mayor Kelly read Resolution R-14-3772 in its entirety.

City Manager Jennifer Fadden presented this item and briefed the City Council.

Mayor Kelly opened the public hearing at 8:00 p.m.

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 8:00 p.m.

Mayor Pro Tem Taylor moved to approve Resolution R-14-3772. Councilmember Mogged seconded the motion.

The motion to approve carried by the following vote:

Aye: 5 – Mayor Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short

Absent: 2 - Councilmembers Carol Wollin and Tom Hart

3. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS

Announcements of civic and charitable events

Presentation of calendar events and updates

Announcements of awards and recognition

In recognition of Colleyville's featured business - Trio New American Café, Chef Jason Harper, 8300 Precinct Line Road, Suite 104 - Mayor David Kelly and Economic Development Director Marty Wieder

Mayor Kelly and Economic Development Director Marty Wieder recognized Chef Jason Harper, Trio New American Café, 8300 Precinct Line Road, Suite 104. Chef Harper expressed his appreciation to the City for their recognition.

4. CONSENT: READING AND PUBLIC HEARING - Resolution R-14-3773

- 4a** Approval of the minutes of the regular City Council meeting of July 15, 2014
- 4b** Approval of the minutes of the City Council Worksession of August 6, 2014
- 4c** Approval of the First Amendment to City Secretary Contract No. 44907 between the City of Colleyville and the City of Fort Worth to extend participation in Fort Worth's Household Hazardous Waste Collection Program through Fiscal Year 2015, and authorize the city manager to execute the agreement
- 4d** Approval of the annual review of the City of Colleyville Investment Policy
- 4e** Approval of a final plat for Phase Three of the Creekside at Colleyville Addition, located at 2800 Heritage Avenue, PC14-010
- 4f** Approval of authorized broker / dealers for investment purchases
- 4g** Approval of a construction contract with JLB Contracting, LLC, for the Pleasant Run Road Improvements to Paving, Trails, Drainage, and Utilities Project, in an amount not to exceed \$2,011,649.03, and authorize the city manager to execute the contract
- 4h** Approval of a construction contract with JLB Contracting, LLC, for the Paving, Water, and Drainage Improvements on Kingston Drive, McCain

Lane, and Ponderosa Lane, in an amount not to exceed \$2,168,130.96, and authorize the city manager to execute the contract

- 4i** Approval of the use of Park Land Dedication Fund monies for the L.D. Lockett Park/Cotton Belt Trailhead Enhancement Project
- 4j** Approval of a contract with Castro Roofing of Texas, L.P., to clean and seal the exterior stone on City Hall and the Library, in an amount not to exceed \$314,769.99, and authorize the city manager to execute the contract

Mayor Kelly read Resolution R-14-3773 in its entirety.

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

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 8:07 p.m.

Mayor Pro Tem Taylor moved to approve Resolution R-14-3773. Mayor Kelly seconded the motion.

The motion to approve carried by the following vote:

Aye: 5 – Mayor Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short

Absent: 2 - Councilmembers Carol Wollin and Tom Hart

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

5a Ordinance O-14-1920

Consideration of a request for an amendment to the Special Use Permit provisions authorizing alcoholic beverage sales for off-premises consumption on Lot 7A, Block 2, Village Park Addition, located at 4801 Colleyville Boulevard and authorizing alcoholic beverage sales for on-premises consumption on Lots 1R1, 4, 5A, 6A, 7A, and 9R, Block 2, Village Park Addition, located at 4701, 4709, 4717, 4725, 4801, and 4843 Colleyville Boulevard, Case ZC14-014

Mayor Kelly read the caption of Ordinance O-14-1920.

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

Mayor Kelly opened the public hearing at 8:09 p.m.

Bevin Prader, landscape architect, presented this item and briefed the City Council.

There were no others wishing to speak and Mayor Kelly closed the public hearing at 8:10 p.m.

Councilmember Short questioned Ms. Prader regarding if there were other examples of mature landscaping similar to what is being proposed. Ms. Prader explained she did not have examples of mature landscaping similar to the proposed.

Mayor Kelly stated there is one area that is actually growing out that looks good. He added this is a suitable solution, even though it is a little different than the traditional landscaping, especially given the new watering restrictions.

Councilmember Mogged stated he visited the site, and added he supports this new configuration with the larger rocks.

Mayor Kelly questioned staff regarding if anything needs to be incorporated into the ordinance as presented during this meeting. Director Ruthven replied the ordinance already has the proposed landscape options; therefore, nothing additional would need to be added.

Mayor Kelly moved to approve Ordinance O-14-1920. Councilmember Putnam seconded the motion.

The motion to approve carried by the following vote:

Aye: 5 – Mayor Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short

Absent: 2 - Councilmembers Carol Wollin and Tom Hart

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

6a Ordinance O-14-1921

Consideration of an amendment to the PUDC-Planned Unit Development Commercial zoning requirements by repealing Ordinance O-94-950 and adding new requirements on Lots 1 and 2, Block 1, of the Pecan Gardens Addition, located at 6220 and 6226 Colleyville Boulevard, Case ZC14-008

Mayor Kelly read the caption of Ordinance O-14-1921.

There was no update necessary for this reading and public hearing.

Mayor Kelly opened the public hearing at 8:14 p.m.

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 8:14 p.m.

Mayor Kelly stated this will update the ordinance with a new site plan to give guidance for future development. Director Ruthven concurred.

Mayor Kelly moved to approve Ordinance O-14-1921. Councilmember Mogged seconded the motion.

The motion to approve carried by the following vote:

Aye: 5 – Mayor Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short

Absent: 2 - Councilmembers Carol Wollin and Tom Hart

6b Ordinance O-14-1922

Consideration of a zoning change from the CN – Neighborhood Commercial zoning district to the PUDC-Planned Unit Development Commercial zoning district and consideration of a Special Use Permit for on-premise consumption of alcoholic beverages on 2.5 acres of Lots 10R and 11R, Block 1, of the Andy Felps Addition, located at 125 Acuff Lane, Cases ZC14-010 and ZC14-011

Mayor Kelly read the caption of Ordinance O-14-1922.

Community Development Director Ron Ruthven stated this request will require a super majority vote by City Council given the opposition received.

Mayor Kelly opened the public hearing at 8:16 p.m.

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 8:16 p.m.

Economic Development Director Marty Wieder provided a letter to the City Council, from the applicant, requesting to withdraw this request. City Attorney Matthew Boyle explained to the City Council that they can either accept or deny the letter of withdrawal.

Mayor Pro Tem Taylor moved to accept the letter of withdrawal. Councilmember Short seconded the motion.

The motion to accept the letter of withdrawal carried by the following vote:

Aye: 5 – Mayor Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short

Absent: 2 - Councilmembers Carol Wollin and Tom Hart

6c Ordinance O-14-1923

Approval to amend the City of Colleyville Code of Ordinances, Chapter 14-Animals, repealing in its entirety, Ordinance O-10-1787; amending Chapter 102-Vehicles For Hire, by adding Sec. 102-31 – Commercial Horse Drawn Carriages

Mayor Kelly read the caption of Ordinance O-14-1923.

Police Chief Mike Holder presented this item and briefed the City Council.

Mayor Kelly opened the public hearing at 8:21 p.m.

Dr. Steve Ruffner, DVM, 425 W. Southlake Boulevard, business address, spoke in opposition to the proposed animal ordinance. He stated he would like Ms. Pamela Sliney to be able to keep her capuchin monkeys, and be excluded from this ordinance. He stated these monkeys weigh between five and seven pounds, smaller than an average dog. He added he is certified to quarantine animals if necessary.

Pamela Sliney, 6008 Cooks Lane, spoke in opposition to the proposed animal ordinance, since she currently owns capuchin monkeys, and they have not been a danger to anyone.

Mayor Kelly questioned Ms. Sliney regarding if the monkeys have been registered, from a public safety standpoint. Ms. Sliney replied she did not see that the requirement was in the ordinance, especially for her monkeys.

Linda Baker, 4900 Behrens Road, was not present to speak, but did submit a letter in support of the proposed animal ordinance.

Dr. Ruffner added Petco is now open in Colleyville; therefore, this retail facility may sell items that may be in conflict with this ordinance.

There were no others wishing to speak and Mayor Kelly closed the public hearing at 8:36 p.m.

Mayor Pro Tem Taylor questioned staff regarding if Petco would be in violation of this ordinance. Chief Holder replied he would have to defer to the Land Development Code to see if there are items not allowed to be sold in the store. He added the ordinance applies to "ownership within the City limits."

Mayor Kelly stated this is about the classification of animals. He referenced Flower Mound, in that they reference monkeys as a wild animal. He stated this is not to hurt current animal owners. He suggested some type of permitting process for certain types of animals.

Councilmember Putnam questioned staff regarding if the monkeys have ever been a problem. Chief Holder replied not to his knowledge.

Mayor Kelly stated the City was not aware the monkeys existed in the City.

Councilmember Mogged stated the capuchin monkeys are used with paraplegic persons, and stated there is a drive to keep people safe. He stated there is a difference when talking about smaller animals, such as the capuchin monkey. He stated the state of Connecticut put a statute to set the weight limit of such animals. He suggested putting the same registration and insurance process in place for these animals, like what is being done for dogs. Councilmember Putnam stated being open to that as well.

Mayor Kelly stated if there is a permitting process in place, the public safety personnel would then know to proceed with caution, in the event of an emergency situation.

Councilmember Short concurred, and stated we should allow those pet owners to continue with their lifestyle.

Mayor Pro Tem Taylor questioned staff regarding service animals. Chief Holder replied the monkeys have been used as service animals, and in 2010 the federal government removed them from the service animal listing.

Councilmember Mogged explained some animal rights group felt that primates were being used as slaves; therefore, in order to protect them, they were removed from the listing, but that may not have been the way to go.

Mayor Pro Tem Taylor questioned staff regarding where in the ordinance does it explain service animals. Chief Holder replied service animals are allowed in public

places and buildings, and it addresses more of what can they do, rather than what they cannot do.

Mayor Kelly stated service animals are identified by a certain type of collar so that people know the animal is "in-use."

Mayor Pro Tem Taylor stated he does not see the reference of service animals in the proposed ordinance. City Manager Jennifer Fadden replied she did not see a reference to service animals in the proposed ordinance. City Attorney Matthew Boyle replied this ordinance regulates the harboring or keeping of such an animal within the City limits, and not taking it out in public.

Mayor Kelly asked City Council if they would like to consider some conditions that allow a monkey or primate or under a certain size or weight. Councilmember Mogged suggested a weight limit of 20 pounds or smaller, and for those animals to be categorized like a dog.

Mayor Kelly asked City Council if they would like a registration process to be put in place, similar to how a dog is registered. Councilmember Mogged concurred, but stated he does not believe the same insurance requirements are necessary.

Mayor Kelly asked City Council if they would like some sort of a "grandfather clause" to be established for those special situations where animals currently do not conform to the ordinance.

Councilmember Short asked Mayor Kelly if the numbers of certain animal types should be reconsidered. Mayor Kelly stated he did not know.

Mayor Pro Tem Taylor questioned Dr. Ruffner regarding what happens when an animal is required to be quarantined. Dr. Ruffner stated he is required to report diseases that the Center for Disease Control (CDC) deems reportable, and is required to quarantine the animal until something is decided about what to do with the animal.

Mayor Kelly asked City Council if they would be in favor of continuing this item to the September 16, 2014 meeting. Councilmembers Mogged and Short stated being in favor of continuing this item.

City Manager Jennifer Fadden stated she believed September 2, 2014 would be sufficient.

Mayor Pro Tem Taylor questioned staff regarding if service animals need to be addressed in the proposed ordinance. Chief Holder concurred.

City Manager Jennifer Fadden asked staff if September 16 would be sufficient time. Chief Holder replied yes, September 16, 2014 would be great.

Mayor Kelly moved to continue this item to the September 16, 2014 meeting. Councilmember Short seconded the motion.

The motion to continue this item to the September 16, 2014 meeting carried by the following vote:

Aye: 5 – Mayor Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short

Absent: 2 - Councilmembers Carol Wollin and Tom Hart

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

7a Ordinance O-14-1924

Consideration of a zoning change from the R-40-Single Family Residential zoning district to the R-20-Single Family Residential zoning district on 13.09 acres of Tract A and Tract B, of the McEwing Subdivision, and a portion of Lot A, of the Giacomini Addition, located at 711, 715, and 805 Lavaca Trail, Case ZC14-012

Mayor Kelly read the caption of Ordinance O-14-1924.

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

Mayor Kelly opened the public hearing at 9:02 p.m.

Jody Boyd, Hat Creek Development, presented this item and briefed the City Council.

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

The following persons did not wish to speak; however, they did register their support: Daniel Garrison, 6401 Westcoat Drive; and Steve Martin, 813 Lavaca Trail.

There were no others wishing to speak, and Mayor Kelly closed the public hearing at 9:09 p.m.

Councilmember Short questioned staff regarding if the proposed layout would remain, even though it is a straight zoning change request. Director Ruthven replied correct.

Councilmember Short stated he really likes the proposed layout, and asked if there would be any way to link the two. Mayor Kelly replied it could not be attached to the zoning; however, hopefully the applicant will work with this layout to keep it.

Mayor Kelly questioned staff regarding if there is a requirement to build the trail, even though this is a straight zoning case. Director Ruthven replied the trail would have to be constructed as part of the Pathways Plan.

Mayor Kelly questioned staff regarding if public access would have to be granted to the trail. Director Ruthven replied yes.

Councilmember Mogged stated he too likes the layout.

Mr. Boyd stated they are happy to move forward with the proposed layout, and prepared to move forward with it. He stated the plat does match this layout.

This was a first reading therefore; City Council did not take any action.

7b Ordinance O-14-1925

Consideration of a zoning change from the AG-Agricultural zoning district to the R-30-Single Family Residential zoning district on 1.05 acres of Lot 9, of the Mrs. Eva Paul's Subdivision, located at 1109 Tinker Road, Case ZC14-013

Mayor Kelly read the caption of Ordinance O-14-1925.

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

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

Bud Sellers, 7004 Rosebrook, presented this item and briefed the City Council.

There were no others wishing to speak, and Mayor Kelly closed the public hearing at 9:14 p.m.

Councilmember Short questioned staff regarding the surrounding zoning districts, and the setbacks relative to them. Director Ruthven replied the R40 side setback is 15 feet, and the R30 side setback is 10 feet. He stated the request could comply

with the R40 zoning district; however, the applicant is requesting the R30 zoning district.

Mr. Sellers replied he is good with either zoning district.

This was a first reading therefore; City Council did not take any action.

Mayor Kelly recessed the meeting at 9:16 p.m.

Mayor Kelly reopened the meeting at 9:22 p.m.

7c Ordinance O-14-1926

Request for approval of an amendment to the Future Land Use Map of the Colleyville Master Plan for Lots 1 and 2, Block 1, of the Sunrise Terrace Addition located at 1105 Glade Road, from a Single Family Residential to an Office Land Use Designation, Case GC14-014

Mayor Kelly read the caption of Ordinance O-14-1926.

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

Mayor Kelly opened the public hearing at 9:23 p.m.

Mark Howe, 3100 Carisbrooke Court, spoke in support of this request to allow for office type uses.

Kathleen Hennessey, 5013 Stonebridge Drive, spoke in opposition to this request with concerns for traffic, the size of the structure, and the design of the structure does not fit in this area.

The following persons did not wish to speak but did register their opposition to this request: Troy Marshall, 5021 Stonebridge Drive; Dorothy Jenkins, 1200 Garry Lynne Drive, and Nancy Rogers, 1612 Cherry Lane.

There were no others wishing to speak and Mayor Kelly closed the public hearing at 9:28 p.m.

This was a first reading therefore; City Council did not take any action.

7d Ordinance O-14-1927

Consideration of a zoning change from the R-20-Single Family Residential zoning district to the PUD-C-Planned Unit Development

Commercial zoning district on 1.36 acres of Lots 1 and 2, Block 1, of the Sunrise Terrace Addition, located at 1105 Glade Road, Case ZC14-009

Mayor Kelly read the caption of Ordinance O-14-1927.

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

Mayor Kelly opened the public hearing at 9:34 p.m.

Peter Slover, representative of BYD Development, presented this item and briefed the City Council.

Conrad Rodgers, 1213 Garry Lynne Drive, spoke in opposition to the request with concerns for the structure size, and traffic visibility issues at the intersection of Glade and Bedford Road.

Matt Quinn, 5020 Stonebridge Drive, spoke in opposition to the request with concerns for the setback; the architecture of the structure; lack of willingness of developer to compromise with the neighbors; and the safety of the roadway. He stated having additional concerns for the properties adjacent to the project, and how it will de-value those homes.

Lisa Peterson, 1104 Jo Carol, and Becky Freeman, 1112 Jo Carol, spoke together in opposition to the request with concerns for a two-story structure; the placement of the structure; traffic at the intersection of Glade and Bedford Roads; the alley access behind the building; the screening of the structure; lighting; trash and recycle receptacles behind the building; foot traffic behind the building; access to Bedford Road; and the parking spaces behind the fencing. They added there have been many people who have sent letters of opposition to this request.

Shawn Goff, 3000 Mahan Court, Grapevine, applicant and developer, spoke in support of this request.

Roger Beavans, 1117 Glade Road, spoke in support of this request, especially since they will be adjacent to each other.

Mark Howe, 3100 Carisbrooke Court, spoke in support of this request.

Charles Cunningham, 1101 Jo Carol, spoke in opposition to this request with concerns for the materials used for construction; traffic; heat coming from the concrete; and the look and feel of the architecture, in that it does not fit within the homes of Colleyville.

The following persons did not wish to speak, but did register their opposition: Troy Marshall, 5021 Stonebridge Drive; Dorothy Jenkins, 1200 Garry Lynne Drive; Nancy Rogers, 1612 Cherry Lane; Kathleen Hennessey, 5013 Stonebridge Drive, and Amy Edgell, 1116 Jo Carol.

There were no others wishing to speak and Mayor Kelly closed the public hearing at 10:06 p.m.

Mayor Kelly questioned Mr. Goff regarding the definition of a Class-A office building. Mr. Goff replied it is a subjective term, but typically they are recognized as being a higher quality of building, which attracts a higher-end tenant that helps to generate the daytime traffic. He stated there are options given for finish-outs, with good ingress and egress points, and access to the community amenities and features.

Mayor Pro Tem Taylor questioned Gerald Ward, architect, regarding if he was charged with designing this building. Mr. Ward replied yes.

Mayor Pro Tem Taylor questioned Mr. Ward regarding if he gave any advice to the client regarding how the community feels about being in a residential area. Mr. Ward stated this is a transitional property between residential and commercial. He stated the clients requested a Class-A type look, which is not something received with a garden office building. He tried to come up with some ideas for these transitional areas. He stated they moved the buildings up to Glade Road to help create the buffer between residential and commercial. He stated the focus of the two-story structure was to keep it out onto the streetscape, away from residential.

Mayor Pro Tem Taylor questioned Mr. Ward regarding if consideration was given to accomplishing the Class-A goal in using the construction materials in the general area, given that the proposed look is a striking contrast with this area. Mr. Ward stated he worked with the client to accomplish what they wanted for this building with their goals in mind.

Mayor Pro Tem Taylor questioned Mr. Goff regarding if he will be the owner/occupant for the building. Mr. Goff replied they will be the owner/occupant, but they will find tenants to occupy the remainder of the office space.

Mayor Pro Tem Taylor questioned Mr. Goff regarding the people count for the buildings. Mr. Goff replied there will be about 40 to 50 people in the buildings at any given time.

Councilmember Short questioned staff regarding the parking spaces required. City Manager Jennifer Fadden replied 57 parking spaces are required.

Councilmember Short stated he personally likes the look of the building, and that it is close to the roadway, away from the residents. He added the landscape buffer will help to better shield the two uses. He stated the exhibits provided may not be proportionate in size. He suggested having the architects to provide a better exhibit.

Councilmember Mogged questioned staff regarding the Glade and Bedford Road intersection, relative to the upcoming Glade Road project. Engineer Hutt replied a consultant is currently working on a design for the Glade Road project. He stated the consultant has been in contact with staff relative to the right-of-way changes that may occur at this intersection area. He added the buildings will not interfere with the site distance.

Mayor Kelly stated, in terms of traffic, this would not be an option on the opposite side of the road.

Councilmember Mogged questioned staff regarding the building elevations, and the line of sight noted. Director Ruthven explained the line of sight, relative to the building elevations, from the second story.

Mayor Pro Tem Taylor stated the topography is not level. Director Ruthven stated the topography could change, especially with the grading of the property for the construction of the building.

Councilmember Mogged questioned staff regarding if the far south edge of the building could have some screening to block the line of sight. Mr. Slover replied they discussed putting windows at higher levels, that could not be seen out of, but that would let natural light through.

Councilmember Putnam questioned Mr. Slover if he would be in favor of putting transom windows exclusively on the south side, second floor. Mr. Slover replied yes.

Mayor Kelly questioned Mr. Slover regarding if the existing fencing will remain in place at 1100 Jo Carol and 1104 Jo Carol. Mr. Slover stated they would like to put in fencing that would blend in with the neighborhood.

Mayor Pro Tem Taylor questioned the residents, located directly behind the proposed development, if there is any middle ground to be had. Ms. Freeman replied yes, and stated she already backs up to a commercial building, but the building does shield her from the noise from Glade Road. She stated being concerned about Ms. Peterson and the noise issue that will be had behind the building, especially since the building is going to be close to Glade Road. Mayor Pro Tem Taylor stated the developer is creating the buffer by not having the

building right up against the fence. Ms. Peterson stated there is some middle ground to be had, and they are not opposed to some development. She stated she would like the developer to work with the neighbors.

Mayor Kelly questioned Mr. Goff regarding egress and ingress into the subject property. Mr. Goff replied employees will be coming and going Monday through Friday, 8:00 a.m. to 5:00 p.m.

Mayor Pro Tem Taylor questioned the applicant's engineer regarding the lot grading. Matt Moore, Clay Moore Engineering, replied the mound in the center of the property will likely be shaved down, and the lot will not be built up.

Mayor Kelly questioned Mr. Moore regarding if the drainage will allow for the center to be shaved. Mr. Moore replied yes.

Mayor Pro Tem Taylor questioned staff regarding if the proposed changes to Glade Road have been considered with the grade of the subject property. Engineer Hutt replied staff has reviewed the preliminary plans of the subject property, but it has not been compared with the new street site. He stated it would be reviewed during the drainage review of the subject property to ensure the drainage would function properly.

Councilmember Mogged questioned staff regarding if the elevation will change. Engineer Hutt replied it may change, but not by much, maybe six inches.

Mayor Kelly questioned staff regarding what is causing the higher elevation on the pad site. Director Ruthven replied it is done for the lot to drain properly.

Mayor Pro Tem Taylor questioned Mr. Goff regarding the designing of a Class A office building. Mr. Goff stated he did ask the architect to design something that is not the typical garden office.

This was a first reading therefore; City Council did not take any action.

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

There was no discussion of this item.

9. REPORTS

Senior Center Advisory Committee Meeting Minutes - October 17, 2013
Senior Center Advisory Committee and Parks and Recreation Advisory Board
Joint Worksession Minutes - January 6, 2014

Parks and Recreation Advisory Board Meeting Minutes - April 7, 2014
Park Land Dedication Meeting Minutes - April 29, 2014
Colleyville Events Steering Committee Meeting Minutes - May 28, 2014
Planning and Zoning Commission Meeting Minutes - June 23, 2014

Monthly Financial Report - July 2014

There was no discussion of this item.

10. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR AUGUST 19, 2014 - Reading and Public Hearing - Resolution R-14-3774

This resolution was not needed.

11. ADJOURNMENT

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

The motion to adjourn carried by the following vote:

Aye: 5 – Mayor Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Chuck Mogged, Chris Putnam, and Jody Short

Absent: 2 - Councilmembers Carol Wollin and Tom Hart

Mayor Kelly adjourned the City Council meeting at 10:44 p.m.

APPROVED BY A VOTE OF ___ AYES, ___ NAYS, AND ___ ABSTENTIONS ON THIS THE 2ND DAY OF SEPTEMBER, 2014.

Minutes taken and prepared by:

*Amy Shelley, TRMC
City Secretary*



City of Colleyville City Council Special Meeting Minutes - Draft

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

Tuesday, August 26, 2014

City Council Chambers

Mayor David Kelly called the Special Meeting of the Colleyville City Council to order on August 26, 2014, at 6:00 p.m.

ROLL CALL: Mayor David Kelly, Mayor Pro Tem Mike Taylor and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, and Tom Hart

Absent: Councilmember Jody Short

City Manager Jennifer Fadden, Assistant City Manager and Chief Financial Officer Terry Leake, Fire Chief Brian Riley, Economic Development Director Marty Wieder, Recreation and Library Director Mary Rodne, Colleyville Center Manager Leslie Hill, Parks Manager James Hubbard, Finance Manager Karen Hines, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, and City Secretary Amy Shelley.

2. PUBLIC HEARING

2a Discussion of the proposed FY 2015 tax rate of \$.3559 per hundred dollars of valuation

Mayor Kelly stated this item is a public hearing; however, there will be no decisions made by the City Council at this public hearing. He encouraged everyone to attend and express your views at this public hearing and a second public hearing, which will be conducted during the regular City Council meeting on September 2, 2014 at 7:30 p.m. The City Council will vote on the proposed tax rate at the regular City Council meeting on September 16, 2014, 7:30 p.m. at City Hall, 100 Main Street, Colleyville, Texas 76034.

There was no staff presentation on this item.

Mayor Kelly opened the public hearing at 6:01 p.m.

There was no one present wishing to speak, and Mayor Kelly closed the public hearing at 6:01p.m.

3. ADJOURNMENT

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

The motion to adjourn carried by the following vote:

Aye: 6 – Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, and Tom Hart

Absent: 1 – Councilmember Jody Short

Mayor Kelly adjourned the City Council Special Meeting at 6:01 p.m.

APPROVED BY A VOTE OF ___ AYES, ___ NAYS, AND ___ ABSTENTIONS ON THIS THE
2ND DAY OF SEPTEMBER 2014.

Minutes taken and prepared by:

*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 4e

Agenda Date 09/02/2014

Number Resolution R-14-3776

Type Resolution

Department City Manager

Title

Approval of Progressive Waste Solutions' Consumer Price Index (CPI) rate adjustment of 1.8 percent, for residential and commercial accounts, and establishing the effective date of the adjustment to be November 1, 2014

Explanation

Reading and Public Hearing

On July 25, 2014, Progressive Waste Solutions, the City's solid waste franchisee, filed a letter and supporting documents (attached) requesting a 1.8 percent rate increase for residential and commercial accounts based on an increase in the Consumer Price Index (CPI). The CPI increase was calculated from the difference between the May 2014 and May 2013 consumer price index for urban consumers in Dallas-Fort Worth (CPI-U DFW) - all items, as published by the U.S. Bureau of Labor Statistics. Per the contract executed in 2011, residential rates were frozen until at least October 31, 2014, while commercial rates have been adjusted in recent years.

The contract requires Progressive Waste Solutions to provide written notice of a rate adjustment request to the City at least 90 days prior to the anniversary date of November 1. Section V (a)1 states, *"Billing rate adjustments for changes in the (i) Consumer Price Index for All Urban Consumers (CPI-U), for the Dallas-Fort Worth, Texas Area (as defined below) and (ii) Fuel Index (as defined below) will be considered by the City no more than once per year during the term of the Contract... Contractor must receive approval from the City for such billing rate adjustment, which approval shall not be unreasonably withheld."*

The requested increase of 1.8 percent would increase residents' monthly bill by \$0.23, going from \$12.76 to \$12.99 per month for homes with one recycling cart. Additional recycling carts would be \$3.05 per month, as opposed to \$3.00. For commercial customers, the cost of all services would also increase by 1.8 percent. For example, a commercial 4-cubic yard dumpster that is collected twice per week would go from \$150.40 to \$153.11. Both the 2013 Rate Schedule (Current) and 2014 Rate Schedule (Requested) are attached and provide detailed charts reflecting the rates for every type of service. The rate adjustments would be effective on November 1, 2014 and would be noticed by customers beginning with their November bill.

The City is currently in year three of a six year contract with Progressive Waste Solutions, and will soon be entering the fourth year. The contract is an exclusive

contract beginning November 1, 2011 and terminating October 31, 2017, with an option to renew for an additional five year period.

Financial Impact

If the adjustment is approved, residential and commercial accounts would experience a 1.8 percent rate increase, effective November 1, 2014. The residential rate change would increase monthly bills from \$12.76 to \$12.99. These rate changes are reflected in the requested 2014 Rate Schedule, which is attached.

Recommendation

Approve

Attachments

1. 2013 Rate Schedule (Current)
2. 2014 Rate Schedule (Requested)
3. Progressive Waste Solutions Rate Adjustment Request Letter Dated July 25, 2014

2013 Rate Schedule (Current)



Progressive Waste Solutions of TX, Inc.

4001 Old Denton Rd, Haltom City, Texas 76117

Contact: Paul Hansen; District Manager

Phone: (817) 222-2221

City of COLLEYVILLE RATE SHEET

Effective: November 2013 BILLING

RESIDENTIAL CURBSIDE COLLECTION:	\$9.60	per month, per Single-Family Residential Unit
CURBSIDE RECYCLING-65 Gallon Cart:	\$3.16	per month, per Single-Family Residential Unit
Additional Cart:	\$3.00	per month, per Single-Family Residential Unit
Commercial Recycling-65 Gallon Cart:	\$10.00	per month
Additional Cart:	\$5.00	
Replacement Cart:	\$60.00	per cart
COMMERCIAL HAND COLLECT:	\$25.20	2X per week (includes 96 gallon cart)

COMMERCIAL RATE SCHEDULE

CONTAINER SIZE	Lifts Per Week						
	1	2	3	4	5	6	Extra-Lifts
2 Cubic Yd	59.69	94.29	127.72	163.53	195.76	230.38	29.83
3 Cubic Yd	74.92	122.94	174.27	223.21	274.53	323.47	35.80
4 Cubic Yd	90.72	150.40	211.28	268.56	329.45	389.13	41.77
6 Cubic Yd	138.47	200.54	279.31	359.28	439.26	519.23	47.74
8 Cubic Yd	156.37	255.45	355.71	454.78	553.85	655.31	53.71

FRONT LOAD COMPACTOR RATES* (Negotiable)

6 Cubic Yd	222.59	445.19	667.78	890.38	1,112.97	1,335.56	70.29
8 Cubic Yd	281.19	562.33	843.51	1,124.67	1,405.86	1,687.01	82.02

Monthly Front Load Compactor Rental: 6 yd- \$183.07 8 yd- \$212.34

Containers w/ Casters \$ 10.14 per month

Containers w/ Locks or Gates \$ 9.37 per month

ROLL OFF RATE SCHEDULE

CONTAINER SIZE	ROLL OFF OPEN TOPS				
	HAUL	DELIVERY	DAILY RENT	DISPOSAL	DRY RUNS
20 Cubic Yd	340.20	89.52	5.19	\$29.83 per ton	88.60
30 Cubic Yd	340.20	89.52	5.19	\$29.83 per ton	88.60
40 Cubic Yd	340.20	89.52	5.19	\$29.83 per ton	88.60

CONTAINER SIZE	ROLL OFF OPEN TOPS				
	HAUL	RENTAL	WASH OUT	DISPOSAL	DRY RUNS
20 Cubic Yd	352.13	Negotiable	179.03	\$29.83 per ton	88.60
30 Cubic Yd	352.13	Negotiable	179.03	\$29.83 per ton	88.60
35 Cubic Yd	352.13	Negotiable	179.03	\$29.83 per ton	88.60
40 Cubic Yd	352.13	Negotiable	179.03	\$29.83 per ton	88.60
42 Cubic Yd	352.13	Negotiable	179.03	\$29.83 per ton	88.60

Franchise and Billing Fees:

Residential: 8.0%

Commercial: 8.0%

* All rates are inclusive of all franchise and billing fees

2014 Rate Schedule (Requested)



Progressive Waste Solutions of TX, Inc.

4001 Old Denton Rd, Haltom City, Texas 76117

Contact: Paul Hansen; District Manager

Phone: (817) 222-2221

City of COLLEYVILLE RATE SHEET

Effective: November 2014 BILLING

RESIDENTIAL CURBSIDE COLLECTION:	\$9.77	per month, per Single-Family Residential Unit
CURBSIDE RECYCLING-65 Gallon Cart:	\$3.22	per month, per Single-Family Residential Unit
Additional Cart:	\$3.05	per month, per Single-Family Residential Unit
Commercial Recycling-65 Gallon Cart:	\$10.18	per month
Additional Cart:	\$5.09	
Replacement Cart:	\$61.08	per cart
COMMERCIAL HAND COLLECT:	\$25.65	2X per week (includes 96 gallon cart)

COMMERCIAL RATE SCHEDULE

CONTAINER SIZE	Lifts Per Week						Extra-Lifts
	1	2	3	4	5	6	
2 Cubic Yd	60.76	95.99	130.02	166.47	199.28	234.53	30.37
3 Cubic Yd	76.27	125.15	177.41	227.23	279.47	329.29	36.44
4 Cubic Yd	92.35	153.11	215.08	273.39	335.38	396.13	42.52
6 Cubic Yd	140.96	204.15	284.34	365.75	447.17	528.58	48.60
8 Cubic Yd	159.18	260.05	362.11	462.97	563.82	667.11	54.68

FRONT LOAD COMPACTOR RATES* (Negotiable)

6 Cubic Yd	226.60	453.20	679.80	906.41	1,133.00	1,359.60	71.56
8 Cubic Yd	286.25	572.45	858.69	1,144.91	1,431.17	1,717.38	83.50

Monthly Front Load Compactor Rental: 6 yd- \$186.37 8 yd- \$216.16

Containers w/ Casters \$ 10.32 per month

Containers w/ Locks or Gates \$ 9.53 per month

ROLL OFF RATE SCHEDULE

CONTAINER SIZE	ROLL OFF OPEN TOPS				
	HAUL	DELIVERY	DAILY RENT	DISPOSAL	DRY RUNS
20 Cubic Yd	346.32	91.13	5.28	\$30.37 per ton	90.19
30 Cubic Yd	346.32	91.13	5.28	\$30.37 per ton	90.19
40 Cubic Yd	346.32	91.13	5.28	\$30.37 per ton	90.19

CONTAINER SIZE	ROLL OFF OPEN TOPS				
	HAUL	RENTAL	WASH OUT	DISPOSAL	DRY RUNS
20 Cubic Yd	358.47	Negotiable	182.25	\$30.37 per ton	90.19
30 Cubic Yd	358.47	Negotiable	182.25	\$30.37 per ton	90.19
35 Cubic Yd	358.47	Negotiable	182.25	\$30.37 per ton	90.19
40 Cubic Yd	358.47	Negotiable	182.25	\$30.37 per ton	90.19
42 Cubic Yd	358.47	Negotiable	182.25	\$30.37 per ton	90.19

Franchise and Billing Fees:

Residential: 8.0%

Commercial: 8.0%

* All rates are inclusive of all franchise and billing fees



July 25, 2014

Ms. Jennifer Fadden
City Manager - City of Colleyville
100 Main Street
Colleyville, Texas 76034

Re: Price Increase Request:

Dear Ms. Fadden:

Progressive Waste Solutions would like to take this opportunity to express our appreciation for your business. We hope we have been a good corporate partner to the City. Per our contract, we would like to present to you our request for the 2014 rate adjustment that is outlined in our contract. The amount is based on the published Bureau of Labor Standard Consumer Price Index / Urban Consumers (CPI-U DFW) - All items - May 2013 to May 2014 (see attached). The amount of the request for 2014 is equal to 1.8%. Your current rate per home is \$12.76 and following the increase your rate would be \$12.99 per home. The 1.8% rate adjustment would also include the commercial accounts. We respectfully ask for your support in order to maintain our operations and continue to meet our financial obligations.

If you have any questions or need additional information, please feel free to contact me at your earliest convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Norm Bulaich", written in a cursive style.

Norm Bulaich
Municipal Manager
Progressive Waste Solutions
817-999-2584

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Data extracted on: July 23, 2014 (1:50:25 PM)

Consumer Price Index - All Urban Consumers

Series Id: CUURA316SA0, CUUSA316SA0

Not Seasonally Adjusted

Area: Dallas-Fort Worth, TX

Item: All items

Base Period: 1982-84=100

Download: xlsx

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual	HALF1	HALF2
2004	175.7		177.7		179.1		179.1		179.7		179.9		178.7	177.8	179.6
2005	180.0		181.3		183.5		184.3		188.9		187.8		184.7	182.0	187.4
2006	188.6		188.4		191.2		191.7		192.0		188.4		190.1	189.7	190.5
2007	188.890		190.156		192.779		194.286		194.847		196.465		193.245	191.057	195.433
2008	197.079		198.596		202.357		206.413		205.883		200.051		201.791	200.118	203.463
2009	198.623		200.039		199.311		200.663		201.802		201.958		200.544	199.494	201.595
2010	202.106		201.982		202.108		200.227		201.882		201.168		201.624	201.908	201.339
2011	203.199		206.967		208.794		208.602		209.255		209.283		207.933	206.768	209.097
2012	209.203		212.618		212.226		211.267		214.033		212.901		212.227	211.520	212.935
2013	213.696		216.465		215.670		216.979		217.068		215.450		215.995	215.550	216.441
2014	216.291		218.715		219.590										

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City of Colleyville City Council Agenda Briefing

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

Agenda Number 4f

Agenda Date 09/02/2014

Number Resolution R-14-3776

Type Resolution

Department Library

Title

Approval of the use of the Voluntary Library Fund in Fiscal Year 2015 (FY 2015), for the purchase of library materials, collection processing supplies, and library programs, in an amount not to exceed \$145,000

Explanation

Reading and Public Hearing

Resolution R-03-2237 (attached) provides for the Voluntary Library Fund to be used for the purpose of the development and improvement of library programs and services, and for approved library programs and capital items, including collection development (books, DVDs, CDs, digital, and other materials). In October 2006, City Council approved Resolution R-06-2768 (attached), which increased the monthly Voluntary Library Fund contribution amount from \$1.00 to \$2.00 per month.

The Fiscal Year 2015 (FY 2015) Colleyville Public Library budget includes use of the Voluntary Library Fund for the purchase of collection materials, collection processing supplies, and library programs. On August 18, 2014, the Colleyville Public Library Board unanimously approved the use of the Voluntary Library Fund for the purchase of library collection materials, collection processing supplies, and library programs, in an amount not to exceed \$145,000.

Financial Impact

Funds are available in the Voluntary Library Fund, in the amount of \$328,016, as of July 31, 2014, per the attached Financial Status of Voluntary Library Fund at July 31, 2014.

Recommendation

Approve

Attachments

1. Financial Status of Voluntary Library Fund at 7-31-2014
2. Resolution R-03-2237
3. Resolution R-06-2768

FINANCIAL STATUS OF VOLUNTARY LIBRARY FUND AT 7-31-2014

FUND BALANCE AT 9-30-2013:**\$388,314*****FY 2014 REVENUE***

Donations:	PROJECTED	ACTUAL
October	\$13,182	\$13,182
November	\$11,983	\$11,983
December	\$14,212	\$14,212
January	\$13,126	\$13,126
February	\$12,956	\$12,956
March	\$13,038	\$13,038
April	\$13,104	\$13,104
May	\$13,292	\$13,292
June	\$12,666	\$12,666
July	\$13,426	\$13,426
August	\$13,436	\$0
September	\$13,446	\$0
 Total Donations	 \$157,866	 \$130,984
 Interest income Received	 \$1,136	 \$1,136
 TOTAL	 \$159,002	 \$132,120

FY 2014 EXPENDITURES

	RECOMMENDED (BOARD)	APPROVED (COUNCIL)	EXPENDED YEAR-TO-DATE
BOOKS AND PROCESSING MATERIALS			
FY 2013 BALANCE OF AUTHORIZATION	\$47,418	\$47,418	\$47,418
FY 2014 AUTHORIZATION	\$145,000	\$145,000	\$80,595
 TOTAL	 \$192,418	 \$192,418	 \$128,013

AVAILABLE FUND BALANCE AT 7-31-2014 (COUNCIL APPROVED)**\$328,016****PROJECTED AVAILABLE FUND BALANCE AT 9-30-2014 (COUNCIL APPROVED)****\$354,897**

RESOLUTION R-03-2237

**A RESOLUTION ESTABLISHING THE ALLOWED USES OF THE
VOLUNTARY LIBRARY FUND**

WHEREAS, the mission of the Colleyville Public Library is to provide cultural, educational, intellectual and recreational resources in an inviting environment to enhance the quality of life for all ages; and

WHEREAS, the City of Colleyville can anticipate continued growth in the demand for library programs and services; and

WHEREAS, it is the opinion of the City Council that the best interest of the citizens of Colleyville will be served by providing for a voluntary library fund; and

WHEREAS, the City Council has established the Colleyville Public Library Board and this Board shall serve as a recommending body to the City Council for the use of the Voluntary Library Fund.

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

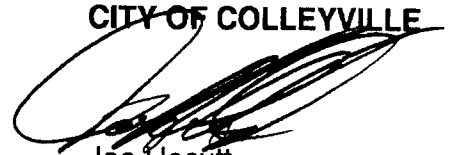
- Sec. 1. THAT a voluntary library fund has been established for the purpose of the development and improvement of library programs and services; and said fund can be used for approved library programs and capital items, including collection development (books and materials) and other items as desired by the City Council; however, said fund will not be used to provide for ongoing library maintenance and operations.
- Sec. 2. THAT the voluntary library fund is funded through a voluntary donation of one (\$1) per month from the citizens of Colleyville.
- Sec. 3. THAT this fee is listed with the Library Donation Fund as a separate entry on the Colleyville residents' water bills and is in all ways strictly voluntary.

AND SO IT IS RESOLVED.

PASSED BY A VOTE OF 5 AYES, 0 NAYS AND 0 ABSTENTIONS ON THIS
THE 7th DAY OF October 2003.

ATTEST:


Cynthia Singleton, TRMC
City Secretary

CITY OF COLLEYVILLE

Joe Hocutt
Mayor

RESOLUTION R-06-2768

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEYVILLE,
TEXAS, INCREASING THE VOLUNTARY LIBRARY FUND CONTRIBUTION
AMOUNT**

WHEREAS, the City Council previously created the Voluntary Library Fund; and

WHEREAS, in order to enhance the services at the Colleyville Public Library,
the Colleyville Library Board has asked to increase the monthly
Voluntary Library Fund contribution amount.

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

Sec. 1. THAT the voluntary donation amount to the Voluntary Library Fund
is increased to two (\$2) per month from the citizens of Colleyville.

Sec. 2. THAT this Resolution shall take effect November 1, 2006.

AND IT IS SO RESOLVED.

PASSED BY A VOTE OF 7 AYES, 0 NAYS AND 0 ABSTENTIONS ON
THIS THE 17th DAY OF October 2006.

ATTEST:



Cynthia Singleton, TRMC
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor



City of Colleyville City Council Agenda Briefing

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

Agenda Number 4g

Agenda Date 09/02/2014

Number Resolution R-14-3776

Type Resolution

Department Library

Title

Approval of the disposal of surplus, damaged, worn and outdated library books, audiovisual items, DVDs and CDs, and non-book materials, learning games, and puzzles

Explanation

Reading and Public Hearing

The City of Colleyville Purchasing Manual requires the City Council to designate surplus property and salvage items before said property can be removed from inventory and disposed of by public auction or other approved means. The Colleyville Public Library has approximately 847 books, audiovisual items, DVDs and CDs, and non-book materials, learning games, and puzzles, from the library's collection, that are surplus, damaged, worn and outdated, and are recommended for disposal. The withdrawn books, audiovisual items, and non-book materials will be donated to the Friends of the Colleyville Public Library. Saleable items will be sold in their used book sales, with proceeds from the used book sales being donated to the Colleyville Public Library. Since 2003, the Friends of the Colleyville Public Library have donated approximately \$177,953 to the Colleyville Public Library, through their book sales and other fundraising efforts.

Financial Impact

The sale of these items will provide revenue for the Colleyville Public Library through donations by the Friends of the Colleyville Public Library.

Recommendation

Approve

Attachments



City of Colleyville City Council Agenda Briefing

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

Agenda Number 4h

Agenda Date 09/02/2014

Number Resolution R-14-3776

Type Resolution

Department Library

Title

Approval of the use of the Voluntary Library Fund in Fiscal Year 2015 (FY 2015), for professional services to update the Library's Long-Range Plan, in an amount not to exceed \$25,000

Explanation

Reading and Public Hearing

This item is provided as a report to City Council on the Colleyville Public Library Long-Range Plan update. Texas public libraries are accredited in the Government Code 441.127(a), Library Systems, under the authority of the Texas State Library and Archives Commission. To be considered for accreditation, a public library must submit an annual report to the Texas State Library and Archives Commission by April 30 and complete an Accreditation in State Library System Application. Libraries that are accredited are eligible for certain services from the State Library. The primary services include: the TexShare databases consortium, Inter-Library Loan program, TexShare card program, Continuing Education programs and Consulting services. (Texas State Library and Archives Commission - Colleyville Public Library TexShare Participation Summary Report attached). Each public library applying for membership in the Texas Library System must meet requirements defined in the Texas Administrative Code, Title 13, Chapter 1, Rules §1.71 - §1.86. Rule §1.83.6 of the Administrative Code states the following:

"The library must have a long-range plan that is approved by its governing board. This plan must be reviewed and updated at least every five years and must include a collection development element."

Since the opening of the Colleyville Public Library on November 24, 2003, the Library has completed two long-range planning documents:

- **Colleyville Public Library Long-Range Plan FY2007 – FY2011**

When the initial building phase was completed, the Colleyville Public Library Board and staff embarked on a planning process to create a new long-range plan for the Colleyville Public Library. The purpose of the plan was to identify the community's information needs and how the fledgling Library could best address those needs. The plan included vision and mission statements for the Library and identified goals, objectives, and activities to implement service priorities, which would serve as the

Library's focus for the next five years. This plan provided a foundation for the Library's next planning document.

- **Library Spatial Reorganization Plan 2009 – 2014**

In May of 2008, the Library launched a Spatial Reorganization Plan project. The purpose of the project was to create a holistic understanding of library service needs through research and data analysis, as well as a stakeholder and community outreach process. The project explored innovative and creative strategies for reorganizing space allocation and utilization to support services that would enable the City and Library to realize its vision, goals, and strategic objectives. During the planning process, it was revealed the community was ready for the Library to reinvent itself to meet the needs of this, and the next generation, and to be a third place in the community – one that is not home or work, but a place that people love for its representation of the unique and special characteristics of small town Colleyville. In looking to the future, a space program was developed to identify the square footage necessary to accommodate the goals for growth in collections, services, and programming, as well as for the types of spaces that the community sought.

As a result of this plan, the Library embarked on a Spatial Reorganization Project, which was started in January 2011 and was completed in April of 2011. The project features included:

Developed Second Floor – 9,000 square feet of space to include:

- New children's area
- One large meeting room space dividable into two
- Story time and craft rooms

Reorganized First Floor – 4,000 square feet of space to include:

- New teen area
- Expanded self-check out area to facilitate self-service options
- Added shelving for collection
- Created a quiet reading area for adults
- Installed two automated material handling systems, which automated the return of library materials through check-in by customers

- **Colleyville Public Library Proposed Long-Range Plan Update**

This year the Library's current long-range plan is five-years-old and needs to be updated to meet requirements defined in the Texas Administrative Code. The Library staff and Board will work with a consultant to update the plan, which will provide recommendations for the delivery of library services and programs to the community. The long-range update project will include the following tasks:

Data Collection

The goal of the data collection phase will be establishing factual criteria regarding the Colleyville Public Library, its users, local and national trends impacting library service, and funding. Demographics and growth data, library service analysis data, and future trends data will be utilized.

Design Workshop

The workshop phase with the key stakeholders will bring together the exchange of ideas and information gathered from the previous data collection tasks through an intensive and highly integrated workshop session; utilizing the data as a backdrop to start the discussion and navigate solutions. The results of the workshop process will establish short and long-term goals for user-centered service delivery, marketing, collections, technology, programs, and services.

Final Report

This phase will include the compiling of all analysis, information and recommendations in a comprehensive document that includes the established data, priorities from the collaborative, planning workshop, and focus group sessions into a feasible solution (with multiple options), and associated costs. The final document will articulate a vision and plan for the Colleyville Public Library for the next three to five years, and will provide recommendations for user-centered service delivery, marketing, collections, technology, programs, and services. This plan will not include building reconfigurations or propose an expansion to the Library.

At the April 14, 2014 meeting, the Colleyville Public Library Board discussed the need to update the Library's current long-range plan and identified the Voluntary Library Fund as a source of funding for the project. Resolution R-03-2237 (attached), provides for the Voluntary Library Fund to be used for the purpose of the development and improvement of library programs and services, and for approved library programs and capital items, including collection development (books, DVDs, CDs, digital, and other). In October 2006, City Council approved Resolution R-06-2768 (attached), which increased the monthly Voluntary Library Fund contribution amount from \$1.00 to \$2.00 per month. On April 14, 2014, the Colleyville Public Library Board unanimously approved the use of the Voluntary Library Fund for professional services to update the Library's Long-Range Plan, in an amount not to exceed \$25,000, and requested that it be presented to the City Council for approval. Staff is seeking City Council approval for the use of the Voluntary Library Fund for professional services to update the Library's Long-Range Plan, in an amount not to exceed \$25,000.

Hidell and Associates Architects will work with the Library to update the Long-Range Plan, which will incorporate components of the City's new Business Planning process. Work on the project will begin in September. A first plan draft is scheduled to be presented to the Library Board at the December 8, 2014 meeting, and a final planning document is scheduled to be presented to the Library Board at the February 9, 2015

meeting.

Financial Impact

Funds are available in the Voluntary Library Fund, in the amount of \$328,016, as of July 31, 2014, per the attached FY 2014 Voluntary Library Fund report.

Recommendation

Approve

Attachments

1. Texas State Library and Archives Commission - Colleyville Public Library TexShare Participation Summary Report
2. Financial Status of Voluntary Library Fund at 7-31-2014
3. Resolution R-03-2237
4. Resolution R-06-2768



TexShare Participation Summary Report for Colleyville Public Library

Report date: December 2013

*The TexShare consortium focuses on the efficient sharing of library holdings,
with an emphasis on electronic information resources and traditional collections of books and journals.*

Location: Colleyville • Population Served: 22,807



Cost to Library for the TexShare Databases:

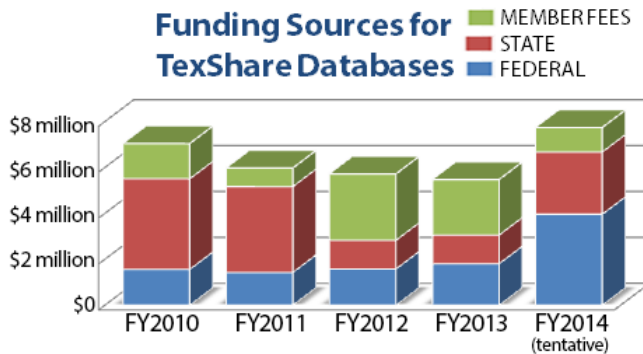
\$1,067

Value of the TexShare Databases:

\$45,629

*sum of vendor-provided prices for this library, without discount

Funding Sources for TexShare Databases



Other TexShare Program Participation



TexShare Card Program: Yes

The TexShare Card is a reciprocal borrowing program. Local libraries issue TexShare Cards to patrons, who then can borrow materials from any other participating Texas library.



Navigator ILL: In progress

The Texas Group Catalog, a statewide interlibrary loan system connects the state's 500 public libraries. It manages interlibrary loan requests for books, DVDs and articles.



TExpress: Yes. 2 days/week service with \$385 subsidy from TexShare

For libraries that process a lot of Interlibrary Loan materials, this courier provides a cost-effective way to ship items.

How Many Libraries Are in TexShare?

4-year public colleges and universities: **49**

4-year private colleges and professional schools: **48**

Community Colleges: **58** * Libraries of Clinical Medicine: **4**

Public Libraries: **534**

*as of October 1, 2013

Now... More E-Resources Than Ever for Your Patrons!

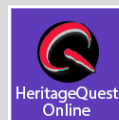
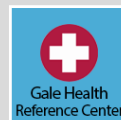
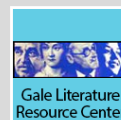
New in TexShare!
EBSCO Do-It-Yourself Reference Centers



LearningExpress Library Update your job skills,
Job & Career prep for tests, fine-tune
Accelerator your resume, or start the
search for your new career right here! These
interactive online tools guide you step-by-step!

**THE
AMERICAN WEST
AMERICAN INDIAN
HISTORIES AND CULTURES**

New in TexShare! Resources
that bring to life the stories
and histories of the American
West and its inhabitants in
full-color images, documents, and manuscripts!



Searchasaurus

Student Research Center

One Interface for Dozens of Electronic Resources

Exclusive content in areas of
science, health, business, history
and literature. Plus homework
help for students elementary
through college!



All available through your library's website or
www.libraryoftexas.org/texshare

TexShare is a program of the Texas State Library and Archives
Commission and supported in part by grants from the US
Institute of Museum and Library Services, the primary source
for federal support of the nation's libraries and museums.

Contact TexShare at: texshare@tsl.texas.gov or call 800-252-9386

FINANCIAL STATUS OF VOLUNTARY LIBRARY FUND AT 7-31-2014

FUND BALANCE AT 9-30-2013:**\$388,314*****FY 2014 REVENUE***

Donations:	PROJECTED	ACTUAL
October	\$13,182	\$13,182
November	\$11,983	\$11,983
December	\$14,212	\$14,212
January	\$13,126	\$13,126
February	\$12,956	\$12,956
March	\$13,038	\$13,038
April	\$13,104	\$13,104
May	\$13,292	\$13,292
June	\$12,666	\$12,666
July	\$13,426	\$13,426
August	\$13,436	\$0
September	\$13,446	\$0
 Total Donations	 \$157,866	 \$130,984
 Interest income Received	 \$1,136	 \$1,136
 TOTAL	 \$159,002	 \$132,120

FY 2014 EXPENDITURES

	RECOMMENDED (BOARD)	APPROVED (COUNCIL)	EXPENDED YEAR-TO-DATE
BOOKS AND PROCESSING MATERIALS			
FY 2013 BALANCE OF AUTHORIZATION	\$47,418	\$47,418	\$47,418
FY 2014 AUTHORIZATION	\$145,000	\$145,000	\$80,595
 TOTAL	 \$192,418	 \$192,418	 \$128,013

AVAILABLE FUND BALANCE AT 7-31-2014 (COUNCIL APPROVED)**\$328,016****PROJECTED AVAILABLE FUND BALANCE AT 9-30-2014 (COUNCIL APPROVED)****\$354,897**

RESOLUTION R-03-2237

**A RESOLUTION ESTABLISHING THE ALLOWED USES OF THE
VOLUNTARY LIBRARY FUND**

WHEREAS, the mission of the Colleyville Public Library is to provide cultural, educational, intellectual and recreational resources in an inviting environment to enhance the quality of life for all ages; and

WHEREAS, the City of Colleyville can anticipate continued growth in the demand for library programs and services; and

WHEREAS, it is the opinion of the City Council that the best interest of the citizens of Colleyville will be served by providing for a voluntary library fund; and

WHEREAS, the City Council has established the Colleyville Public Library Board and this Board shall serve as a recommending body to the City Council for the use of the Voluntary Library Fund.

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

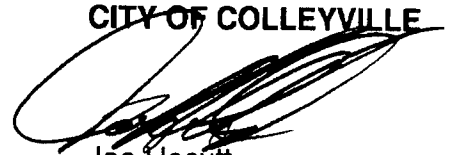
- Sec. 1. THAT a voluntary library fund has been established for the purpose of the development and improvement of library programs and services; and said fund can be used for approved library programs and capital items, including collection development (books and materials) and other items as desired by the City Council; however, said fund will not be used to provide for ongoing library maintenance and operations.
- Sec. 2. THAT the voluntary library fund is funded through a voluntary donation of one (\$1) per month from the citizens of Colleyville.
- Sec. 3. THAT this fee is listed with the Library Donation Fund as a separate entry on the Colleyville residents' water bills and is in all ways strictly voluntary.

AND SO IT IS RESOLVED.

PASSED BY A VOTE OF 5 AYES, 0 NAYS AND 0 ABSTENTIONS ON THIS
THE 7th DAY OF October 2003.

ATTEST:


Cynthia Singleton, TRMC
City Secretary

CITY OF COLLEYVILLE

Joe Hocutt
Mayor

RESOLUTION R-06-2768

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEYVILLE,
TEXAS, INCREASING THE VOLUNTARY LIBRARY FUND CONTRIBUTION
AMOUNT**

WHEREAS, the City Council previously created the Voluntary Library Fund; and

WHEREAS, in order to enhance the services at the Colleyville Public Library,
the Colleyville Library Board has asked to increase the monthly
Voluntary Library Fund contribution amount.

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

Sec. 1. THAT the voluntary donation amount to the Voluntary Library Fund
is increased to two (\$2) per month from the citizens of Colleyville.

Sec. 2. THAT this Resolution shall take effect November 1, 2006.

AND IT IS SO RESOLVED.

PASSED BY A VOTE OF 7 AYES, 0 NAYS AND 0 ABSTENTIONS ON
THIS THE 17th DAY OF October 2006.

ATTEST:



Cynthia Singleton, TRMC
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor



City of Colleyville City Council Agenda Briefing

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

Agenda Number 4i

Agenda Date 09/02/2014

Number Resolution R-14-3776

Type Resolution

Department Public Works

Title

Approval of the disposal of obsolete and non-serviceable equipment and sale of vehicles

Explanation

Reading and Public Hearing

The City's purchasing manual requires the City Council to authorize the disposal of salvage items and obsolete, non-serviceable vehicles and equipment before property can be removed from inventory and disposed of by public auction or other approved means.

The attached itemized list includes equipment and vehicles that cannot be reassigned or re-purposed, and have been replaced due to age, and/or mileage, and are no longer serviceable. The Ford 900 series dump truck is a 1995 model and has exceeded the replacement criteria of 12 years. The vehicle's age makes it very difficult to obtain replacement parts. The Ford F-150 pickup mileage is 129,850 miles, which exceeds the replacement criteria of 100,000 miles.

In May 2010, City Council approved a professional services agreement with Rene Bates Auctioneers of McKinney, Texas, to conduct City auctions in an online format. Rene Bates charges a fee of 7.5 percent of the gross auction sales for their services. With City Council approval of the attached auction list, it is anticipated an auction will be held in September 2014. The auction will last for a period of 14 days, and all equipment will be stored in its current location, until paid for and removed by the successful bidder. The last auction was held in October 2013.

Financial Impact

The financial impact of the auction will be determined by the gross proceeds of the auction less a 7.5 percent fee charged by the auctioneer.

Recommendation

Approve

Attachments

1. 2014 Obsolete Vehicle and Equipment List

City of Colleyville
2014 Obsolete Vehicle and Equipment List

Item #	Qty.	Item Description	Model	Serial/VIN
Public Works - Fleet Services				
FL-604	1	1995 Ford 900 Series Tandem Axle Dump Truck	1995	1FDYL90EXSVA70844
FL-610	1	1998 Swenson Motorized Sand Spreader	1998	N/A
FL-875	1	1979 Escott Tandem Axle Trailer	1979	TR175774
FL-890	1	2005 F150 Pick Up	2005	1FTRF12295NB61449
Public Works - Operations				
PW-1	1	Sanyo color TV with remote		
PW-2	2	Shop ceiling fans		
PW-3	1	Auto driller		
PW-4	1	8" Palm hub		
PW-5	1	Kaye dialog box		
PW-6	1	6'X8' wood table		
PW-7	1	4'X6' plastic table		
PW-8	1	4 drawer file cabinet		
PW-9	1	2 drawer file cabinet		
PW-10	1	5 drawer file cabinet		
PW-11	1	White Westinghouse refrigerator (freezer not working)		
PW-12	1	Panasonic microwave		
PW-13	1	Hydraulic saw		
PW-14	1	Hydraulic pump		
PW-15	1	Electric meter base and switch gear		
PW-16	9	7 pieces of tower approx. 20' long and 2 rolls of 1/2" cable.		
PW-17	7	Ridged steel sweeps conduit 4"X36"		
PW-18	3	Plastic round tables		
PW-19	1	IBM typewriter		
PW-20	1	13" color TV		
PW-21	1	GE VCR		

Public Works - Engineering				
PWENG-1	1	Polaroid camera		
PWENG-2	1	Panasonic digital camcorder		
PWENG-3	1	Sony digital camera		
PWENG-4	1	Olympus camera		
PWENG-5	1	Minolta camera		
PWENG-6	1	Cannon camera		
PWENG-7	1	Camcorder cases		
PWENG-8	1	Computer speakers		
PWENG-9	1	Calculator		
PWENG-10	6	Plastic drafting triangles		
PWENG-11	1	Rolodex case		
PWENG-12	1	Walkie Talkie holster		
PWENG-13	2	Camcorder cases		
PWENG-14	1	VHS PlayPak		
PWENG-15	1	Rolling cabinet with sliding shelf		
Library				
LB-36		Green metal end panels (about 16)		
LB-37		Triangle end panels (assorted sizes)		
LB-38	3	8" chrome letters, N,E,W		
LB-39	5	8" chrome letters, B,O,O,K,S		
LB-40	11	8" chrome letters, P,E,R,I,O,D,I,C,A,L,S		
LB-41	2	Canvas backdrop carriers		
LB-42	9	Zig-zag shelf dividers (two-pieces)		
LB-43	14	Zig-zag single shelf dividers		
LB-44	5	Shelving tops (approx. 26" x 109")		
LB-45		Assorted processsing materials, scanner		
REC-49	10	Orange child-size chairs		
LB-50	1	Wood desk and wood file cabinet		
LB-51	1	Wood desk		
LB-52	1	Garden statue, girl with pinwheel		
REC-53		Assorted pre-school blocks and toys and bins		
LB-54	6	Double-tired shelves (ex. CD or DVD)		
LB-55	100	Shelf dividers - 10 inches wide		
LB-56	1	Laminate work top - 3 ft. x 27 in. wide)		

Library				
LB-57	1	Keyboard tray		
LB-58	1	Herman Miller desk top		
LB-59	1	Herman Miller desk top		
LB-60	1	Herman Miller desk parts		
LB-61	1	Herman Miller desk parts		
LB-62	1	Blue chair		
Police Department				
PD-01	1	K&K Systems radar trailer (VIN#1K9BU08145T244059) radar display works, solar panel does not charge battery any longer. Will work if battery is charged manually.		
PD-02	5 pairs	Whelen Smart LED 200 Series TIR6 fog light (5 pairs) (each pair has 1 red and 1 blue. 4 white strobe lights, 2 red & 2 blue) strobe lights with chrome housing, 2 Tomar LED surface mount lights (1 red, 1 blue), 1 pair Whelen mirror LED lights (1 red, 1 blue), one (1) 911EP LED light bar split red/blue cig plug		
PD-03	3	Tomar Model 940L light & siren controller		
PD-04	2	Siren speakers (1 Whelen/1Tomar)		
PD-05	1	Tomar Model 960L-49-7F7R light bar. Front has red/blue split with white takedowns. Alley lights on sides, rear is red/blue with amber.		
PD-06	1	Tomar Model 960L-49-7F7R light bar. Front has red/blue split with white takedowns. Alley lights on sides, rear is red/blue with amber.		
PD-07	1	Tomar Model 960L-49-7F7R light bar. Front has red/blue split with white takedowns. Alley lights on sides, rear is red/blue with amber.		
PD-08	1	Jotto desk console for 2008 Dodge Charger		
PD-09	1	Receiver hitch for 2008 Dodge Charger		
PD-10	1	Setina cage for 2008 Dodge Charger		
Colleyville Center				
CC-1	1	Power flite carpet extractor		
CC-2	2	Power flite auto floor scrubbers (1 runs; other for parts)		
CC-3	1	Windsor, radius floor sweeper		
Finance				
Fin-1	2	Printer cartridges for HPLaserJet 1300 Q2613A		
Fin-2	1	Printer cartridge for HP Color LaserJet 3800 Q7581A (CYAN)		
Fin-3	18	4 inch binders (9 green 9 red)		
Fin-4	1	Cash drawer		



City of Colleyville City Council Agenda Briefing

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

Agenda Number 4j
Type Resolution
Department City Manager

Agenda Date 09/02/2014

Number Resolution R-14-3776

Title

Adopting the Economic Development Capital Improvement Program (EDCIP) for the Fiscal Years 2015-2019 (FY 2015-2019) of the Colleyville Economic Development Corporation

Explanation

Reading and Public Hearing

The Colleyville Economic Development Corporation Bylaws require the Board to develop a combined Economic Development Capital Improvement Program (EDCIP) annually, which sets forth long and short-term goals. This program *"shall be one that addresses the development needs of the City within the financial constraints available to the Corporation."* The *"EDCIP shall identify the projects to be undertaken by the Corporation and include proposed methods and the expected cost of the implementation."* After the EDCIP is developed, it must be approved by the City Council.

On August 12, 2014, the Board met in a worksession and reviewed and discussed the proposed projects for Fiscal Years 2015-2019 (FY 2015-2019) from the attached EDCIP (Exhibit A). The Board's input from the August 12, 2014 worksession is reflected in the FY 2015-2019 EDCIP (Exhibit A) that was approved by the Board unanimously at their annual meeting held August 26, 2014. The proposed changes from the attached adopted FY 2014 - FY 2018 EDCIP (Exhibit B) are as follows:

Revenues:

The projected sales tax for Fiscal Year 2015 (FY 2015) replicates the FY 2015 City sales tax budget projection. For the remaining years, there is a one percent growth increase for Fiscal Year 2016 - 2019. There is a slight change from year to year in interest income, due to the annual changes in investable cash from beginning fund balance in the two different EDCIP plans. There is the use of available cash from the .4 times bond coverage ratio in all years of the plan, with the ending target fund balance in Fiscal Year 2019 at a level slightly above \$850,000.

Expenditures:

FY 2015:

Funding for incomplete projects, such as Pleasant Run Trail (Bogart Drive to Mission

Lane) construction (\$277,000), is carried forward from Fiscal Year 2014 (FY 2014), as well as \$50,000 for the Cotton Belt II spur at the Webb House, and \$100,000 for improvements at Cotton Belt-LD Lockett Park Trailhead. Funding in the amount of \$258,000 is included for landscaping and concrete path updates at City Park to provide for landscaping that is lower water use and lower maintenance. The existing landscaping was original to City Park, which opened in 1998, and is nearing the end of its plant lifespan. Of the \$258,000 for City Park, \$114,000 is funding carried forward from FY 2014, and was budgeted for the purpose of beginning the City Park landscaping update that will include plant selections from the recently adopted landscaping brand manual. There is funding carried forward from FY 2014 for a site master plan of the Colleyville Center's seven acres of surrounding grounds (\$25,000), to provide for both land and space utilization on Riverwalk Drive, including gardens, fountains, and a functional outdoor meeting and patio space. The overarching intent for this plan is to accommodate larger, revenue driving business and community events at the Colleyville Center with development scope and funding to be determined by the City Council. In FY 2015, \$7,000 has been programmed for the replacement of the original catering oven at the Colleyville Center, as it is no longer fully functional or safe to use. There is also \$100,000 carried forward for repairs to the Senior Center, primarily to address building concerns. The future projects allocation remains at \$500,000 for FY 2015. Funding of \$150,000 originally scheduled for future trail construction has been distributed among the trail system projects described previously.

FY 2016:

The future projects allocation is increased from \$500,000 to \$1,000,000. There is also funding included for future trail projects (\$150,000).

FY 2017:

The future projects allocation is increased from \$500,000 to \$875,000. Funding is also included for future trail projects in the amount of \$150,000.

FY 2018:

The future projects allocation remains at \$500,000. Funding is included for future trail projects in the amount of \$150,000. The \$300,000 planned for construction of a trail on Pleasant Run Road from the Cotton Belt railroad crossing to John McCain Road has been moved to FY 2019 to align with planned street improvements.

FY 2019:

The future projects funding allocation is \$400,000. Funding is included for the construction of a trail on Pleasant Run Road from the Cotton Belt railroad crossing to John McCain Road (\$300,000).

Financial Impact

The base sales tax revenue estimate is one-half of the sales tax revenue estimated in the City's proposed FY 2015 budget. The use of available cash during FY 2015 - 2019 brings fund balance down to \$865,052 in FY 2019.

Recommendation

Approve

Attachments

1. EDCIP FY 2015 - 2019 - Exhibit A
2. EDCIP FY 2014 - 2018 - Exhibit B

COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION
ECONOMIC DEVELOPMENT CAPITAL IMPROVEMENT PROGRAM FY 2015 - FY 2019

EXHIBIT A

FISCAL YEAR	2014	2015	2016	2017	2018	2019
BEGINNING FUND BALANCE	\$2,268,996	\$2,412,373	\$1,737,735	\$1,233,872	\$864,845	\$886,440
REVENUES:						
PROJECTED 1/2 CENT SALES TAX REVENUE	\$1,437,500	\$1,600,000	\$1,616,000	\$1,632,160	\$1,648,482	\$1,664,966
INTEREST INCOME	\$4,027	\$4,825	\$3,475	\$2,468	\$1,730	\$1,773
USE OF AVAILABLE CASH	\$114,475	\$932,791	\$764,030	\$628,921	\$235,821	\$280,080
TOTAL REVENUES	\$1,556,002	\$2,537,616	\$2,383,505	\$2,263,549	\$1,886,032	\$1,946,819
EXPENDITURES:						
OPERATING:						
ADMINISTRATIVE	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
2005 DEBT SERVICE & 1.4 TIMES COVERAGE	\$902,482	\$903,536	\$910,584	\$909,629	\$900,956	\$905,422
WATER / WASTEWATER- MC PHERSON PARK	\$270	\$18,000	\$18,540	\$19,096	\$19,669	\$20,259
PERSONNEL - SENIOR CENTER	\$64,975	\$67,106	\$69,119	\$71,192	\$73,328	\$75,528
PERSONNEL - LIBRARY	\$76,448	\$79,030	\$80,610	\$82,222	\$83,867	\$85,544
OPERATIONS - LIBRARY	\$4,421	\$4,553	\$4,690	\$4,831	\$4,976	\$5,125
PROMOTIONAL:						
OLD TYME BBQ EVENT	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000
HOLLY COLLEY HOLIDAY/FALL EVENT	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000
RED, WHITE & SOUSA EVENT	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000
ECONOMIC DEVELOPMENT PROMOTIONAL	\$57,153	\$21,000	\$21,420	\$21,848	\$22,285	\$22,731
PT MARKETING COORDINATOR	\$0	\$38,392	\$39,544	\$40,730	\$41,952	\$43,211
CAPITAL:						
INTERFUND LOAN - COLLEYVILLE CENTER RENOVATIONS (\$661,325 REPAID OVER 4 YEARS)	\$165,332	\$0	\$0	\$0	\$0	\$0
CITY PARK - LANDSCAPE AND AMENITIES- \$114,000 CARRY FORWARD FROM FY14	\$61,000	\$258,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT ORIGINAL STAGE CURTAIN	\$25,000	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REFINISH STAGE	\$4,000	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPAIRS TO ORIGINAL SLOPED METAL ROOF	\$48,000	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT OF CATERING OVEN	\$0	\$7,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - SITE MASTER PLAN- CARRY FORWARD	\$0	\$25,000	\$0	\$0	\$0	\$0
CITYWIDE TRAIL SYSTEM -						
COTTON BELT II SPUR @ WEBB HOUSE CONSTRUCTION-CARRY FORWARD	\$0	\$50,000	\$0	\$0	\$0	\$0
PLEASANT RUN TRAIL ROW ACQUISITION (BOGART TO MISSION)-CARRY FORWARD	\$32,922	\$0	\$0	\$0	\$0	\$0
PLEASANT RUN TRAIL CONSTRUCTION (BOGART TO MISSION)-CARRY FORWARD	\$0	\$277,000	\$0	\$0	\$0	\$0
IMPROVEMENTS AT COTTON BELT - LD LOCKETT PARK TRAILHEAD - CARRY FORWARD	\$0	\$100,000	\$0	\$0	\$0	\$0
FUTURE TRAIL CONSTRUCTION	\$0	\$0	\$150,000	\$150,000	\$150,000	\$0
PLEASANT RUN TRAIL CONSTRUCTION (COTTON BELT TO JOHN MCMCAIN)	\$0	\$0	\$0	\$0	\$0	\$300,000
SENIOR CENTER						
RENOVATION - DESIGN	\$25,000	\$0	\$0	\$0	\$0	\$0
REPAIRS- CARRY FORWARD	\$0	\$100,000	\$0	\$0	\$0	\$0
FUTURE PROJECTS	\$0	\$500,000	\$1,000,000	\$875,000	\$500,000	\$400,000
TOTAL EXPENDITURES	\$1,556,003	\$2,537,616	\$2,383,506	\$2,263,549	\$1,886,033	\$1,946,820
EXCESS REVENUES OVER EXPENDITURES	\$0	\$0	\$0	\$0	\$0	\$0
ADD BACK .4 TIMES BOND COVERAGE RATIO	\$257,852	\$258,152	\$260,167	\$259,894	\$257,416	\$258,692
ENDING FUND BALANCE	\$2,412,373	\$1,737,735	\$1,233,872	\$864,845	\$886,440	\$865,052

ASSUMPTIONS: FY 2015: 1/2 OF CITY SALES TAX BUDGET PROJECTION / FY 2016-2019: 1% GROWTH

**COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION
ECONOMIC DEVELOPMENT CAPITAL IMPROVEMENT PROGRAM FY 2014 - FY 2018**

EXHIBIT B

FISCAL YEAR	2013	2014	2015	2016	2017	2018
BEGINNING FUND BALANCE	\$1,974,664	\$2,013,612	\$1,388,431	\$1,157,498	\$1,095,830	\$1,044,475
REVENUES:						
PROJECTED 1/2 CENT SALES TAX REVENUE	\$1,335,000	\$1,437,500	\$1,551,875	\$1,567,394	\$1,583,068	\$1,598,898
INTEREST INCOME	\$3,895	\$4,027	\$2,777	\$2,315	\$2,192	\$2,089
USE OF AVAILABLE CASH	\$1,062,844	\$883,033	\$489,086	\$321,835	\$311,249	\$442,901
TOTAL REVENUES	\$2,401,739	\$2,324,560	\$2,043,738	\$1,891,544	\$1,896,508	\$2,043,888
EXPENDITURES:						
OPERATING:						
ADMINISTRATIVE	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
2005 DEBT SERVICE & 1.4 TIMES COVERAGE	\$907,711	\$902,482	\$903,536	\$910,584	\$909,629	\$900,956
WATER / WASTEWATER- MC PHERSON PARK	\$1,615	\$17,750	\$18,283	\$18,831	\$19,396	\$19,978
PERSONNEL - SENIOR CENTER	\$65,025	\$64,975	\$66,924	\$68,932	\$71,000	\$73,130
PERSONNEL - LIBRARY	\$71,095	\$76,448	\$77,977	\$79,536	\$81,127	\$82,750
OPERATIONS - LIBRARY	\$4,292	\$4,421	\$4,553	\$4,690	\$4,831	\$4,976
PROMOTIONAL:						
OLD TYME BBQ EVENT	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000	\$15,000
HOLLY COLLEY HOLIDAY EVENT	\$40,000	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000
RED, WHITE & SOUSA EVENT	\$30,000	\$36,000	\$36,000	\$36,000	\$36,000	\$36,000
ECONOMIC DEVELOPMENT PROMOTIONAL	\$48,889	\$57,153	\$68,465	\$69,971	\$71,526	\$73,099
CAPITAL:						
INTERFUND LOAN - COLLEYVILLE CENTER RENOVATIONS (\$661,325 REPAID OVER 4 YEARS)	\$165,331	\$165,332	\$0	\$0	\$0	\$0
CITY PARK - LANDSCAPE AND AMENITIES	\$0	\$175,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT TABLES	\$9,580	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT CHAIRS	\$38,400	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT MAIN AIR CONDITIONER UNIT	\$30,000	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT FLAT ROOFS	\$49,732	\$0	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPLACEMENT ORIGINAL STAGE CURTAIN	\$0	\$25,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REFINISH STAGE	\$0	\$4,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - REPAIRS TO ORIGINAL SLOPED METAL ROOF	\$0	\$48,000	\$0	\$0	\$0	\$0
COLLEYVILLE CENTER - SITE MASTER PLAN	\$0	\$25,000	\$0	\$0	\$0	\$0
CITYWIDE TRAIL SYSTEM -						
COTTON BELT II SPUR @ WEBB HOUSE CONSTRUCTION-CARRY FORWARD	\$0	\$0	\$165,000	\$0	\$0	\$0
PLEASANT RUN TRAIL DESIGN (BOGART TO MISSION)-CARRY FORWARD	\$41,340	\$0	\$0	\$0	\$0	\$0
PLEASANT RUN TRAIL ROW ACQUISITION (BOGART TO MISSION)-CARRY FORWARD	\$0	\$168,000	\$0	\$0	\$0	\$0
PLEASANT RUN TRAIL CONSTRUCTION (BOGART TO MISSION)-CARRY FORWARD	\$0	\$277,000	\$0	\$0	\$0	\$0
IMPROVEMENTS AT COTTON BELT - LD LOCKETT PARK TRAILHEAD	\$0	\$100,000	\$0	\$0	\$0	\$0
FUTURE TRAIL CONSTRUCTION	\$0	\$0	\$150,000	\$150,000	\$150,000	\$0
PLEASANT RUN TRAIL CONSTRUCTION (COTTON BELT TO JOHN MCMCAIN)	\$0	\$0	\$0	\$0	\$0	\$300,000
SENIOR CENTER						
REBRANDING STUDY	\$35,000	\$0	\$0	\$0	\$0	\$0
RENOVATION - DESIGN	\$0	\$125,000	\$0	\$0	\$0	\$0
TABLE AND CHAIR REPLACEMENTS	\$4,283	\$0	\$0	\$0	\$0	\$0
FUTURE PROJECTS	\$0	\$0	\$500,000	\$500,000	\$500,000	\$500,000
TOTAL EXPENDITURES	\$1,559,293	\$2,324,561	\$2,043,738	\$1,891,544	\$1,896,509	\$2,043,888
EXCESS REVENUES OVER EXPENDITURES	\$842,446	\$0	\$0	\$0	\$0	\$0
ADD BACK .4 TIMES BOND COVERAGE RATIO	\$259,346	\$257,852	\$258,153	\$260,167	\$259,894	\$257,416
ENDING FUND BALANCE	\$2,013,612	\$1,388,431	\$1,157,498	\$1,095,830	\$1,044,475	\$858,991

ASSUMPTIONS: FY 2014: 1/2 OF CITY SALES TAX BUDGET PROJECTION / FY 2015: 1/2 OF LONG RANGE CITY SALES TAX PROJECTION / FY 2016-2018: 1% GROWTH



City of Colleyville City Council Agenda Briefing

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

Agenda Number 5a

Agenda Date 09/02/2014

Number Ordinance O-14-1924

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from the R-40-Single Family Residential zoning district to the R-20-Single Family Residential zoning district on 13.09 acres of Tract A and Tract B, of the McEwing Subdivision, and a portion of Lot A, of the Giacomini Addition, located at 711, 715, and 805 Lavaca Trail, Case ZC14-012

Explanation

Second Reading and Public Hearing

At the August 19, 2014 City Council meeting, one person spoke in favor of the request and two speaker cards were received from persons who checked they were in favor of the request, but did not wish to speak. None of the speakers owned property within the 200 foot buffer.

First Reading and Public Hearing

Kosse Maykus, with Hat Creek Development, has submitted a request to change the zoning on 13.09 acres, located at 711, 715, and 805 Lavaca Trail. The applicant is requesting to rezone the property from the R-40-Single Family Residential zoning district to the R-20-Single Family Residential zoning district. The applicant is seeking a zoning change in order to build a master planned single family residential development.

The applicant has indicated that the proposed master planned development will include the 13.09 acres being considered for rezoning and the 16.96 acres of existing R-20 zoned land adjacent to the west of the subject property. The total development will be 30.05 acres.

Existing Conditions. The subject properties are platted as both the Giacomini and McEwing Additions and contain single family homes.

Statement of Planning Objectives. The applicant has submitted a Statement of Planning Objectives and a conceptual development plan that provide detailed overviews of the proposed development. Though the Statement of Planning Objectives and conceptual development plan provide thorough descriptions of the proposed master planned development, the request to rezone the property to the R-20 zoning district does not permit the City Council to require additional conditions or exactions to the proposed ordinance. The requirements and regulations of the R-20 zoning district

are the established standards of the ordinance and the proposed development.

The Statement of Planning Objectives describes the proposed development as an upscale gated community with private streets. The applicant has acknowledged that the request to privatize the streets must be approved by City Council by a separate action at a later date via the plat approval process. The entrance to the development will be from Lavaca Trail. The proposed conceptual layout of the development proposes 44 single family lots, with the retention of one of the existing homes. The minimum lot size will be 20,000 square feet. Based on 30-acres of land, 44 lots will yield a lot density of 1.46 dwelling units per acre.

The conceptual design provides six open space lots, including a greenbelt adjacent to the entire frontage of Lavaca Trail and an approximately two acre tree retention area located at the entrance of the development. The applicant states that 14.6 percent of the development will be designated as open space. City Council approved an amendment to the Colleyville Pathways Plan on December 5, 2006. The amendment re-aligned Trail 23 to a more westerly location within the Covington subdivision, which is located adjacent to the southern property line of this proposed development. The applicant proposes to connect and extend the trail north from the Covington subdivision through the proposed development, providing a connection from L. D. Lockett Road to Lavaca Trail.

Lot Dimensions and Setbacks. Per Section 3.24 G, Schedule of District Regulations, in the Land Development Code, the R-20 zoning regulations require a minimum lot size of 20,000 square feet with a minimum lot width of 100 feet and lot depth of 125 feet. The following additional standards are applicable to the R-20 zoning designation:

Minimum Front Yard Setback: 30 feet

Minimum Side Yard Setbacks: 10 feet

Minimum Rear Yard Setback: 25 feet

Maximum Lot Coverage: 30 percent

The proposed conceptual plan meets the minimum standards of the Land Development Code for the R-20 zoning district.

Surrounding Development Trends. The properties to the north are zoned R-20-Single Family Residential and are developed as single family detached homes. The properties to the east are zoned PUD-R and R-20 and developed as single family detached homes. The property to the west is zoned R-20 Single Family Residential and developed as single family detached homes. The properties to the south are zoned R-20 Single Family Residential and are developed as single family detached homes.

Master Plan. The Future Land Use Plan designates the subject property for single family residential uses. The proposed rezoning is consistent with the Future Land Use Plan.

Public Notification. Staff mailed notices to 30 property owners within 200 feet as well as all Homeowners Associations within 500 feet of the subject property regarding this request. The school district where the subject property is located within Colleyville was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by state law and the Land Development Code. Staff has received two letters from property owners within 200 feet of the subject property opposing this request. On July 11, staff received one letter from the Remington Park Homeowners Association Board requesting that the item be tabled to a later date. The Planning and Zoning Commission did not table the item at its July 14 meeting.

Written Opposition. State law and the Land Development Code both state that if written objections are received from 20 percent of the area of the adjacent property owners extending 200 feet from the subject property, then a three-fourths ($\frac{3}{4}$) vote (super majority is 6 out of 7) is required by City Council for approval of this zoning change request. Upon review of the submitted responses from the public, City staff has calculated that the submitted written opposition counts as approximately 15.60 percent of the total 200-foot buffer area. A super-majority vote is not required by City Council for approval of this zoning change request. A map is enclosed with this packet illustrating the 200-foot buffer surrounding the subject property and the location of the property owners within 200 feet that have responded to this zoning change request.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this request at the July 14, 2014 meeting by a vote of (7-0).

Summary. The proposed zoning change is consistent with the Future Land Use Plan, which designates the subject property as single family residential uses. The proposed 13.09 acres meet the minimum standards of the Land Development Code for the R-20 zoning district. Staff recommends approval of the rezoning request.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

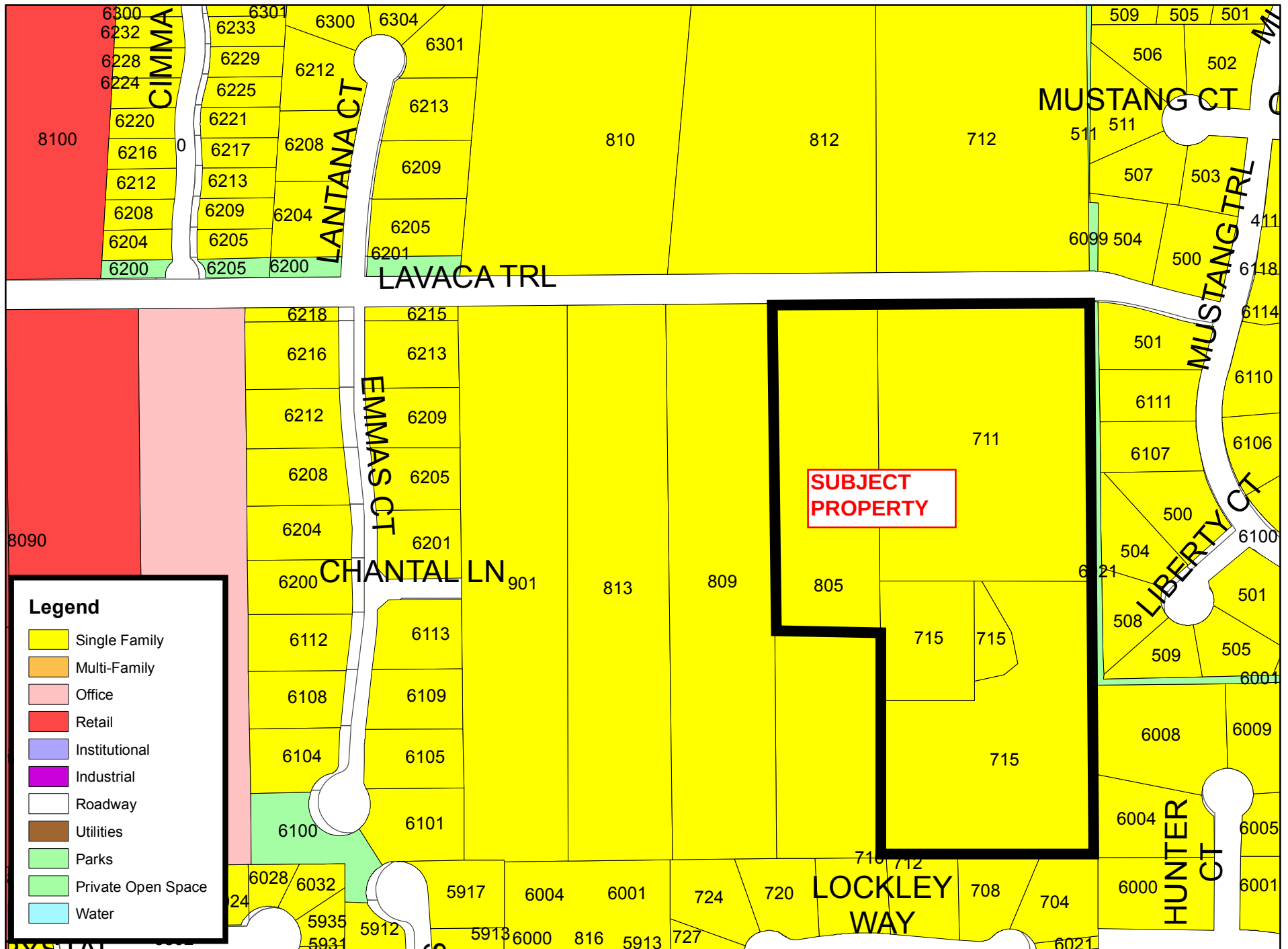
Attachments

1. Location and Zoning Map
2. Future Land Use Map
3. Buffer Map (Notification Area)

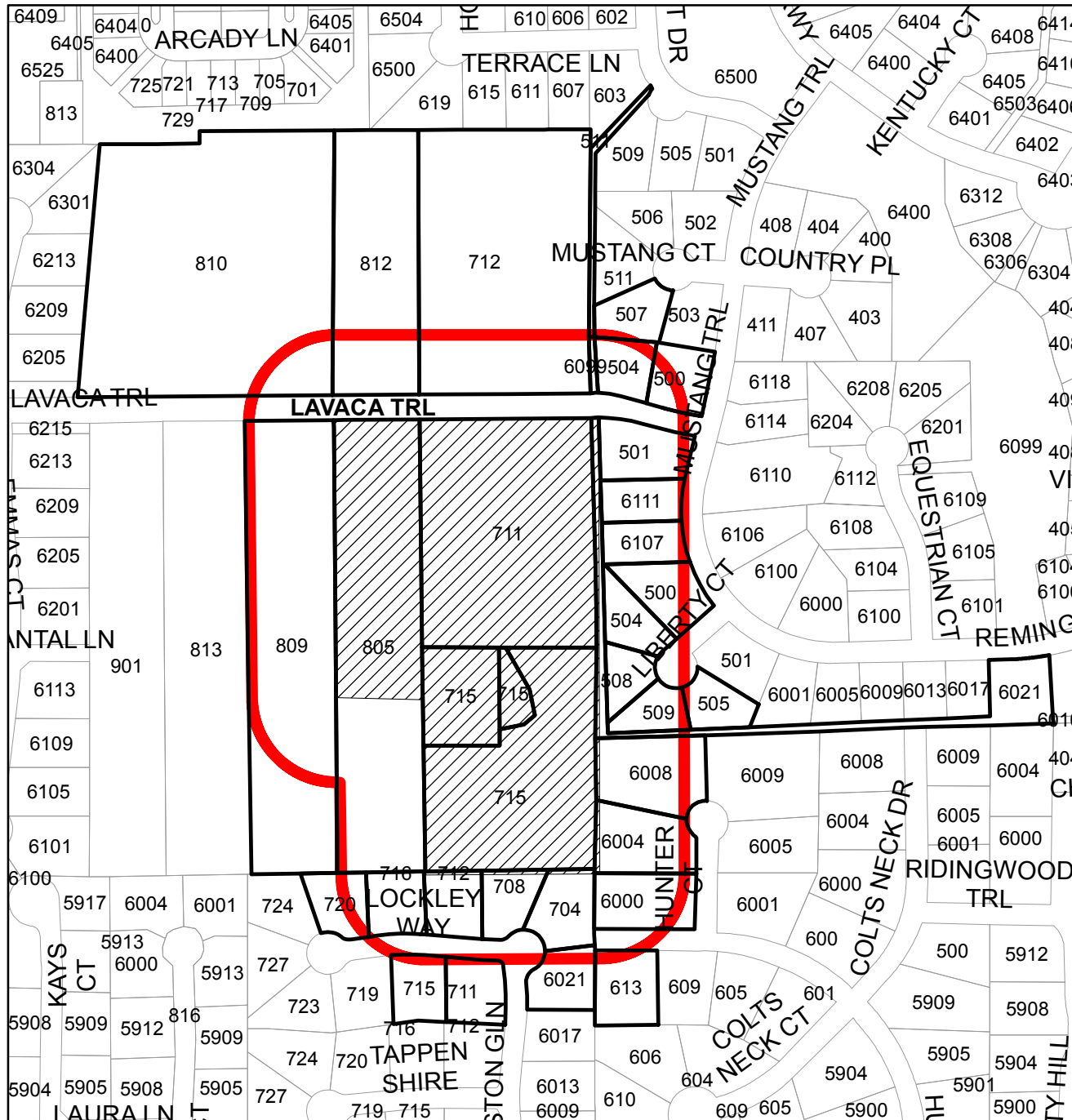
4. Notification List
5. Opposition Map
6. Speaker Cards from 8/19/2014 City Council Meeting
7. Letters of Opposition
8. Aerial
9. Statement of Planning Objectives
10. Conceptual Development Plan
11. Letter from Remington Park Home Owner Association Board
12. Ordinance O-14-1924

The map displays a residential neighborhood with various zoning districts. The central area is predominantly yellow, indicating R-20 zoning. To the left, there are red areas labeled CC-2 and orange areas labeled PUD-C. To the right, there are light green areas labeled PUD-R and light blue areas labeled R-40. A central pink area is labeled 'SUBJECT PROPERTY'. The map includes numerous street names and lot numbers, providing a detailed view of the local infrastructure and property layout.

Future Land Use Map

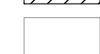


Buffer Map (Notification Area)



Case ZC14-012 -
711, 715, & 805 Lavaca Trl.

Legend

-  Properties within 200 feet
-  Subject properties
-  Parcels

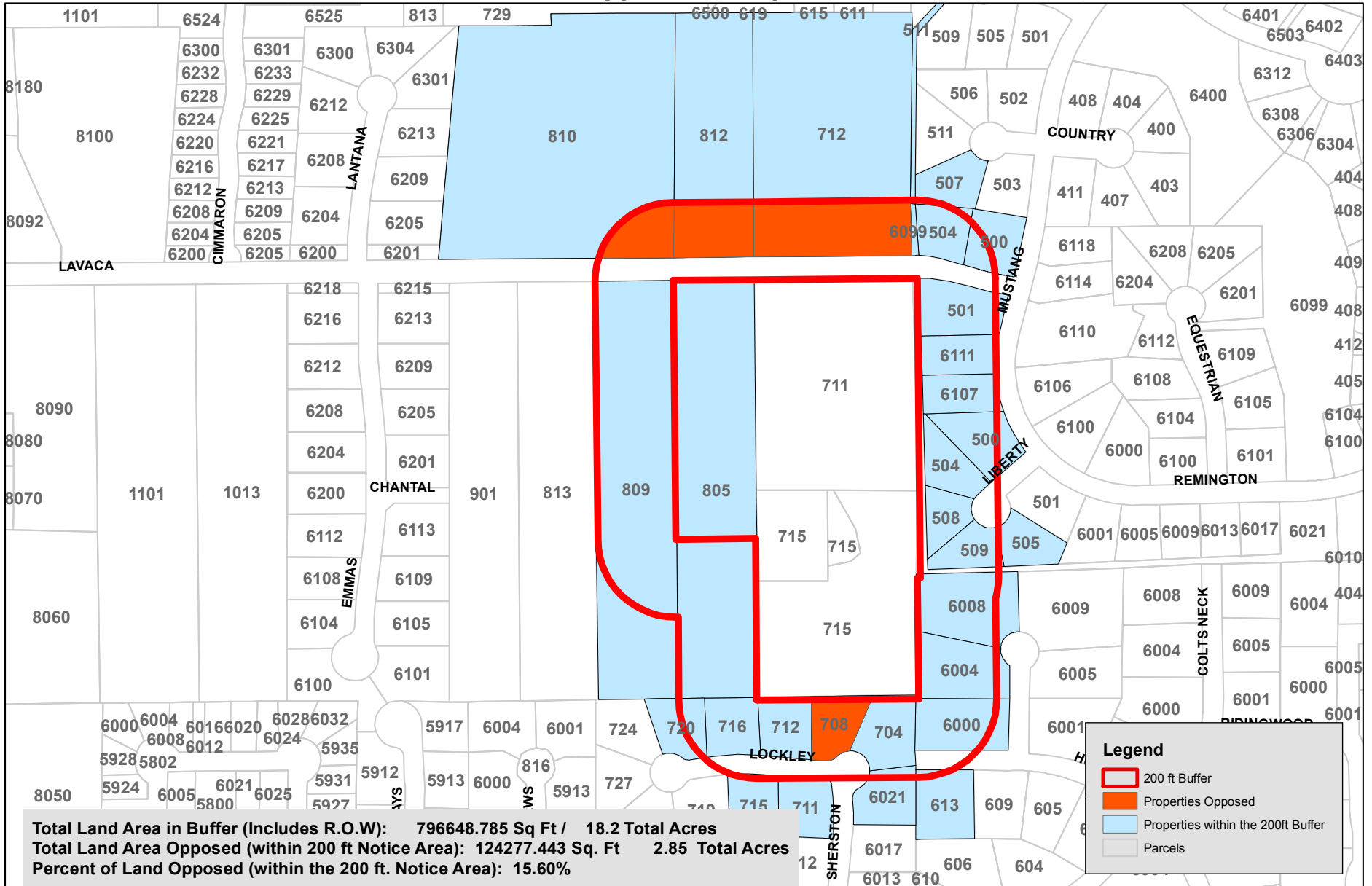


Notification List

Owner Name	Owner Address	Owner City	Owner State	Owner Zip	Situs Address
LINDSAY, DAVID	715 LOCKLEY WAY	COLLEYVILLE	TX	76034	000715 LOCKLEY WAY
REM PARK HA INC	PO BOX 343	COLLEYVILLE	TX	76034	006021 REMINGTON PKWY
THOMAS, JIMMY ETUX MINDY T	712 LOCKLEY WAY	COLLEYVILLE	TX	76034	000712 LOCKLEY WAY
GOETTING, KAREN K	856 MULLRANY DR	COPPELL	TX	75019	000715 LAVACA TR
ETTINGER, MARK R ETUX GENA M	711 LOCKLEY WAY	COLLEYVILLE	TX	76034	000711 LOCKLEY WAY
ADKINS, STEPHEN D ETUX MARY A	716 LOCKLEY WAY	COLLEYVILLE	TX	76034	000716 LOCKLEY WAY
GIACOMINI, STEPHANIE A	805 LAVACA TRL	COLLEYVILLE	TX	76034	000805 LAVACA TR
MOORE, PAUL L ETUX EVA	613 HUNTER TRL	COLLEYVILLE	TX	76034	000613 W HUNTER TR
GOHR, MARTIN ETUX LORRAINE	809 LAVACA TRL	COLLEYVILLE	TX	76034	000809 LAVACA TR
ADAMS, LINDA B ETVIR JERRY	6008 HUNTER CT	COLLEYVILLE	TX	76034	006008 HUNTER CT
KANE, JACK J ETUX PATRICIA A	6004 HUNTER CT	COLLEYVILLE	TX	76034	006004 HUNTER CT
MOORE, GARY E ETUX JULIE L	6000 HUNTER CT	COLLEYVILLE	TX	76034	006000 HUNTER CT
PEEK, EDWARD ALLEN ETUX DARCY	507 MUSTANG CT	COLLEYVILLE	TX	76034	000507 MUSTANG CT
PACILIO, WILLIAM J ETUX NANCY	500 LAVACA TRL	COLLEYVILLE	TX	76034	000500 LAVACA TR
MYERS, JOHN R ETUX ADRIENNE A	504 LAVACA TRL	COLLEYVILLE	TX	76034	000504 LAVACA TR
STEWART, TERRACE ETUX KIM	500 LIBERTY CT	COLLEYVILLE	TX	76034	000500 LIBERTY CT
APODACA, TED T ETUX CAROLYN E	508 LIBERTY CT	COLLEYVILLE	TX	76034	000508 LIBERTY CT
BORLAND, JAMES W ETUX ELAINE M	6107 MUSTANG TRL	COLLEYVILLE	TX	76034	006107 MUSTANG TR
ISELL, CHRISTOPHER M ETUX KEL	504 LIBERTY CT	COLLEYVILLE	TX	76034	000504 LIBERTY CT
RASMUSSEN, JASON ETUX ERICA	501 LAVACA TRL	COLLEYVILLE	TX	76034	000501 LAVACA TR
RANDALL, MARK R	6111 MUSTANG TRL	COLLEYVILLE	TX	76034	006111 MUSTANG TR
STOVER, G PAUL ETUX CYNTHIA A	4501 DARTMOORE LN	COLLEYVILLE	TX	76034	000509 LIBERTY CT
BARGER, BRETT ETUX LISA	505 LIBERTY CT	COLLEYVILLE	TX	76034	000505 LIBERTY CT
OMERTA COS II LP	2405 SOUTHERN HILLS CT	KELLER	TX	76248	000810 LAVACA TR
PRATT, LEONARD E ETUX JUDITH K	711 LAVACA TRL	COLLEYVILLE	TX	76034	000711 LAVACA TR
NORDLING, RONALD E ETUX TAMMY	715 LAVACA TRL	COLLEYVILLE	TX	76034	000715 LAVACA TR
VALLINA, JEFFREY ETUX SHANNON	708 LOCKLEY WAY	COLLEYVILLE	TX	76034	000708 LOCKLEY WAY
ASHTON DALLAS RESIDENTIAL LLC	1221 N INTERSTATE 35E # 170	CARROLLTON	TX	75006	006021 SHERSTON GLEN
THOMPSON, JOHN J III & BETSY	704 LOCKLEY WAY	COLLEYVILLE	TX	76034	000704 LOCKLEY WAY
GORDON, MARK K ETUX BEVERLY W	720 LOCKLEY WAY	COLLEYVILLE	TX	76034	000720 LOCKLEY WAY
COVINGTON HOA					NO INFORMATION ON FILE
ST. ANDREWS ESTATES HOA					NO INFORMATION ON FILE
REMINGTON PARK HOA	315 POLO TRL	COLLEYVILLE	TX	76034	COURTESY NOTICE
KELLER ISD	350 KELLER PARKWAY	KELLER	TX	76248	COURTESY NOTICE
KOSSE MAYKUS, APPLICANT	PO BOX 92747	SOUTHLAKE	TX	76092	APPLICANT

Public hearing notices were mailed
Thurs., July 3rd by Taci Wrisley

Opposition Map

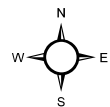


Lavaca Trail Planned Development Zoning Change

Updated 7/3/14



0 62.5 125 250 375 500 Feet



Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7a - The Legacy / Lavaca Trail
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 Walter

Address: 5910 Crescent Lane 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: Craig A. Walter

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date:

8/19

Agenda Item Number:

7A

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:

STEVE MARTIN

Address:

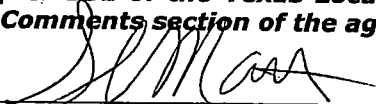
813 LAVACA TR.

City:

Collegeville

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 Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7A

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.

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

Name: Daniel Harrison

Address: 6401 Westcott Dr

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: Daniel Harrison

This information is a Public Record

Letters of Opposition

From: Ralph Sells
Sent: Tuesday, July 08, 2014 9:58 AM
To: Taci Wrisley
Cc:
Subject: ZC14-012

Good Morning Taci and thank you for speaking with me this morning.
In reference to our discussion about the request for rezoning of 711, 715 & 805 Lavaca Trail, across the street from my property 712, 812, & 801 Lavaca Trail; I am **opposed** to the rezoning request.
I purchased this tract of land with the intent to build one home, not a subdivision.

If the proposed rezoning is permitted then the desirability of my land as an estate lot for a single home greatly diminishes. I bought this land because it is located in Colleyville and I was told by many Colleyville citizens that it is a fantastic community. I purchased this land because I like the country feel, low traffic, and it's peaceful allure. If you allow high density living across from my land, then you have taken away the very reason I purchased it. At this point I too might as well sell out to a developer and let them rezone and build more homes. I'm not sure how Lavaca Trail will support so much traffic, not to mention getting in/out of Precinct Line.

I went through this very same scenario in Southlake where I own a large estate lot. Southlake permitted the zoning change and consequently I listed my property for sale. I now receive at least one call a week from developers.

I know I alone cannot stop the development of Lavaca Trail but since I own so much land on the road I sincerely hope you will consider my plea. Keep the zoning as is and I will NOT sell to a developer. The neighboring families and children love the cows, alpaca's, horses and goats, please don't take that away from all of us. I was sincerely and most genuinely invited to your community by so many neighbors when I promised I would not take away the "country feel".

Traci, I know you did not ask for a dissertation but I wanted you to know why I and so many others are opposed to this rezoning request. More than anything, these developers don't care about Colleyville, they don't even live in the area. They simply want to make money and move on to the next tract of land. They don't have roots in Colleyville, they don't have pride in the community, they didn't raise their children here – they just want to make money.

Thank you again for listening, and I'll see Monday if you are at the hearing.
Respectfully,

Ralph Sells | President/CEO
9151 Blvd 26, Suite 400 | North Richland Hills, TX 76180

Letters of Opposition

Jeff & Shannon Vallina
708 Lockley Way
Colleyville, TX 76034

7 July 2014

Community Development Department
City of Colleyville
100 Main St.
Colleyville, TX 76034

Subject: Zoning Case Number ZC14-012

Dear Sir/Ma'am,

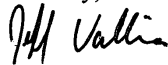
My wife and I own a single family residence at 708 Lockley Way in Colleyville that borders the southern side of the property requesting the above zoning change. I regret to inform you that we will be unable to attend the public hearing for planning and zoning on Monday, July 14th, but wish to write this letter to have our opinions known. We are NOT in favor of this zoning change for the following reasons. First, the entire DFW metroplex is under a severe water shortage, as is well known. Many municipalities are already in Stage 2 or 3 water restrictions as I write this. It seems only a matter of time before the Tarrant Regional Water District raises the restrictions for Colleyville. I fail to see how more and more subdivisions and more and more houses will do anything but exacerbate this problem for the residents of Colleyville.

Secondly, we believe this requested transition to subdivided lots will negatively affect our property's value. Backing up to a green space as it exists now is a tremendous selling point to our house. Without fail, all who enter our house and our backyard positively comment on the space in question. Tearing down the many mature trees that exist in this space will do nothing but reduce the desirability of our home if/when we decide to sell it.

Finally, in a different vein, one of Colleyville's greatest strengths, and one of the main reasons we moved here, is the balance it offers its residents. It strikes us as a municipality that perfectly blends residential and commercial, new and old, and 'city' and country. We love driving home and seeing the houses, the retail, the schools, but also the fields, the horses, and the many, many beautiful trees. I know Colleyville has taken great pains over the years to achieve this harmony. I'm afraid if we continue the trend of what's proposed with ZC14-012, we'll lose that harmony. I don't want to be looking out of an airplane window some day on Colleyville and see roof after roof after roof, like you see in so many other cities in the metroplex, and I hope Colleyville doesn't want that either.

Thank you for your consideration. Please don't hesitate to contact me with any questions.

Sincerely,



Jeff Vallina
c: 757.581.8459

This is an aerial map of a residential neighborhood. A red outline highlights a large, mostly undeveloped lot. A red arrow points from a box labeled "Subject Property" to this lot. The map shows several streets: LANTANA CT, LAVACA TRL, CHANTAL LN, MUSTANG CT, COUNTRY, LIBERTY CT, HUNTER CT, and LOCKLEY WAY. Surrounding lots are numbered, and some have houses. A small pond is visible in the upper left.

Statement of Planning Objectives

The Legacy

Colleyville, Texas

Zoning Narrative –27 June 2014

Hat Creek Development, Developer

Sage Group, Inc., Land Planner

Statement of Planning Objectives

The Legacy is a proposed residential neighborhood to be developed by Hat Creek Development under the R-20 Single Family Residential District regulations for residential development in the City of Colleyville. The 30.05 acre property is located on the south side of LaVaca Trail, just west of and adjacent to the Remington Park PUD-R development. About 60% of the property is already zoned R-20, and the remainder is currently R-40. The intent here is to rezone the R-40 portion to R-20 and unify the property into one cohesive, master planned residential development of the highest quality.

There are currently several occupied single-family homes on the various properties that make up this proposal. One of these homes is relatively new and is of the quality level that would be consistent with the high standards planned for this development, so it will be worked into the plan; the remainder will be removed.

The surrounding area is, for the most part, fully developed with similar or smaller sized single-family lots, except for the property across LaVaca Trail to the north, which has yet to be developed. There are existing subdivisions bordering the subject tract on the entire western, eastern and southern boundaries. These subdivisions are zoned R-20 and PUD-R (Remington Park, which contains lots from approximately 14,000 s.f. to over 20,000 s.f.).

The proposed plan, with minimum 20,000 s.f. lots and open space, would be consistent with the neighborhood, as well as the city's Future Land Use Plan.

All residential lots within The Legacy, as shown on the Zoning Concept Plan Exhibit, shall be a minimum of 20,000 s.f., a size which is consistent with the zoning of the adjacent subdivisions. Quality and compatibility with the adjacent residential, as well as the rest of Colleyville is essential, and we have designed this proposal with those goals in mind.

The residences planned for The Legacy will be very upscale, with selling prices estimated to range between \$900,000 to over \$1.5 million. The development will have as its focal point, and feature, a private "forest" park, immediately visible upon entering the neighborhood. This area is particularly tree covered, and we have chosen to save this large area as the best method to assure this large tree area is saved. Rather than turn a "back" to LaVaca Trail, the concept here is to set back from LaVaca Trail with a generous greenbelt, then a perimeter road, allowing the fronts of our homes to face LaVaca Trail, presenting a welcoming and architecturally distinctive orientation toward the road. The LaVaca Trail frontage will be fully landscaped, as will the other open space areas within the project. Open Space will make up almost 15% of the project area.

Statement of Planning Objectives

The Legacy will be proposed as a gated community with private streets. A single entry from LaVaca Trail, positioned to take advantage of the central “Forest Park,” will provide a distinctive and quality main entry. Because there are no existing streets coming from the east or south of the adjacent properties to connect to, a second point of access will be made from the street stubbed to this property from the adjacent development to the west. We propose to have an “Emergency Only” gate installed there, meeting the requirements of the Fire Department for their 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.

The large existing trees on the property have been taken into consideration in project planning and many of them will be preserved during development and subsequent home building. As this is planned to be an exclusively custom home development, home sites will not be mass-graded, to allow each home the opportunity to build around the large and plentiful trees. There will be a requirement of two street trees for every residential lot to be installed by the home builders, adjacent to the street rights of way, unless there are already existing trees there that are saved. To encourage pedestrian activity in the neighborhood, sidewalks will be built along the front of each lot, and a connection will be made to the existing pedestrian trail stubbed to this property from the “Covington” neighborhood to the south.

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 designed homes in keeping with both the immediate neighborhood and Colleyville as a whole.

Development Schedule

The Legacy 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

The Legacy will have a total of forty four (44) homes, each with an estimated average value upon completion of \$1,200,000, resulting in an overall tax base of over \$50,000,000. At the current tax rate of 2.694677%, the total taxes generated from the development are projected to be \$1,347,338, with \$186,226 generated directly for the City.

Statement of Planning Objectives

Development Standards

Permitted Land Use:	Single Family Residential Detached
Minimum House Size:	3,500 square feet for a single story home, 4,000 square feet for a two story home
Minimum Lot Area:	20,000 s.f.
Minimum Lot Width:	One hundred feet (100') measured at the building setback line, except pie-shaped cul-de-sac lots, in which case the minimum shall be eighty three feet (83') at the building setback line.
Front Yard Setbacks:	Thirty feet (30') back of the property line
Rear Yard Setbacks:	Twenty Five feet (25')
Side Yard Setbacks:	Ten feet (10')
Minimum Roof Pitch:	Minimum of a 10:12 roof pitch, unless architecturally required to vary, based on home style.
Garage Standard:	Minimum of a three car garage with wood like, architecturally enhanced doors.
Masonry Requirement:	One hundred percent (100%) brick, stone or real stucco masonry. No EIFS or artificial stucco material shall be permitted in the subdivision.
Additional Elevation Requirements:	All plans will be reviewed by The Legacy Architectural Review Committee. Elevations will have a hierarchy of plate dominance featuring custom front doors and entrances; balanced architectural features and interests with natural tones for paint and exterior finishes. Roofing to be either 40 lb. Architectural Dimensional shingles, slate, tile or standing seam metal. Each elevation should add interest to the entire streetscape.
Windows:	No aluminum widows allowed in the subdivision, only windows of higher quality and energy efficiency will be allowed. All windows will be insulated glass with a "low-e" specification.

Statement of Planning Objectives

Fencing:	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 lots backing to the Common Open Space shall be open style fencing of decorative metal, and/or Masonry. Where lots back to existing residential lots with wooden screening fences, the existing fence shall be kept, maintained or improved in coordination with each owner, as shown in the diagram on the Zoning Concept Plan. Where open space lots border adjacent properties, either the existing fence will be maintained or improved, or a decorative metal fence will be installed, all in cooperation with the adjacent property owner.
Streetscape Standards:	Minimum of two (2) three-inch (3") caliper trees per front yard, unless quality existing trees are present and saved. 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 Legacy Homeowners Association through dues collected from the individual homeowners. Membership in the Homeowner's Association is 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:	Fifteen feet (15')
Open Space Standards:	Except for the natural tree preservation areas, the Common Open Space shall be 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 Legacy 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 gated entry from LaVaca Trail.

Conceptual Development Plan



Legend	
4' Concrete Sidewalk	---
6' Concrete Trail	---
Common Open Space	Green
Residential Lots	Yellow

Fence/Wall Type Locations



Owner:
Pratt Living Trust
711 West Lavaca Trail
Colleyville, TX 76034

Owner:
Karen Goetting
856 Mullrany Drive
Coppell, TX 75019

Owner:
Tammy Nording
715 West Lavaca Trail
Colleyville, TX 76034

Owner:
Stephanie Giacomini
805 Lavaca Trail
Colleyville, TX 76034

Owner:
Martin & Lorraine Gohr
809 Lavaca Trail
Colleyville, TX 76034

Owner:
Steve Martin
813 Lavaca Trail
Colleyville, TX 76034

Owner:
Daniel Garrison
6401 Westcoat Drive
Colleyville, TX 76034

Applicant:
Hat Creek Development
P.O. Box 92747
Southlake, TX 76092
817-329-3111
Contact: Kosse Maykus



Planner:
SAGE GROUP, INC.
Master Planning
Urban Design
Architecture
Landscape Architecture
1130 N. Carol Ave., Ste. 200
Southlake, Texas 76092
TEL: 817-424-2626

Site Data Summary Chart

Single Family Residential Lots		44
Common Areas		6
Residential Lots	68.85%	20.69 ac.
Open Space	14.64%	4.40 ac.
R.O.W.	16.51%	4.96 ac.
Res. Gross Acreage	100.00%	30.05 ac.

Site Data

Gross Acreage	30.05 ac.
Gross Density	1.46

Lot Summary

Residential Lots	44
Minimum Building Lot Area	20,000 s.f.
Average Building Lot Area	20,483 s.f.
Common Areas	6

L.U.D. / Zoning

Existing Zoning:	R-20 & R-40
Proposed Zoning:	R-20

Notes:

- Front Setbacks are 30'
- Rear Setbacks are 25'
- Side Setbacks are 10', corner side setbacks are 15'
- There will be no outside storage onsite
- Open space lots & landscape easements will be maintained by the Homeowners Association (HOA).

All of Tract A and Tract B of the McEwing Subdivision, recorded in Volume 388-29, Page 447, Plat Records of Tarrant County, Texas (P.R.T.C.T.), and a portion of Lot A, Giacomini Addition, recorded in Cabinet A, Slide 6002, P.R.T.C.T.

N 88°50'19" E 607.74

S 01°01'51" E 754.59

S 00°00'21" E 319.99

S 89°29'04" W 404.07

N 00°44'20" W 407.34

S 88°42'57" W 203.36

N 00°44'36" W 663.08

Containing 570,372 square feet, or 13.094 acres



All of Tract A and Tract B of the McEwing Subdivision

Existing Zoning = R-40
Proposed Zoning = R-20

Existing Zoning R-20 (to remain)

Zoning Exhibit for
Zoning Change Request
From R-20 & R-40 to R-20
Case # ZC--014 R-40 to R-20

Zoning Case #ZC14-012

The Legacy

Colleyville, Tarrant County, Texas

27 JUNE 14



1" = 100'



Development Plan

Letter from Remington Park Home Owners Association Board



Remington Park

6500 Remington Parkway
Colleyville, TX 76034

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

To – Planning and Zoning Commissioners

Reference Zoning Case Number ZC14-012, a rezoning request on Lavaca Trail and adjacent to Remington Park Subdivision.

Request you delay making a rezoning decision until the Developer has contacted and briefed the Remington Park HOA. While those families that live within 200 feet of subject property and the HOA were notified of the Hearing this past weekend, we do not have sufficient insight into the Developers plan for the area to make a well informed decision on our support and/or opposition to the rezone request.

Your process indicates that a written protest, if desired, must be submitted prior to the public hearing. We respectfully request that either the Hearing be delayed or at least prior to rendering your decision that the Developer be asked to meet with the residents living within 200 feet of the subject property and the HOA Board.

We owe it to the Commission and to the residents of Remington Park, to give you our very best assessment of the safety and other impacts resulting from the proposed development. With insight into the overall development plan, we can help.

Your favorable consideration in this sensitive matter is greatly appreciated.

Sincerely,

Will Allen

President, Remington Park Home Owners Association Board

ORDINANCE O-14-1924

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 13.09 ACRES OF TRACT A AND TRACT B, OF THE MCEWING SUBDIVISION AND A PORTION OF LOT A, OF THE GIACOMINI ADDITION, LOCATED AT 711, 715, AND 805 LAVACA TRAIL, FROM THE R40-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT TO THE R20-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for rezoning under Case ZC14-012; 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 on 13.09 acres on Tract A and Tract B, of the McEwing Subdivision and a portion of Lot A, of the Giacomini Addition located at 711, 715, and 805 Lavaca Trail, from the R40-Single Family Residential zoning district to the R20-Single Family Residential zoning district, as depicted in the attached Exhibit "A" and described in the attached "Exhibit B".
- 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 August 2014.

The second reading and public hearing being conducted on the 2nd day of September 2014.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

The map displays a residential area with the following details:

- Subject Property:** Lot 805, zoned R-40, highlighted with a thick black border and labeled "SUBJECT PROPERTY" in red.
- Adjacent Lots and Zoning:**
 - Lot 810 (R-20) to the north.
 - Lot 812 (R-20) to the northeast.
 - Lot 712 (R-20) to the east.
 - Lot 711 (R-40) to the southeast.
 - Lot 809 (R-20) to the south.
 - Lot 813 (R-20) to the southwest.
 - Lot 901 (R-20) to the west.
 - Lot 805 (R-40) to the east of the subject property.
 - Lot 715 (R-40) to the southeast of the subject property.
- Streets:**
 - LANTANA CT (northwest)
 - EMMA CT (west)
 - CHANTAL LN (southwest)
 - MUSTANG CT (northeast)
 - LIBERTY CT (east)
 - HUNTER CT (southeast)
 - LOCKLEY WAY (south)
- Other Lot Numbers:** 6301, 6233, 6229, 6225, 6221, 6217, 6213, 6208, 6204, 6205, 6201, 6200, 6218, 6216, 6212, 6208, 6204, 6200, 6112, 6108, 6104, 6100, 6101, 6113, 6109, 6105, 5917, 6004, 6001, 724, 720, 708, 704, 5912, 5913, 6000, 816, 727, 6008, 6009, 6004, 6005, 6001, 509, 505, 501, 506, 502, 511, 507, 503, 411, 407, 6118, 6114, 6110, 6106, 6100, 6001, 508, 509, 505, 6008, 6009, 6004, 6005, 6001.
- Other Labels:** "PUD-R-40" (top left), "PUD" (top right), "COUNTY" (top right), "NORTH" (arrow pointing up), "R-20" (multiple locations), "R-40" (multiple locations).

Exhibit “B”- Metes and Bounds Description

METES AND BOUNDS DESCRIPTION of the portion of the property currently zoned R-40, proposed for R-20:

All of Tract A and Tract B of the McEwing Subdvision, recorded in Volume 388-29, Page 447, Plat Records of Tarrant County, Texas (P.R.T.C.T.), and a portion of Lot A, Giacomini Addition, recorded in Cabinet A, Slide 6002, P.R.T.C.T.

N 88°50'19" E 607.74

S 01°01'51" E 754.59

S 00°00'21" E 319.99

S 89°29'04" W 404.07

N 00°44'20" W 407.34

S 88°42'57" W 203.36

N 00°44'36" W 663.08

Containing 570,372 square feet, or 13.094 acres



City of Colleyville City Council Agenda Briefing

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

Agenda Number 5b

Agenda Date 09/02/2014

Number Ordinance O-14-1925

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from the AG-Agricultural zoning district to the R-30-Single Family Residential zoning district on 1.05 acres of Lot 9, of the Mrs. Eva Paul's Subdivision, located at 1109 Tinker Road, Case ZC14-013

Explanation

Second Reading and Public Hearing

There were no speakers at the August 19, 2014 City Council meeting.

First Reading and Public Hearing

Bud Sellers, with TRS Custom Homes, has submitted a request to change the zoning on 1.05 acres, located at 1109 Tinker Road. The applicant is requesting to rezone the property from the AG-Agricultural zoning district to the R-30-Single Family Residential zoning district. The applicant is seeking a zoning change in order to build a new single family home. The previous home on the property has been demolished. The AG-Agricultural zoning district allows single family uses. However, the AG zoning district requires a minimum 40 foot front yard setback, a 25 foot side yard setback, a minimum rear yard setback of 40 feet, and a minimum lot size of 130,680 square feet.

Existing Conditions. The subject property is platted as Lot 9, Mrs. Eva Paul's Subdivision. The lot is vacant with a single family home currently under construction. The AG zoning district permits the construction of a single family home, as the rezoning request is considered by the City Council, given that single family detached uses are a permitted principal use in the AG zoning district. The buried propane tank shown on the attached illustration has been removed from the property.

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 as part of any approval by the City Council.

Lot Dimensions and Setbacks. The R-30 zoning regulations, in the Land Development Code, require a minimum lot size of 30,000 square feet with a minimum lot width 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: 35 feet

Minimum Side Yard Setbacks: 10 feet

Minimum Rear Yard Setback: 25 feet

Maximum Lot Coverage: 25 Percent

The current dimensions of the lot meet the minimum standards of the Land Development Code for the R-30 zoning district.

Surrounding Development Trends. The properties to the north are zoned R-40-Single Family Residential and are developed as single family detached homes. The property to the east is zoned AG-Agricultural and developed as a single family detached home. The property to the west is zoned R-40 Single Family Residential and developed as a single family detached home. The properties to the south are zoned R-20-Single Family Residential and are developed as single family detached homes.

Master Plan. The Future Land Use Plan designates the subject property for single family residential uses. The proposed rezoning is consistent with the Future Land Use Plan.

Public Notification. Staff mailed notices to 14 property owners within 200 feet as well as all Homeowners Associations within 500 feet of the subject property regarding this request. The school district where the subject property is located within Colleyville was notified per 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 no correspondence regarding this request.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this request at the July 14, 2014 meeting by a vote of 7-0.

Summary. The proposed zoning change is consistent with the Future Land Use Plan, which designates the subject property as single family residential uses.

Financial Impact

There is no financial impact to the City.

Recommendation

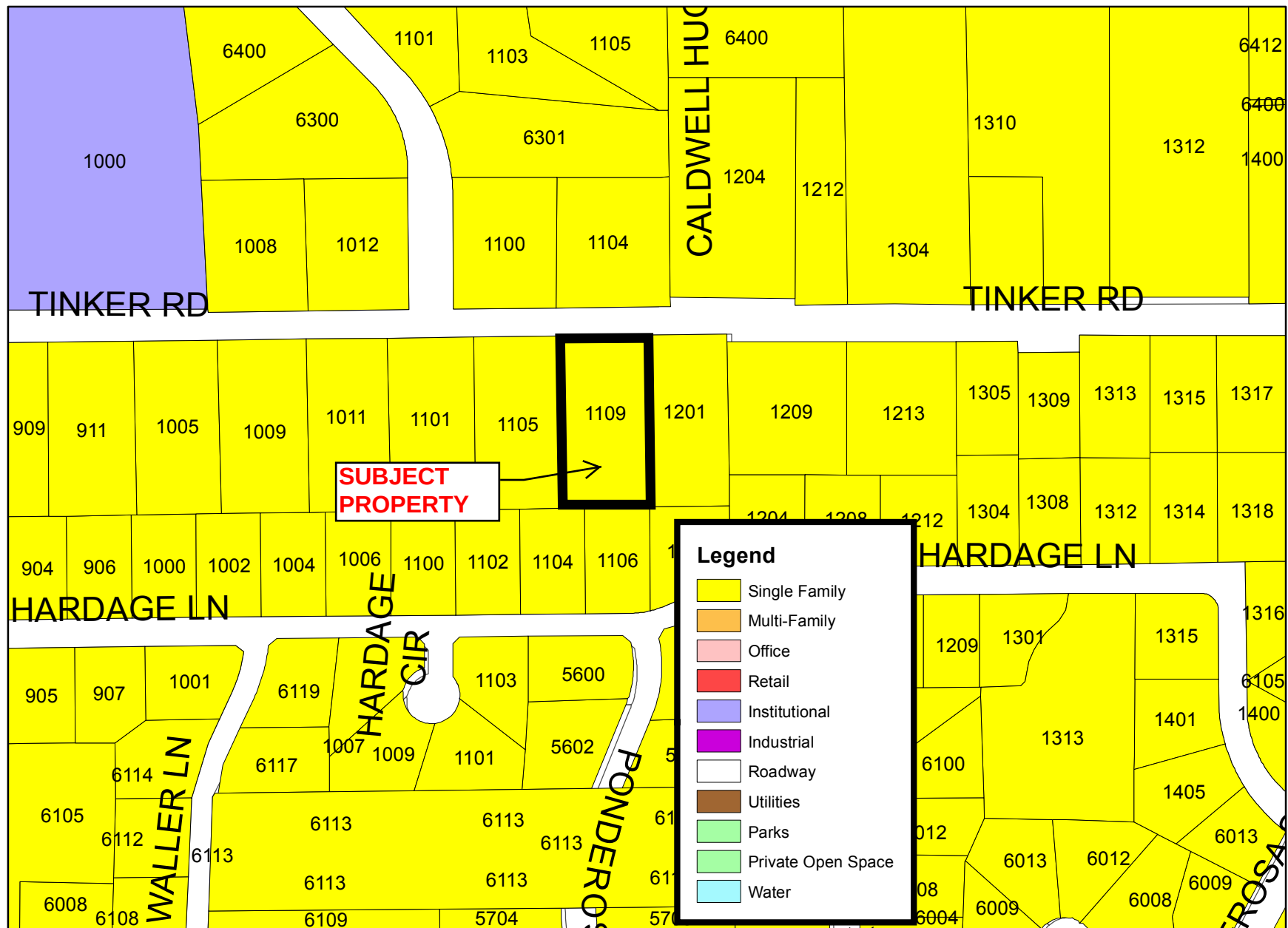
Approve

Attachments

1. Location and Zoning Map
2. Future Land Use Map
3. Buffer Map (Notification Area)
4. Notification List
5. Proposed Site Plan
6. Proposed Exterior Elevations
7. Property Survey
8. Ordinance O-14-1925

**Subject
Property**

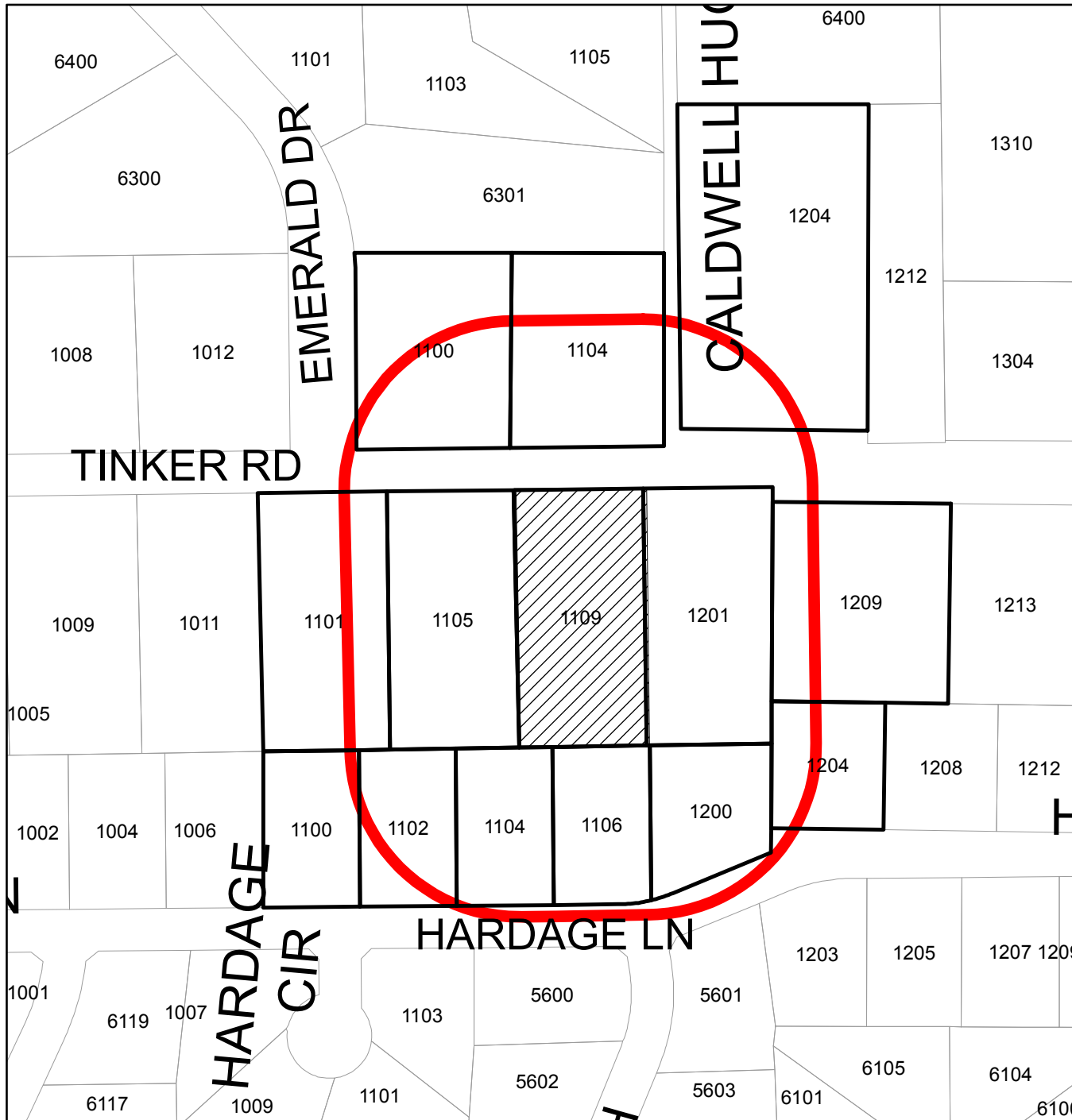
Future Land Use Map



Buffer Map (Notification Area)

Case ZC14-013 -

1109 Tinker Rd



Legend

-  Subject property
-  Properties within 200 feet
-  Parcels

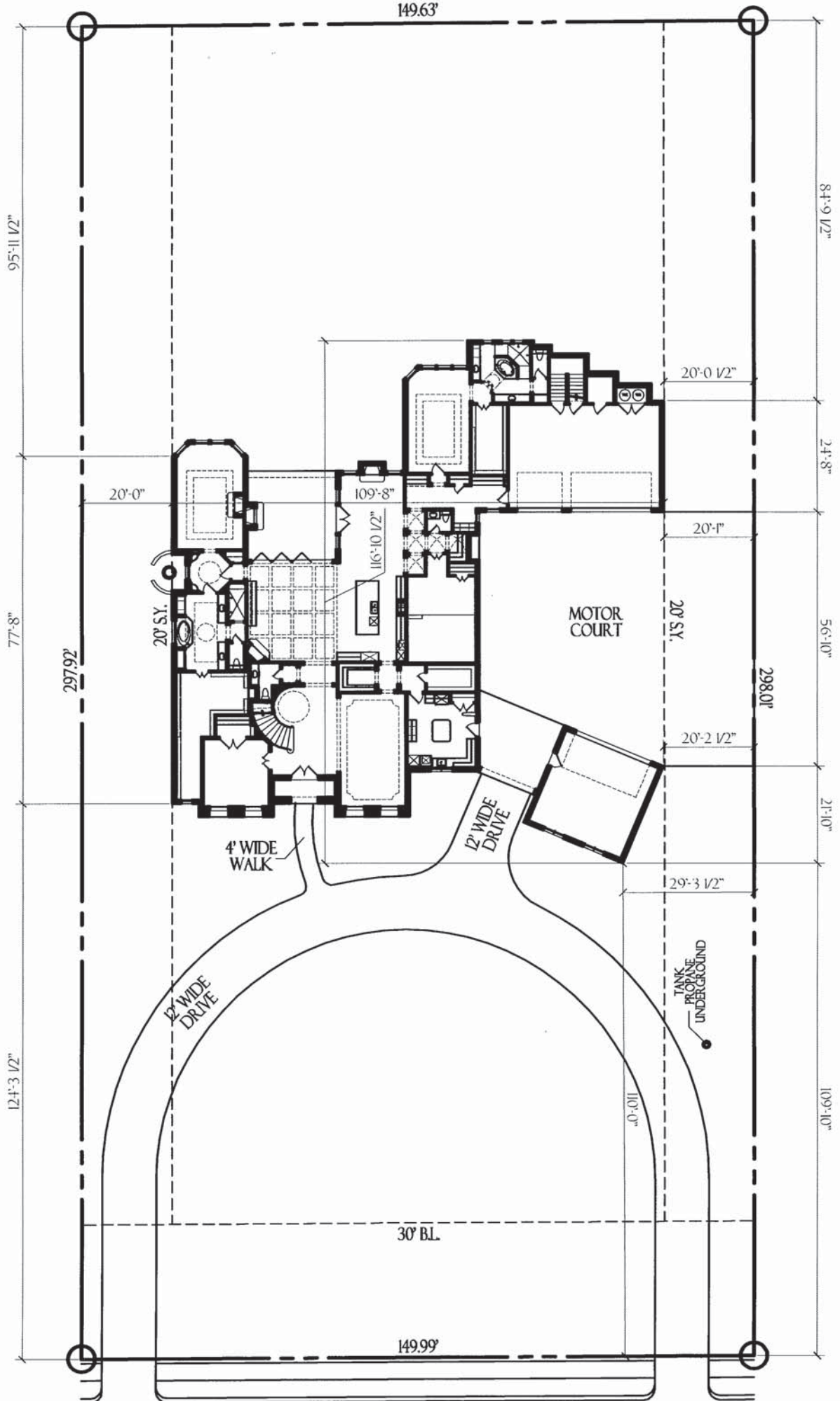


Notification List

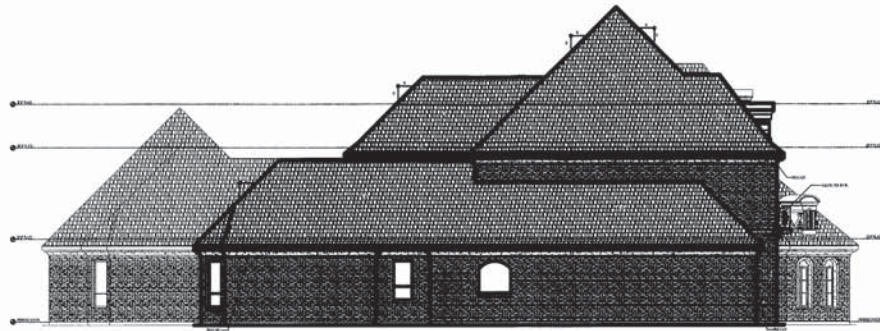
Owner Name	Owner Address	Owner City	Owner State	Owner Zip	Situs Address
OSTMAN, NEAL ETUX JANIS N	1104 TINKER RD	COLLEYVILLE	TX	76034	001104 TINKER RD
TURPENTINE, GEORGE A	1100 TINKER RD	COLLEYVILLE	TX	76034	001100 TINKER RD
NUNN, KENNETH E JR	1101 TINKER RD	COLLEYVILLE	TX	76034	001101 TINKER RD
BOLTON, JONATHAN ETUX CAROL	105 WILLIAMSBURG CT	COLLEYVILLE	TX	76034	001109 TINKER RD
LANE, LONNIE B II ETUX AIMEE	1106 HARDAGE LN	COLLEYVILLE	TX	76034	001106 HARDAGE LN
SMITH, J DANIEL ETUX BECKY	1102 HARDAGE LN	COLLEYVILLE	TX	76034	001102 HARDAGE LN
SPORISKY, JODY J & JULIE K	1100 HARDAGE LN	COLLEYVILLE	TX	76034	001100 HARDAGE LN
RITZ, FRANK A ETUX BRENDA	PO BOX 1530	COLLEYVILLE	TX	76034	001105 TINKER RD
EWING, STEPHEN ETUX MARIA	1104 HARDAGE LN	COLLEYVILLE	TX	76034	001104 HARDAGE LN
MADDOX, TY C ETUX TIFFANY	1200 HARDAGE LN	COLLEYVILLE	TX	76034	001200 HARDAGE LN
HIDUK, ERIN A	1204 HARDAGE LN	COLLEYVILLE	TX	76034	001204 HARDAGE LN
GOODALE, STEVEN E & LYNETTE D	1209 TINKER RD	COLLEYVILLE	TX	76034	001209 TINKER RD
LEWIS, MARY BELINDA	7004 ROSEBROOK	COLLEYVILLE	TX	76034	001201 TINKER RD
JONES, ROBERT C & ELISA	1204 TINKER RD	COLLEYVILLE	TX	76034	001204 TINKER RD
GRAPEVINE-COLLEYVILLE ISD	3051 IRA E. WOODS AVE	GRAPEVINE	TX	76051	COURTESY NOTICE
TRS CUSTOM HOMES, APPLICANT	7004 ROSEBROOK	COLLEYVILLE	TX	76034	Applicant

Public hearing notices were mailed
Thurs., July 3rd by Taci Wrisley

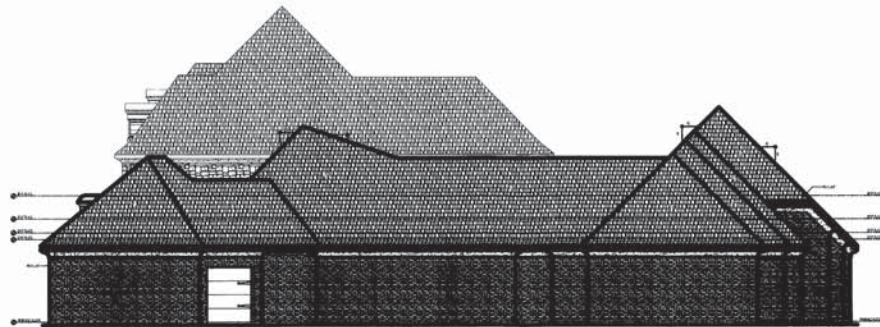
Proposed Site Plan



Proposed Exterior Elevations



LEFT ELEVATION
SCALE: 1/8" = 1'-0"



RIGHT ELEVATION
SCALE: 1/8" = 1'-0"

PLAN OR ELEVATION	
By using these plans, the owner agrees to the following: These plans are the property of Q Home Designs and are not to be reproduced, copied, or used for construction without the written permission of Q Home Designs. These plans are intended to provide the owner with a general impression of the proposed home. Actual construction may vary from the plans. Q Home Designs, Inc. is not responsible for any errors or omissions. Q Home Designs, Inc. is not responsible for any construction or design errors. Q Home Designs, Inc. is not responsible for any construction or design errors. Q Home Designs, Inc. is not responsible for any construction or design errors.	
PROJECT NO:	
DATE:	
CLIENT'S NAME:	
HOME ADDRESS:	
PHONE NUMBER:	
EMAIL ADDRESS:	
DATE:	

TRS CUSTOM HOMES
1109 TINKER ROAD
COLLEYVILLE, TEXAS
MRS. EVA PAUL'S
LOT 9
CHERI RESIDENCE

HOME DESIGNS
817.412.0896
www.qhomedesigns.com

JOB #:
14001
A-6

Proposed Exterior Elevations



FRONT ELEVATION
SCALE: 1/8" = 1'-0"



REAR ELEVATION
SCALE: 1/8" = 1'-0"

OWNER AGREEMENT
By using these plans, the owner agrees to the following. These plans are the property of Q Home Designs and are not to be reproduced, copied, or used for any other purpose without the written permission of Q Home Designs. These plans are intended to provide the owner with a general idea of the proposed home. Any changes or modifications to these plans must be made in writing and signed by the owner and the designer. Any plans changes will not change the liability of the designer.

DESIGNED BY: _____
CHECKED BY: _____
FINAL REVIEW BY: _____
DATE: _____
APPROVED/TESTED BY: _____
DATE: _____

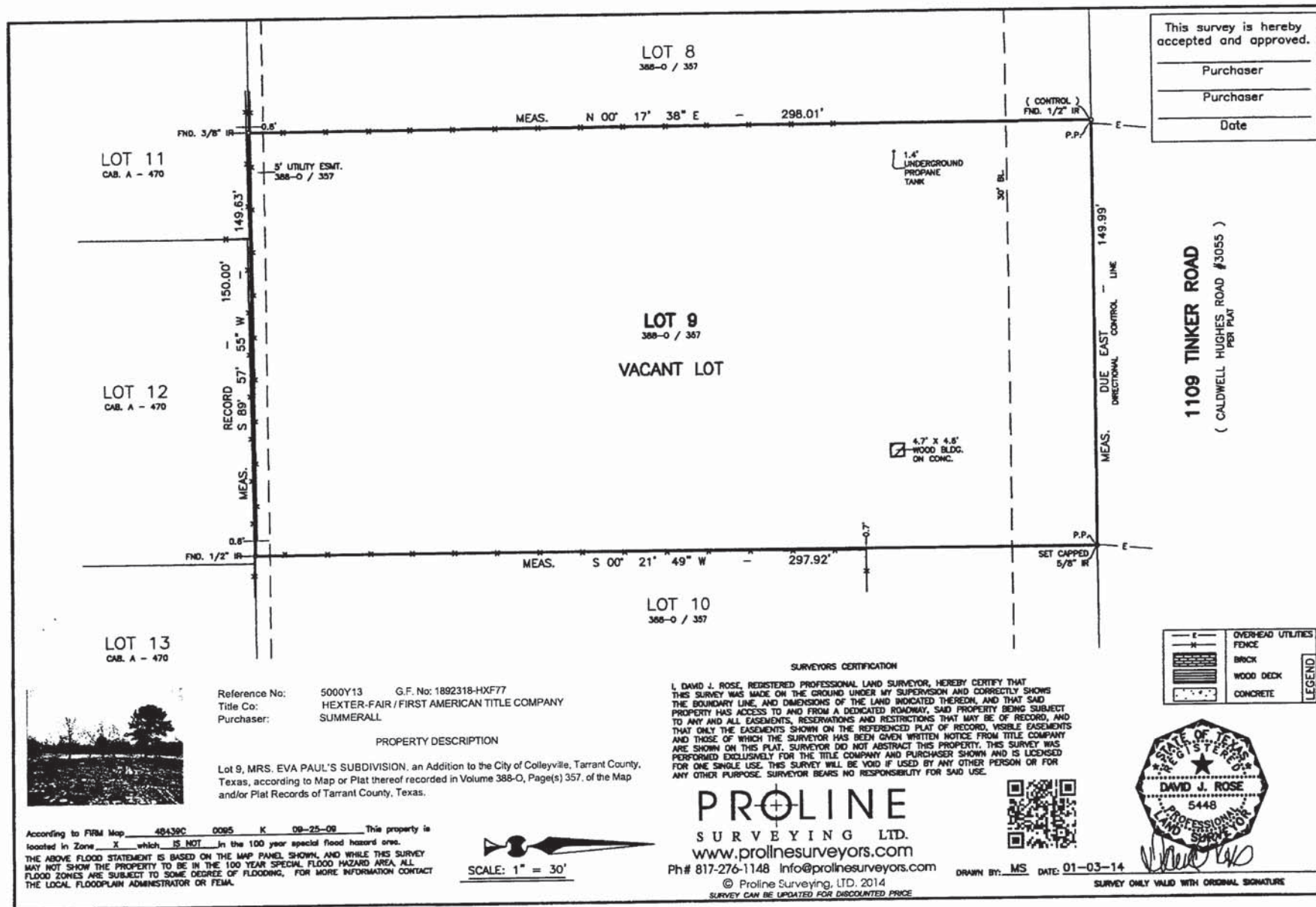
NOTES
1) Owner shall verify all dimensions prior to beginning construction and shall notify the Designer of any discrepancies immediately.
2) Owner shall follow all applicable codes and local rules / ordinances.
3) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.
4) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.
5) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.
6) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.
7) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.
8) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.
9) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.
10) All plans shall be 1/8" thick and all dimensions shall be in feet and inches.

TRS CUSTOM HOMES
1109 TINKER ROAD
COLLEYVILLE, TEXAS
MRS. EVA PAUL'S
LOT 9
CHERI RESIDENCE

HOME DESIGNS
817.412.0896
www.qhomedesigns.com

JOB #:
14001
A-5

Property Survey



ORDINANCE O-14-1925

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 1.05 ACRES ON LOT 9 OF THE MRS. EVA PAUL'S SUBDIVISION, LOCATED AT 1109 TINKER ROAD, FROM THE AG-AGRICULTURAL ZONING DISTRICT TO THE R-30-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for rezoning under Case ZC14-013; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to 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 on 1.05 acres on Lot 9 of the Mrs. Eva Paul's Subdivision, located at 1109 Tinker Road, from the AG-Agricultural zoning district to the R-30-Single Family Residential zoning 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 August 2014.

The second reading and public hearing being conducted on the 2nd day of September 2014.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2014.

ATTEST:

CITY OF COLLEYVILLE

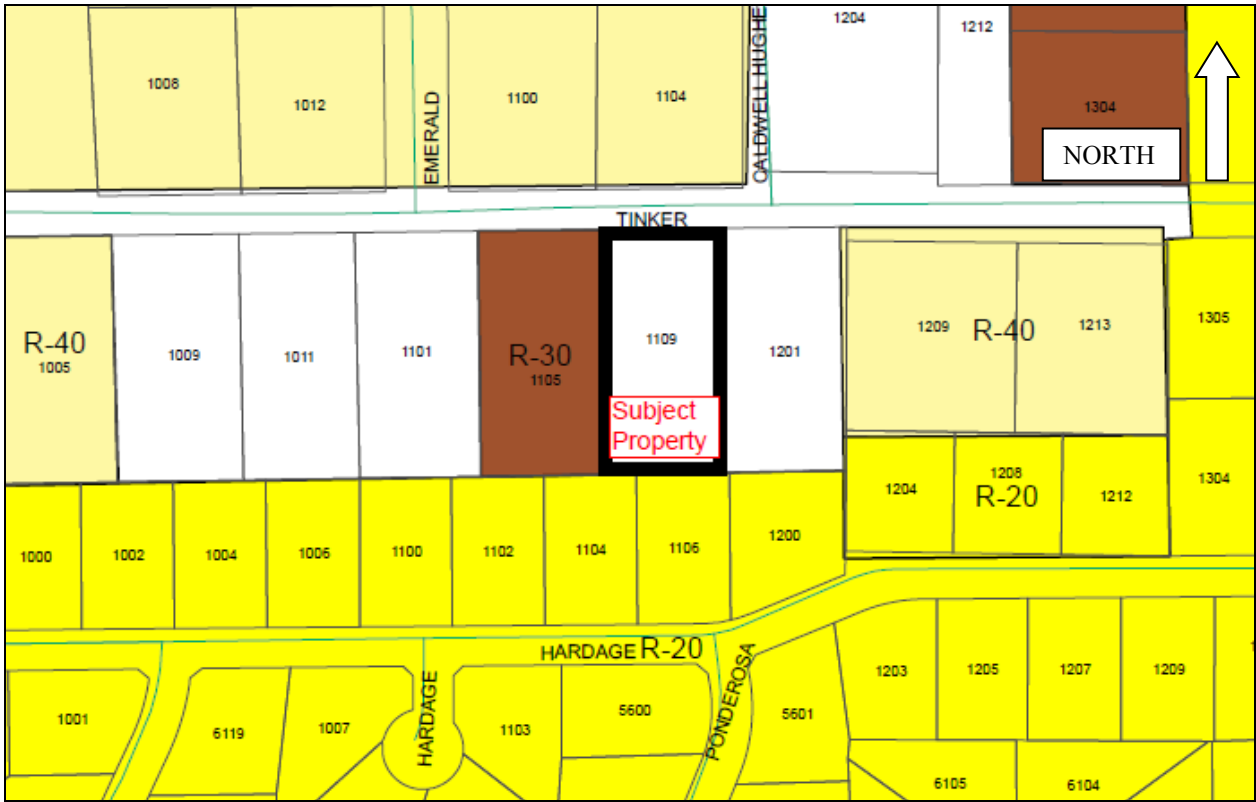
Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

Exhibit “A”- Location and Zoning Map





City of Colleyville City Council Agenda Briefing

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

Agenda Number 5c

Agenda Date 09/02/2014

Number Ordinance O-14-1927

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from the R-20-Single Family Residential zoning district to the PUD-C-Planned Unit Development Commercial zoning district on 1.36 acres of Lots 1 and 2, Block 1, of the Sunrise Terrace Addition, located at 1105 Glade Road, Case ZC14-009

Explanation

Second Reading and Public Hearing

Per the attached email, the applicant has requested the City Council vote to continue this request to the September 16, 2014 City Council meeting in order to allow for additional time to address concerns raised at the August 19, 2014 City Council meeting.

At the August 19, 2014 City Council meeting there were two people who spoke in favor of the request and five people who spoke in opposition to the request. The total speaker cards received were as follows: four in favor, and 11 opposed. Based on all speaker cards and correspondence received to date, the breakdown of persons in favor of the request versus those opposed is as follows:

In favor: four total; one within the 200 foot buffer.

Opposed: 30 total; eight within the 200 foot buffer.

Per the attached opposition map, the percent of properties within the 200 foot buffer opposed to the request stands at 38.82 percent. Therefore, a supermajority vote of the City Council is required in order to approve this item.

First Reading and Public Hearing

BYD Development is requesting to rezone 1.36 acres located at 1105 Glade Road from the R-20-Single Family Residential district to the PUD-C-Planned Unit Development Commercial district in order to develop two buildings for professional office uses.

Existing Conditions. The property is platted as the Sunrise Terrace Addition, Block 1, Lots 1 and 2 and is currently vacant. The property is zoned R-20-Single Family Residential.

Master Plan. The rezoning request is not consistent with the Colleyville Master Plan,

adopted in 2004, which designates the subject property for future single family uses. Properties to the west are designated as retail. Properties to the north and east are designated as office. Properties to the south are designated as single family.

At the December 2, 2008 City Council meeting, upon approving the rezoning for 1117 Glade Road from the R20-Single Family Residential zoning district to the PUD-C-Planned Unit Development Commercial zoning district, the City Council directed City staff to communicate with any potential developers of property on the south side of Glade Road adjacent to, and in the general vicinity of, 1117 Glade Road that commercial office is an acceptable use, provided the ordinance approving the PUD-C zoning for 1117 Glade Road, Ordinance O-08-1695 (attached), is used as a model ordinance for any future rezoning requests.

Proposed Rezoning Request. The applicant has submitted a Statement of Planning Objectives (attached) describing the proposed development. The applicant is requesting to rezone to the PUD-C zoning district to develop the site for two professional office buildings. Building 1, at the corner of Bedford Road and Glade Road, is proposed to be a two-story, 9,493 square foot building. Building 2 is proposed to be a one-story, 7,543 square foot building.

Lot Dimensions and Setbacks. The PUD-C zoning district establishes a 40-foot front yard setback, a 10-foot side yard setback, and a 25-foot rear yard setback. The proposed development meets the side and rear yard setback requirements.

Variance Request: The applicant is requesting to reduce the 40-foot front yard setback to 10 feet. The purpose of this request is to increase the distance of the buildings and parking areas from the single family residential homes to the south and to enhance the streetscape along Glade Road.

Development Standards. The applicant is proposing to develop the site for two commercial office buildings. Building 1, at the corner of Bedford Road and Glade Road, is proposed to be a two-story, 9,493 square foot building. The proposed building height of 35-feet meets the maximum height limit of the PUD-C zoning district. The exterior wall materials consist of masonry materials as permitted by the Land Development Code.

Building 2 is proposed to be a one-story, 7,543 square foot building. The proposed building height of 22-feet meets the maximum 35-foot height limit of the PUD-C zoning district. The exterior wall materials consist of masonry materials as permitted by the Land Development Code.

Building Design Standards. The applicant has submitted the attached conceptual renderings of the proposed office buildings. The proposed buildings will be required to comply with the provisions of Chapter 6-Commercial Building Design in the Land

Development Code

Parking. The site plan provides 57 parking stalls as required by the Land Development Code for general business office parking.

Perimeter Fencing. The applicant proposes an 8-foot tall masonry fence along the rear lot line, adjacent to the existing single family homes. The proposed fence is in compliance with Section 3.26, D.2.a. of the Land Development Code that states where a nonresidential use abuts a residential lot, use or district, the side and rear property lines abutting said residential lot, use or district shall be suitably screened, with a decorative masonry wall, by the nonresidential use so as to obscure the view from the residential lot, use or district to the nonresidential use to a height not less than eight (8) feet.

Garbage Container Screening. The Land Development Code requires all garbage container enclosures and containers to be located behind all required building setbacks. Since the Planning and Zoning Commission meeting, the applicant has revised the site plan to include space within each building for roll away trash containers.

Landscaping. The proposed landscape plan exceeds the minimum standards required by the Land Development Code. Twenty percent of the total site must be a landscape area. The landscape plan illustrates that 26 percent of the total area will be landscaped. Fifty percent of the total landscape area must be within the street yard. The applicant has provided 58 percent of the total landscape area within the street yard.

The Land Development Code requires a minimum 20 foot wide green belt adjacent to residential districts. Where a fire lane is required, the green belt may be reduced to 5 feet. Within the proposed development, the majority of the area abutting the residential uses maintains a 20-foot buffer, however there are portions of the site where the fire lane encroaches into the green belt. In areas where there is an encroachment, the green belt is not less than 5 feet.

The Land Development Code requires that shrubs be planted on-site for each five (5) linear feet of public street rights-of-way located adjacent to the property. The applicant has exceeded the required 106 shrubs by proposing 126 shrubs.

A development must retain or plant one (1) three (3) inch caliper tree per each forty (40) feet of street frontage on collector streets, or larger. Trees are to be planted on the street frontage.

Variance Request: Due to the proposed office layout and utility easements along Glade Road, the applicant requests to modify the location of the tree plantings. The landscape plan proposes six trees along Glade Road and two trees along Bedford Road.

The remaining required trees are planted along the southern property line.

Since the Planning and Zoning Commission meeting, the applicant has revised the landscape plan to include additional plantings along the southern property line. The applicant has increased the number of Live Oak trees from eight to twelve trees and the planting of 25 Eastern Red Cedar screening trees from 19 trees.

Open Space. For all non-residential uses, open space land, comprising not less than 20 percent of the non-residential area, shall be provided. The landscape plan has exceeded this requirement. The property owner will be responsible for the ownership and maintenance of the open space.

Access. The applicant is proposing access from Bedford Road, Glade Road, and an extension of an internal drive connecting to the existing professional office development to the east.

Bedford Road is classified as a minor collector on the Thoroughfare Plan. Glade Road is classified as a minor arterial.

Sidewalks. A minimum five foot wide sidewalk is required along Glade Road and Bedford Road whenever any new structures are built. The site plan proposes a six foot wide sidewalk along Glade Road and a five foot wide sidewalk along Bedford Road.

Traffic Generation. Per the Institute of Transportation Engineers 6th Edition Trip Generation manual, general office uses generate an average rate of 188 trips per weekday.

Preliminary Drainage Analysis. The applicant has submitted a Preliminary Drainage Analysis prepared in accordance with drainage analysis requirements of the Land Development Code. The analysis has been reviewed and accepted by Public Works.

Surrounding Properties. The properties to the north are zoned PUD-C, R-20 Single Family, and PUD-R. The property zoned PUD-C is developed as a professional office; the property zoned R-20 is an existing single family home; the property zoned PUD-R is developed as commercial uses along the frontage of Glade Road. The property to the east and west are zoned PUD-C and developed as professional offices. The properties to the south are zoned R-20 and developed as single family residential homes.

Summary of Variance Requests. The applicant is seeking the following two variance requests from the Land Development Code:

1. To reduce the 40-foot front yard setback to 10 feet. The purpose of this request is to increase the distance of the buildings and parking areas from the single family

residential homes to the south and to enhance the streetscape along Glade Road.

2. Due to the proposed office layout and utility easements along Glade Road, the applicant requests to modify the location of the tree plantings. The landscape plan proposes six trees along Glade Road and two trees along Bedford Road. The remaining required trees are planted along the southern property line.

Public Notification. Staff mailed notices to 19 adjacent property owners regarding this request and all homeowners associations within 500 feet. The school district where the subject property is located within Colleyville was notified per state law. Notice was published in the *Fort Worth Star-Telegram* as required by state law and the Land Development Code. Staff has received 28 letters (two letters included petitions) in opposition and one letter in support of the rezoning request. Five property owners signed letters (including the petitions) within 200 feet of the subject property. Nine speaker cards in opposition to the request and one card in support were submitted at the June 23, 2014 Planning and Zoning Commission meeting and eight speaker cards in opposition to the request were submitted at the July 14, 2014 Commission meeting. Four of the property owners are within 200 feet of the subject property.

Written Opposition. State law and the Land Development Code both state that if written objections are received from 20 percent of the area of the adjacent property owners extending 200 feet from the subject property, then a three-fourths ($\frac{3}{4}$) vote (super majority is 6 out of 7) is required by City Council for approval of this planned development zoning change request. **Upon review of the submitted responses from the public, City staff has calculated that the submitted written opposition counts as approximately 28 percent of the total 200-foot buffer area. This planned development zoning change will require a three-fourths ($\frac{3}{4}$) super-majority vote by City Council for approval.** A map is enclosed illustrating the 200-foot buffer surrounding the subject property and the location of the property owners within two-hundred feet (200') that have responded to this zoning change request.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this request at the July 14, 2014 meeting by a vote of (4-3), subject to the following conditions:

1. The screening wall and landscape plan shall be consistent with the applicant's presentation at the July 14, 2014 Planning and Zoning Commission meeting;
2. There shall be no dumpster waivers granted as part of this request.

Summary. The applicant is requesting to rezone 1.36 acres located at 1105 Glade Road from the R-20-Single Family Residential district to the PUD-C Planned Unit Development Commercial district in order to develop two buildings for professional office uses. While not in compliance with the Colleyville Master Plan, the proposed

rezoning does align with surrounding Future Land Use designations and is consistent with the direction provided to staff from the City Council on December 2, 2008 and noted above.

Financial Impact

There is no financial impact to the City.

Recommendation

Approval with the following conditions:

1. Permitted uses shall be limited to Professional and General Office.
2. All new buildings must comply with the provisions of Chapter 6-Commercial Building Design in the Land Development Code.
3. The 40-foot front yard setback shall be reduced to 10 feet.
4. The planting of six trees along Glade Road and two trees along Bedford Road shall be permitted.
5. The proposed development is subject to all the regulations contained in the Land Development Code, except as amended by the proposed ordinance.
6. The development, including the use of land and the layout of the buildings on the property shall be generally consistent with Exhibit "C" within the proposed ordinance.
7. The building elevations shall be generally consistent with Exhibit "D" within the proposed ordinance.

Attachments

1. Request to Continue Case to September 16, 2014
2. Location and Zoning Map
3. Future Land Use Map
4. Aerial
5. Notification List
6. Buffer Map (Notification Area)
7. Opposition Map
8. Speaker Cards - Support
9. Letters and Speaker Cards - Opposition
10. Letter from Applicant July 18, 2014
11. Revised Statement of Planning Objectives
12. Original Statement of Planning Objectives
13. Zoning Exhibit
14. Site Plan
15. Landscape Plan

16. Rendering of Landscaped South Property Line
17. Building 1 Elevations
18. Building 2 Elevations
19. Conceptual Building Elevations - Southeast Corner of Bedford Road and Glade Road
20. Conceptual Building Elevations - View from Glade Road
21. Building 1 Floor Plan
22. Building 2 Floor Plan
23. Preliminary Drainage Analysis
24. Ordinance O-08-1695
25. Ordinance O-14-1927

Request to Continue Case to September 16, 2014

From: Peter Slover
Sent: Wednesday, August 27, 2014 8:57 AM
To: Ron Ruthven
Cc: Marty Wieder
Subject: RE: 1105 Glade Road Rezoning ~ Request Continuance

Ron,

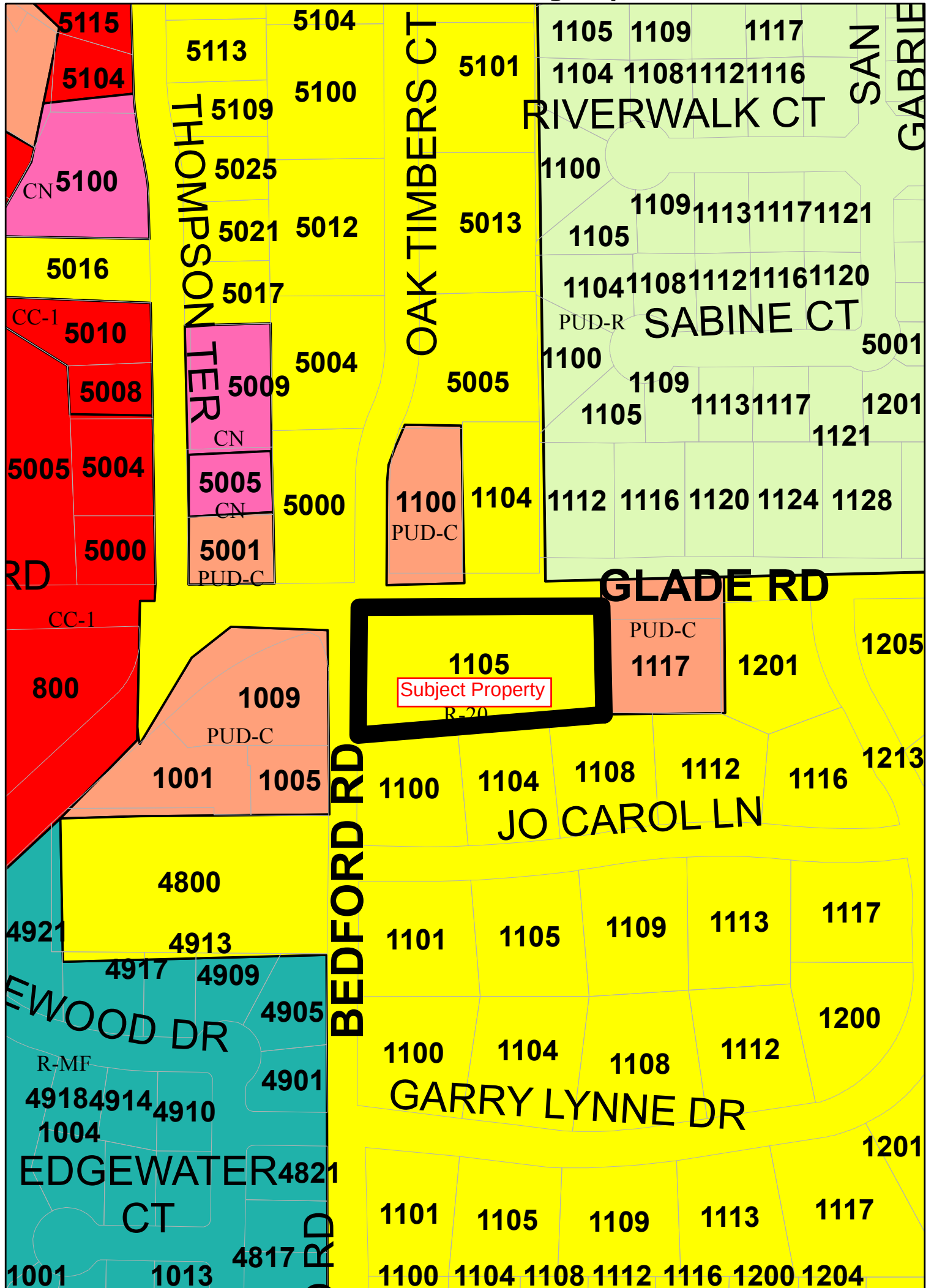
We would respectfully request a continuance to the September 16th Council, meeting so that we may incorporate fully the feedback, changes, and neighbors input on our elevations and plans to present to the City Council. Please do not hesitate to contact me directly should you have any questions and thank you for your continued assistance.

Kind Regards,

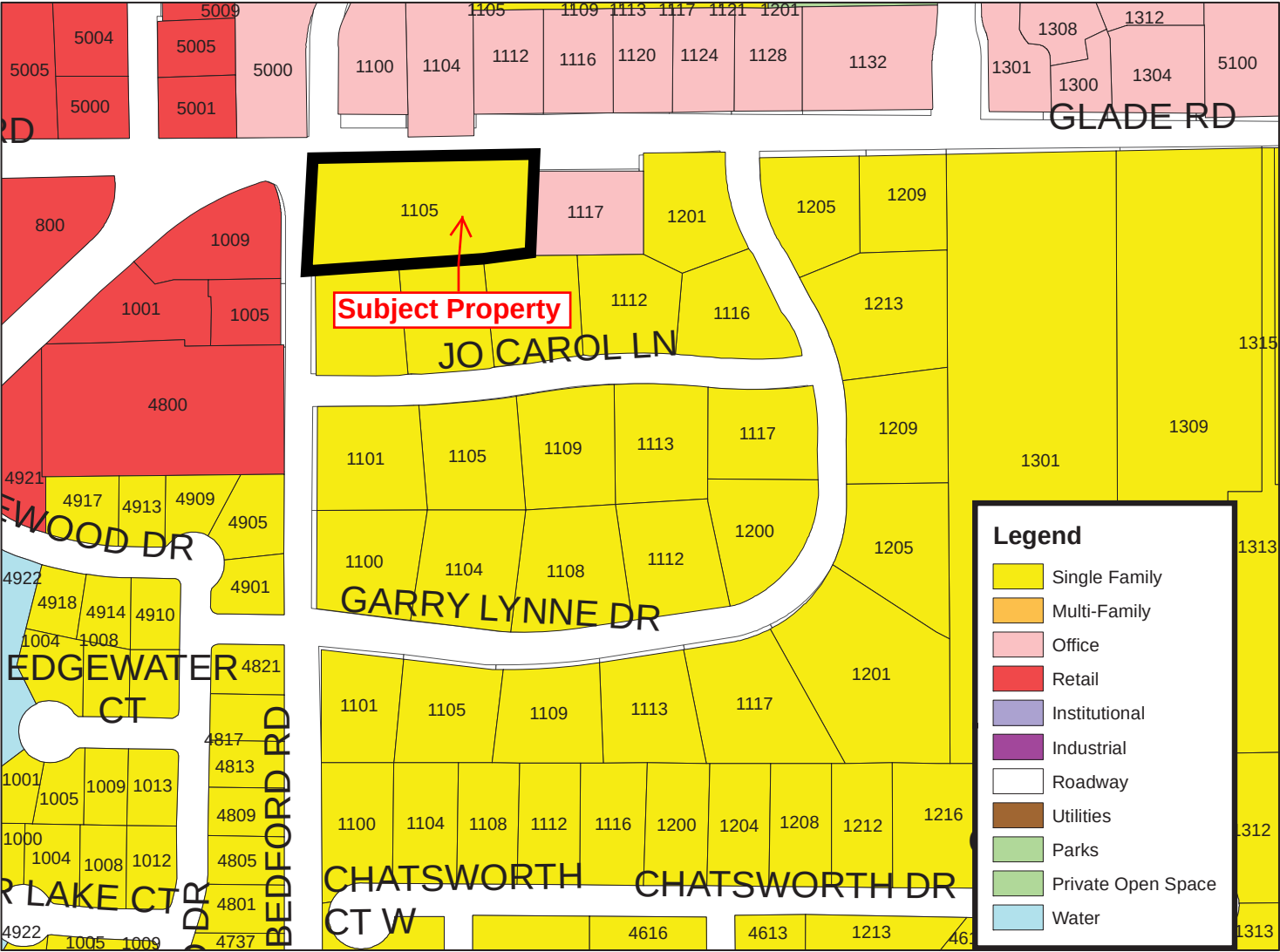
Peter Slover
817.228.7807



Location and Zoning Map



Future Land Use Map



Aerial

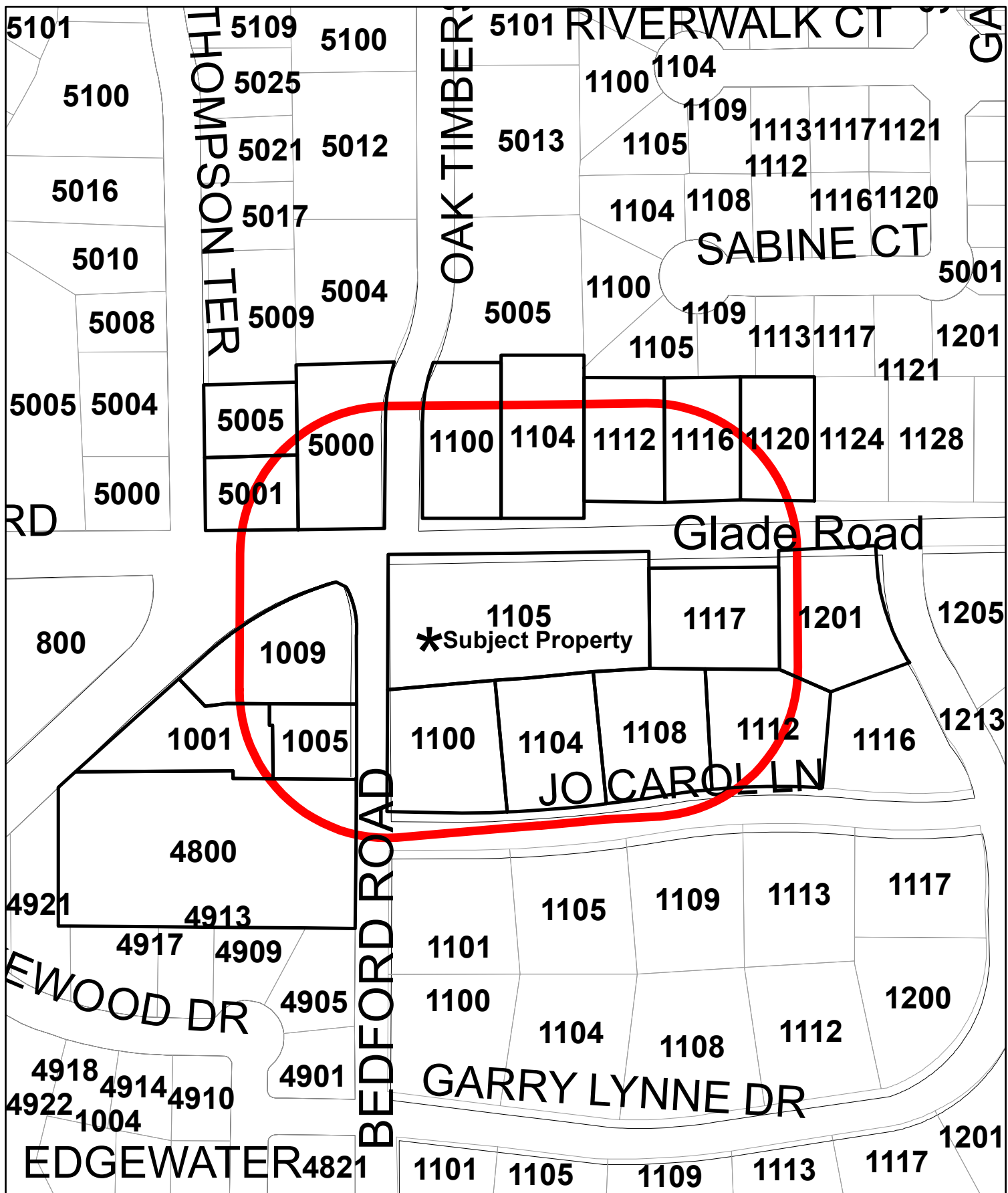


Notification List

Owner Name	Owner Address	Owner City	Owner State	Owner Zip	Situs Address
GLADE ROAD CAPITAL LLC	PO BOX 1821	COLLEYVILLE	Texas	76034	001001 VILLAGE PARK DR
THOMPSON BENJAMIN ETUX YEE-PIN	1100 GLADE RD	COLLEYVILLE	Texas	76034	001100 GLADE RD
HOLLAND, AXEL ETUX URSULA	1100 JO CAROL ST	COLLEYVILLE	Texas	76034	001100 JO CAROL LN
GLADE RIVER III LLC	11511 ROSSER RD	DALLAS	Texas	75229	001104 GLADE RD
PETERSON, BARBARA LISA	1104 JO CAROL ST	COLLEYVILLE	Texas	76034	001104 JO CAROL LN
ROBERT SALTER FAMILY LP	209 W 2ND ST # 377	FORT WORTH	Texas	76102	001105 GLADE RD
TRACHIER, STEVE ETUX CONNIE M	1108 JO CAROL ST	COLLEYVILLE	Texas	76034	001108 JO CAROL LN
ADLER, KEITH	1112 GLADE RD	COLLEYVILLE	Texas	76034	001112 GLADE RD
FREEMAN, BECKY A	1112 JO CAROL ST	COLLEYVILLE	Texas	76034	001112 JO CAROL LN
ECKERT TRUST	5225 FONTAINE ST	SAN DIEGO	California	92120	001116 GLADE RD
PREMIER OFFICE EQUITIES	1117 GLADE RD STE 140	COLLEYVILLE	Texas	76034	001117 GLADE RD
GLADE RIVER II LLC	11511 ROSSER RD	DALLAS	Texas	75229	001120 GLADE RD
RIKA, SENNEAR ETVIR TONY	1201 GLADE RD	COLLEYVILLE	Texas	76034	001201 GLADE RD
SANDLIN, SCOTT	5137 DAVIS BLVD	NORTH RICHLAND HILLS	Texas	76180	004800 BEDFORD RD
KING, DALE L	PO BOX 371	COLLEYVILLE	Texas	76034	005000 OAK TIMBERS CT
DREAM MARRIAGE LLC	2968 HARBOR COVE DR	LAS VEGAS	Nevada	89128	005001 THOMPSON TERR
WINDY PINE PLACE LP	12815 SE RIVERCREST DR	VANCOUVER	Washington	98683	005005 THOMPSON TERR
GRAPEVINE-COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE	Texas	76051	COURTESY NOTICE
RIVERWALK HOA	1108 NUECES COURT	COLLEYVILLE	Texas	76034	COURTESY NOTICE
LAKEWOOD ESTATES HOA	4908 LAKESHORE COURT	COLLEYVILLE	Texas	76034	COURTESY NOTICE
PETER SLOVER, APPLICANT	1203 S. WHITE CHAPEL, SUITE 250	SOUTHLAKE	Texas	76092	APPLICANT

Public hearing notices were mailed Fri.
June 13, 2014 by Taci Wrisley

Buffer Map (Notification Area)



Case ZC14-009 - 1105 Glade Road

Legend



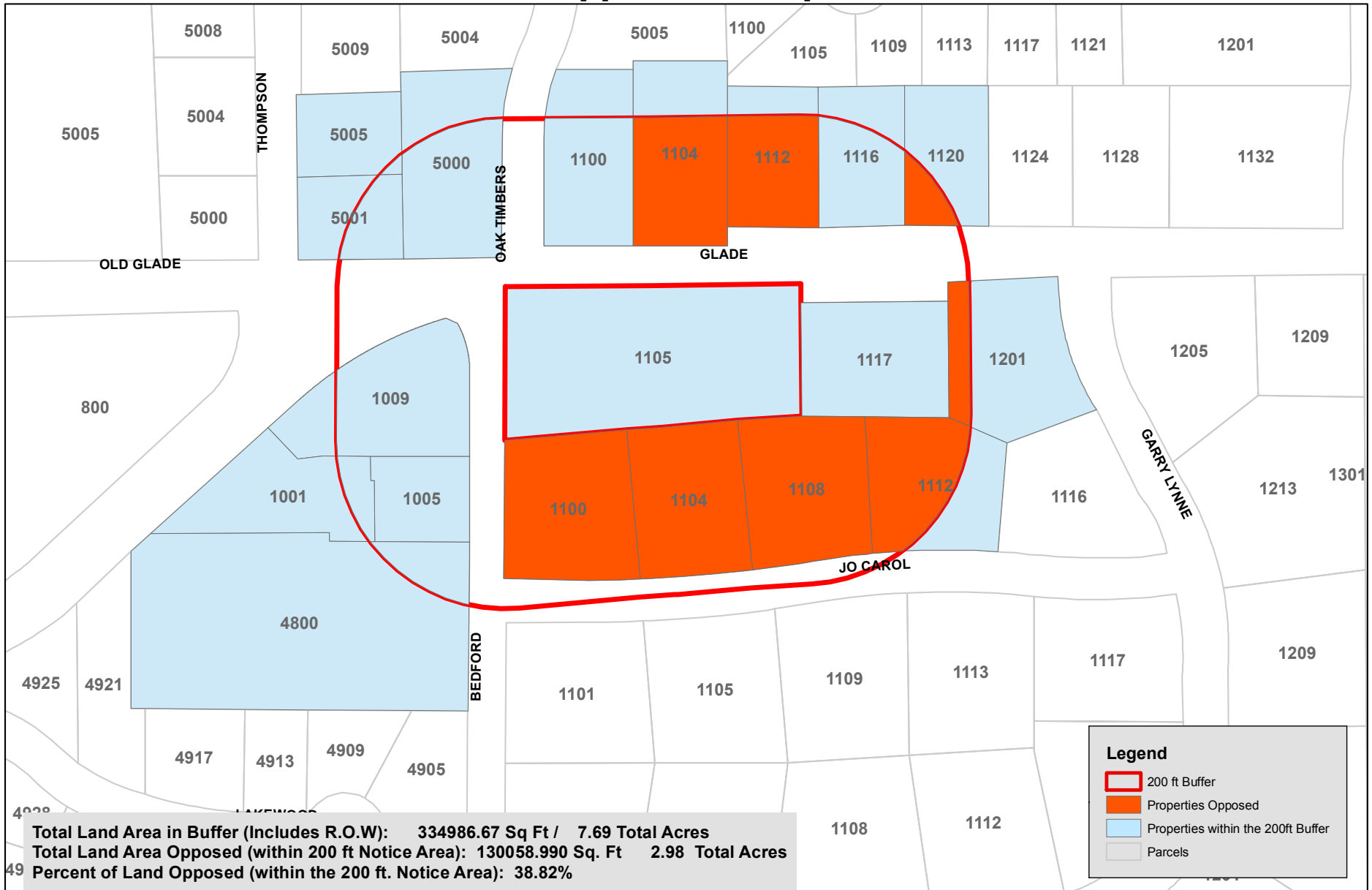
Properties within 200 Feet



Parcels



Opposition Map

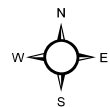


1105 Glade Road Planned Development Zoning Change

Updated 8/26/14



0 62.5 125 250 375 500 Feet



Speaker Card - Support

SPEAKER CARD

Date: 19 August

Agenda Item Number: 7d

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

X 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: Shawn Goff

Address: 3000 Mahan Court

City: Grapevine

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 - Support

SPEAKER CARD

Date: 8-19-14

Agenda Item Number: 7D

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: Roger Beavan S

Address: 1117 Glade Rd

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: Roger Beavan

This information is a Public Record

Speaker Card - Support

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7c
7d

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

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

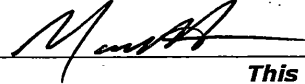
_____ I do not wish to speak, but please record my: _____ **support** _____ **opposition**

Name: Mark Howe

Address: 3100 Parisbrooke Ct

City: Collegville

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 - Support

SPEAKER CARD

Date: 8

Agenda Item Number: 7c 7d

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: _____

Address: _____ City: _____

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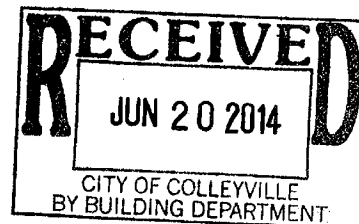
Signed: _____

This information is a Public Record

Letters and Speaker Cards - Opposition

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

Re: Zoning Case Number ZC14-009
1105 Glade Road
Lots 1 and 2, Block 1, of the Sunrise Terrace Addition



Dear City of Colleyville,

First, I would like to address the size of the site plan diagram sent to the owners of real property within 200 feet. It is so small that it can't be read even with the assistance of a magnifying glass. I find this deceitful. If I had not taken the time to enlarge the plans and use a magnifying glass, I would have overlooked the fact that there is a proposed two story office building going in. My complaint regarding the site plan diagram is that it was not legible.

We are vehemently opposed to a two story commercial office building being placed backing up to a residential neighborhood. Building a two story office building would rob us of our privacy. Office workers and patrons would be looking down on us and our back yards throughout the day. This would be very intrusive as we would not know any of the office people or their clients. Whereas with a two story residence, we would know our neighbors. Also security night lights would be shining in our back yards all night long. This is currently a problem I face now with the commercial office building at 1117 Glade Road.

Parking in the rear of the proposed building is not acceptable. It will create noise and not allow those of us that have night jobs the peace that we need to sleep during the day. We seriously would like to know why BYD Development and Clay Moore Engineering even would consider having rear parking spaces rather than parking in the front? All of the nearby commercial businesses on this part of Glade have front parking. Why the change?

The trash dumpster in the rear of the building will not only create more of a noise factor during its collection but will also attract more rats to the area. We have already experienced an increase in rat activity with the clearing of adjacent lands. As well, neighbors do not want the noise pollution from the release of the dumpster being dropped. This noise would be right in our backyards.

Running the road/parking easement behind the building would add to the noise factor as well as creating a by-pass from Bedford Road to Glade Road. I also want to point out the adjacent property has parking in the front and the building backing up to our homes. Building another office building next to it with the opposite plan would not be aesthetically pleasing. Again, rear parking is not acceptable.

There is no provision that states that the new 8' screen wall will match the existing wall. As well, will any landscape trees be planted to give more privacy than an 8' wall would provide? If no trees other than the three existing trees are provided, will the height of the wall be increased?

Where are the A/C units going to be placed? Are we going to have to hear the compressors all of the time and not be able to enjoy our back yards?

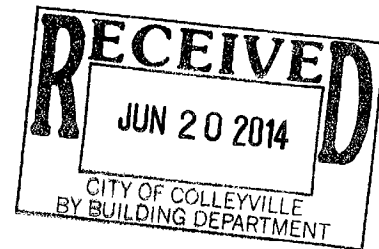
Letters and Speaker Cards - Opposition

Drainage is also an issue. The more concrete, the more run off to the properties in the back. We know that you have addressed some of the drainage issues but your diagram shows it going to Bedford Road and Glade Road. Where does it go from there? As well, how much will the elevation be raised before the building starts? As we well found out with the commercial building at 1117 Glade, when it was being built a ton of fill dirt was brought in to raise the elevation of the building. The problem with that was that the commercial building is now so much higher than the screen wall. The trees they planted have helped, but the commercial building still towers over our residences.

In closing, we are not opposed to Colleyville as a city advancing and developing. We are protesting Zone Case Number ZC14-009 as presented. We are especially opposed to the two story development, road access and parking in rear and dumpster placement next to our back fences. This project deviates from the existing area commercial development along Glade. Current development has been very tasteful with only single story home-like structures with parking in front which contributes to the overall residential feel of the neighborhood.

Sincerely,

Becky Freeman
Becky Freeman
1112 Jo Carol
Colleyville, Texas 76034
214-223-7750 /



Protesting Neighbors:

Molly A. Rice
Signature

Molly A. Rice
Printed Name

Address *1109 Jo Carol Ln*
Colleyville, TX 76034

Robbie Fowler
Signature

ROBBIE FOWLER
Printed Name

Address *1113 JO CAROL LN.*
COLLEYVILLE, TX 76034

STEVEN A. TRACHIER
Signature

STEVEN A. TRACHIER
Printed Name

Address *1108 JO CAROL*
COLLEYVILLE, TX

Letters and Speaker Cards - Opposition

S. Felt

Signature

SENNER RIKH

Printed Name

Address 1201 GLADE RD

COLL. TX. 76034
817 319 8268.

Jackie Rodgers

Signature

817 4561422

Jackie Rodgers

Printed Name

Address 1213 Garry Lynne
Colleyville, TX
76034

Wayne Lambdin

Signature

Wayne Lambdin

Printed Name

Address 1209 Glade Rd
Colleyville Tx 76034

Miki Lorenzen

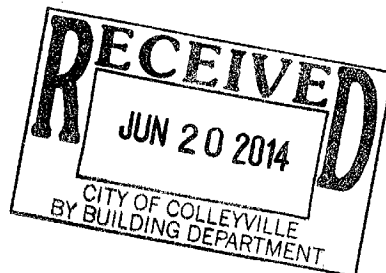
Signature

Miki Lorenzen

Printed Name

Address 1105 So Carol
Colleyville TX 76034

Signature



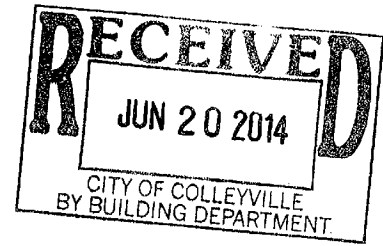
Printed Name

Address

Letters and Speaker Cards - Opposition

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100 Main Street
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Letters and Speaker Cards - Opposition

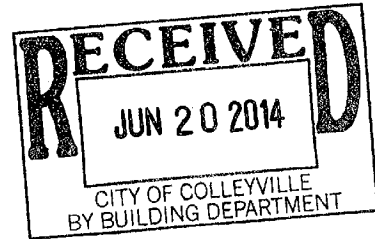
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Sincerely,

Becky Freeman

Becky Freeman
1112 Jo Carol
Colleyville, Texas 76034
214-223-7750 /



Protesting Neighbors:

Mary Leake

Signature

MARY LEAKE

Printed Name

Address *1117 JO CAROL*

Colleyville

Linda Whitten

Signature

Linda Whitten

Printed Name

Address *1209 Garry Lynne*

Colleyville

Betty Edgell

Signature

BETTY EDGELL

Printed Name

Address *1112 GARRY LYNNE*

COLLEYVILLE TX

Letters and Speaker Cards - Opposition

Garland W. Edgell
Signature

GARLAND W. EDGELL
Printed Name

Address 1112 GARRY LYNN
COLLEYVILLE, TX

Axel M Holland
Signature

Axel M Holland
Printed Name

Address 1100 Jo Carol Lane
Colleyville, TX

Lisa Peterson
Signature

Lisa Peterson
Printed Name

Address 1104 Jo Carol Lane
Colleyville, TX 76034

Keith Edgell
Signature

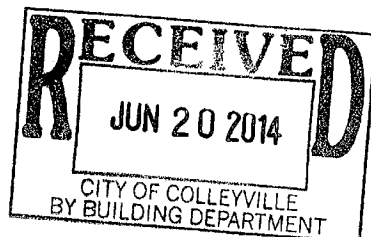
Keith Edgell
Printed Name

Address 1116 Jo Carol
Colleyville TX 76034

Amy Edgell
Signature

Amy Edgell
Printed Name

Address 1116 Jo Carol
Colleyville, TX



Letters and Speaker Cards - Opposition

July 13, 2014

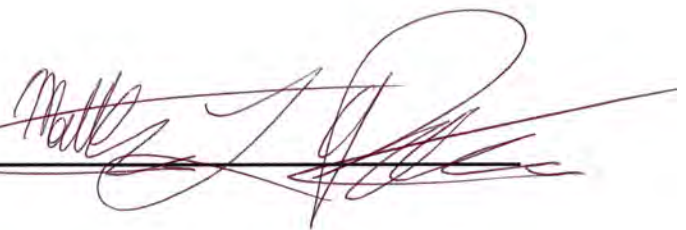
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This neighborhood is pro-development but is opposed to the building design.

Respectfully submitted,

Name

Matthew Peterson - 

Address

1104 Jo Carol Lane, Colleyville 76034



Letters and Speaker Cards - Opposition

July 13, 2014

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Respectfully submitted,

Name

Lorelei Petersen *Lorelei Petersen*

Address

1104 Jo Carol Lane, Colleyville TX 76034



Letters and Speaker Cards - Opposition

July 13, 2014

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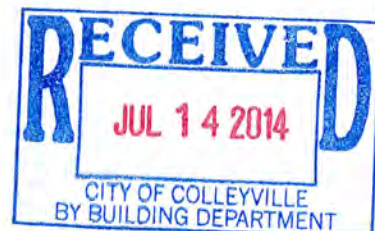
Respectfully submitted,

Name

Ursula M. Holland

Address

1100 Jo Carol Lane
Colleyville, TX. 76034



Letters and Speaker Cards - Opposition

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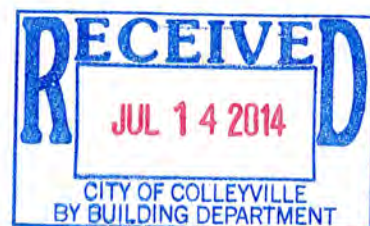
Becky Freeman

Name

BECKY FREEMAN

Address

1112 JO CAROL COLLEYVILLE TX 76034



Letters and Speaker Cards - Opposition

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Respectfully submitted,

Lisa Peterson

Name

Lisa Peterson

Address

1104 So Carol Lane Colleyville, TX 76034



Letters and Speaker Cards - Opposition

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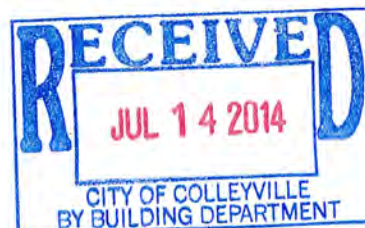
Respectfully submitted,

Name

Axel M. Holland

Address

*1100 Jo Carol Lane
Colleyville, TX 76034*



Letters and Speaker Cards - Opposition

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Respectfully submitted,

Amy Edgell

Name

Amy Edgell

Address

1116 Jo Carol, Colleyville



Letters and Speaker Cards - Opposition

July 13, 2014

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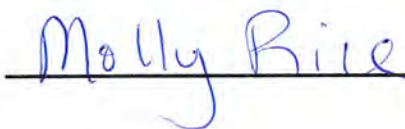
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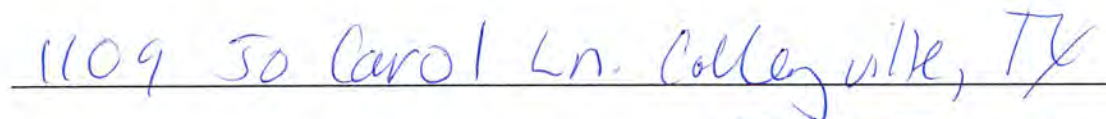
Respectfully submitted,



Name



Address



Letters and Speaker Cards - Opposition

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Respectfully submitted,



Name

Macheke Trachier

Address

1108 Jo Carol Ln. Colleyville, Tx



Letters and Speaker Cards - Opposition

July 13, 2014

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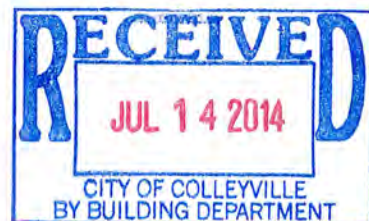
Respectfully submitted,

Name

Bobbie Fowler BOBBIE FAWLER

Address

1113 Jo Carol - Colleyville, TX 76034



Letters and Speaker Cards - Opposition

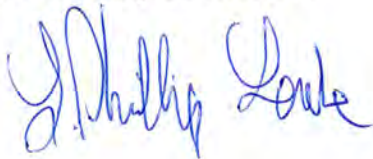
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Name

Leigh Phillip Leake

Address

1117 Jo Carol

Colleyville TX 76034



Letters and Speaker Cards - Opposition

July 13, 2014

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Respectfully submitted,

Mary Leake

Name

MARY LEAKE

Address

1117 JO CAROL, Colleyville, TX 76034



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Respectfully submitted,

Name

Linda Whitten Linda Whitten
1209 Garry Lynne

Address



Letters and Speaker Cards - Opposition

July 13, 2014

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Respectfully submitted,

Name

Harold D. Whitten
1209 Garry Lynne Dr.
Colleyville, TX 76037
Address

[Signature]



Letters and Speaker Cards - Opposition

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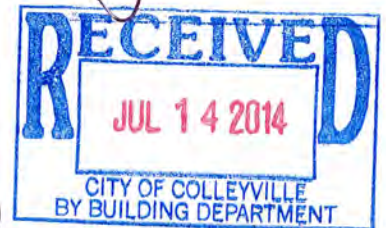
Respectfully submitted,

Name

Jackie Rodgers Jackie Rodgers

Address

1213 Garry Lynne Drive
1213 Garry Lynne Drive



Letters and Speaker Cards - Opposition

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Name

Ken Edwards

Address

1116 JB Caro!



Letters and Speaker Cards - Opposition

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Respectfully submitted,

Name

AMZA DIKA

Address

1201 GLADE RD COLLEYVILLE TX 76034



Letters and Speaker Cards - Opposition

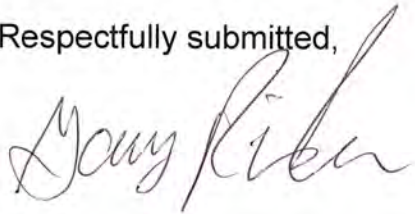
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Respectfully submitted,



Name

Gary Ricker

Address

3832 Walnut Dr.



Letters and Speaker Cards - Opposition

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Respectfully submitted,

Name

Alli Riva

Address

1201 GLADE RD Colleyville TX 76034



Letters and Speaker Cards - Opposition

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Respectfully submitted,

Name

Gulcan Rika 

Address

1201 Glade Rd colleyville, TX 76034



Letters and Speaker Cards - Opposition

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Name

Sencan Rika Semu Ri

Address

1201 Glade Rd. Colleyville TX, 76034



Letters and Speaker Cards - Opposition

July 13, 2014

To: City of Colleyville, in reference to Zoning Case Number ZC14-009

I would like to protest the proposed development of the land at 1105 Glade Road, and respectfully ask the Colleyville Planning and Zoning Commission to delay a vote on Zoning Case Number ZC14-009 on July 14, 2014 to give the owners of real property within 200 feet of the request and within the original subdivision more time to work with the owners of 1105 Glade Road to come up with a mutually acceptance development plan for the property.

This neighborhood is pro-development but is opposed to the building design.

Respectfully submitted,

Name

SENNEAR ZIKA

Address

1201 GLADE RD. COLLEYVILLE TX 76034



Letters and Speaker Cards - Opposition

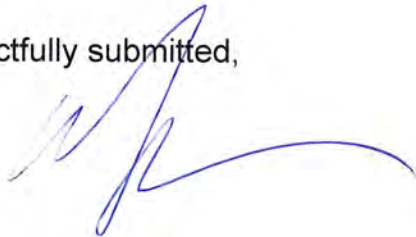
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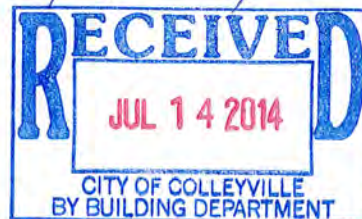
Name

Mike Lorenzen

Address

1105 Jo Ann Ln

Colleyville TX 76034



Letters and Speaker Cards - Opposition

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Respectfully submitted,

Name

Conrad Rodgers

Conrad "Shorty" Rodgers

Address

*1213 Garry Lynne Dr
Colleyville, Tx 76034*

817-909-1421



Letters and Speaker Cards - Opposition

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Name

Harla Lorenzen

Address

1105 Jo Carol St
Colleyville TX 76034



Letters and Speaker Cards - Opposition

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Respectfully submitted,

Name STEVEN A. TRACHIER



Address

1108 JO CAROL, COLLEYVILLE, TX

76034

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Respectfully submitted,

Name

Army Palmer for Premier Office Equities

Address

1117 Glade Rd

Legend

-  Properties within 200 Feet
 Parcels

~~OPPOSED~~



Letters and Speaker Cards - Opposition

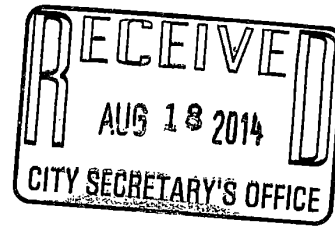
**INFORMATION RECEIVED
AFTER PACKETS COMPLETED:**

Ordinance O-14-1927

Item 7d – ZC14-009

Letters and Speaker Cards - Opposition

The Honorable David Kelly, Mayor of Colleyville
And Members of the Colleyville City Council
Colleyville City Hall
100 Main Street,
Colleyville, TX 76034
August 4, 2014



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Respectfully submitted,

The property owners of the Sunrise Terrace neighborhood, Colleyville, TX 76034

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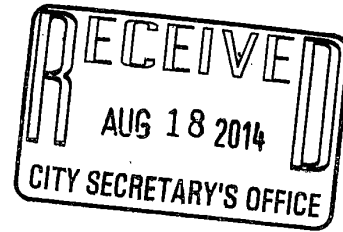
Michael Sartore, Christopher Sartore, Collette Sartore LLC
214-957-3180

Address

1128 Collette Rd

Letters and Speaker Cards - Opposition

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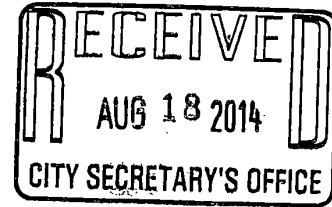
Ruth Winslow Ruth Winslow

Address

1108 Larry Lynn Dr, Colleyville, TX
76034

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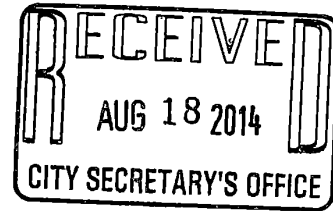
Janis Neal

Address

1117 GARRY LYNNE DR. COLLEYVILLE, TX
76034

Letters and Speaker Cards - Opposition

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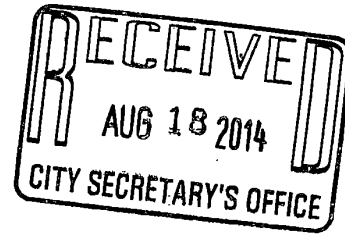
Alan Neal

Address

1117 Garry Lynne Dr - Colleyville, Texas 76034

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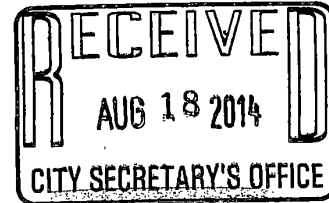
Mike Sartan Upshur K Sant Blake Duvall
214-957-3180

Address

1124 Colleyville Rd.

Letters and Speaker Cards - Opposition

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Colleyville, TX 76034
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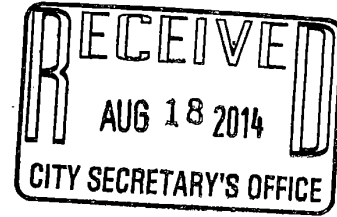
Mika Sandson Michael R. Saut Colde Drive II LLC

Address

1120 Colde Rd.

Letters and Speaker Cards - Opposition

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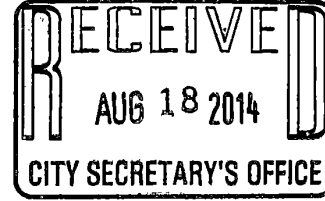
Mike Sartain Clifford R Smt within 200'
214-957-3180

Address

1104 C/De Rd. C/De River III LLC

Letters and Speaker Cards - Opposition

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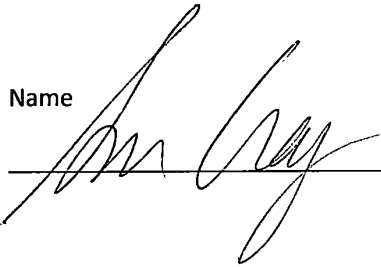
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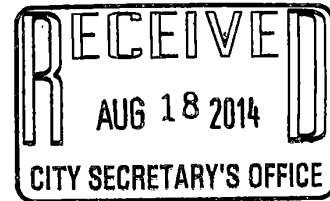
 Susan Gray

Address

1201 Gary Lane, Colleyville

Letters and Speaker Cards - Opposition

The Honorable David Kelly, Mayor of Colleyville
And Members of the Colleyville City Council
Colleyville City Hall
100 Main Street,
Colleyville, TX 76034
August 4, 2014



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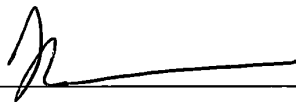
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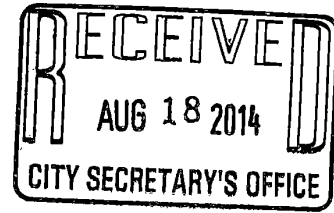
TERI SCHULTHEIS 

Address

1109 Garry Lynne Dr

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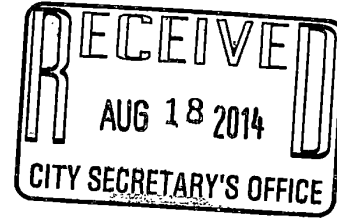
Dana E. Cannon Dana E. Cannon 8/6/14

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1104 Harry Lynne Dr. Colleyville 76034

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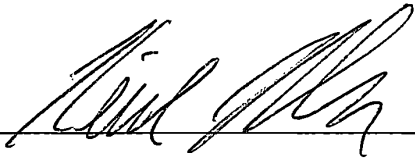
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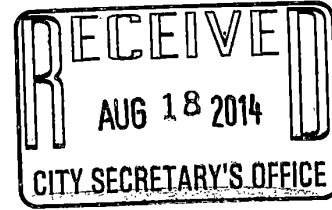
 Keith Allen

Address

1112 Glade Rd Colleyville TX 76034

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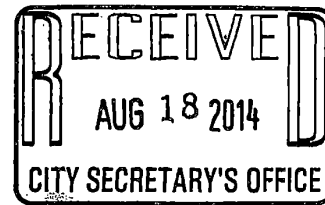
Carey Cannon *8/6/14*

Address

*CAREY CANNON
1104 GARRY LYNNE DR
Colleyville, TX 76034*

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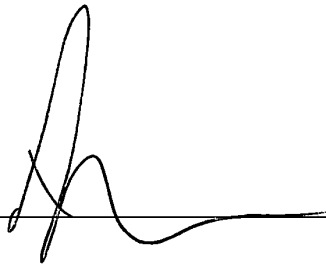
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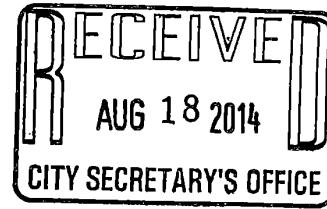
 Doug Gray

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1201 Garry Lynne Dr., Colleyville Tx 76034

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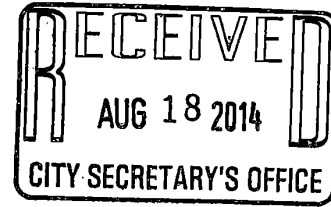
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DOROTHY M. JENKINS

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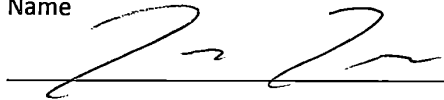
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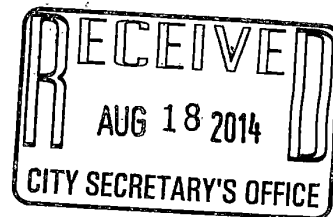
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 Tessa Taylor

Address

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Letters and Speaker Cards - Opposition



July 13, 2014

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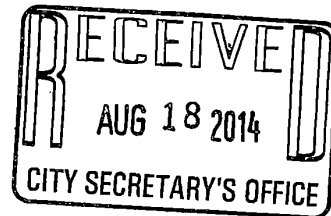
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Dorla Payrot DORLA PAYROT

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Letters and Speaker Cards - Opposition



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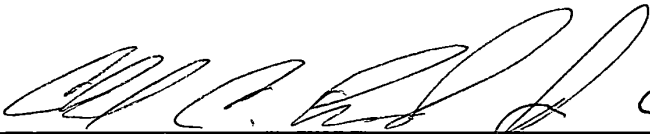
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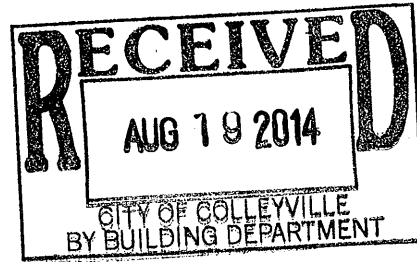
 CHARLES CUNNINGHAM

Address

1101 JO CAROL LN COLLEYVILLE 76034

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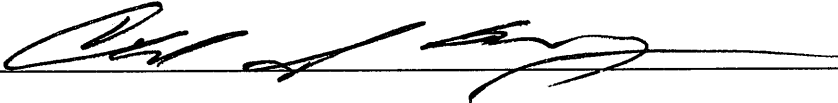
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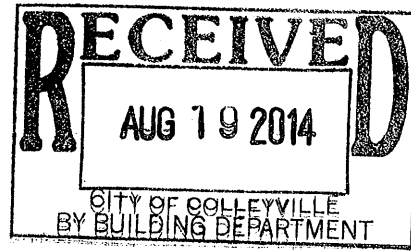
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Address

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- Where the Developer will place the trash has been a major concern, and while this has been addressed, the problem remains unsolved.
- We received an email from Slover on July 14, 2014 stating that "*front building setbacks in Neighborhood Commercial is 40'. We are proposing a 10' setback.*" The Developer is asking for a 10' easement for a difference of 30'. Existing commercial properties have all abided by the 40' rule. This 10' variance for the Developer will place the building as close to Glade Road as possible. While this gives the Developer more room for parking spaces in the rear of the building, it creates a dangerous blind spot for traffic turning from Bedford Road onto Glade, and doubly more so with the additional of all the dirt that presumably will be used to raise the property level.

Most concerning to us, however, is the Developer's lack of communication and concern for our neighborhood. We did have one meeting on July 13, 2014, however, a follow-up meeting to discuss the concerns brought up during the July 14, 2014 PNZ meeting, was cancelled by the Developer. He has not made any efforts to reschedule with us. We are aware that he did contact a commercial property owner next to the 1105 Glade Road property, and that owner is now in agreement of the development.

Letters and Speaker Cards - Opposition

While all of us are in favor of this piece of property being developed, we are totally opposed to a glitzy, two-story chrome and glass building complex with 67 parking spots which would be a good fit on busy Colleyville Blvd, but would be totally out of place in our transitional office/home concept neighborhood.

We would ask that the Developer(s) kindly review these issues and submit solutions in writing to Becky Freeman at:

In further support of our neighborhood opposition to the proposed development, we're adding more signatures to the 27 already on file.

Respectfully submitted,

The property owners of the Sunrise Terrace neighborhood, Colleyville, TX 76034

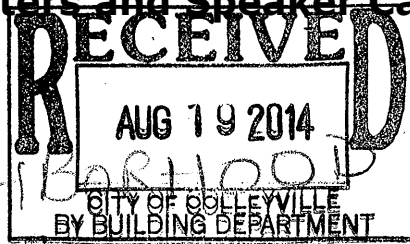
Name

 DARLA PAYTON

Address

1101 JO CAROL COLLEYVILLE TX 76034

N



OBJECTIONS

1. IN CURRENT COMMERCIAL
SET BACK IS 40' July 14
THEY WANT 10'
ASKING FOR 30' THAT
OTHERS DON'T HAVE
3. PARKING / SLEEPING
2. BLIND SPOT
BUILDING REFLECTION

JULY 14 meeting
2 more

TRASH IN FRONT &
BACK

Letters and Speaker Cards - Opposition

Date: 6-23-14 **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: ZC14-009
Name: BECKY FREEMAN
Address: 1112 JO CAROL
City: COLLEYVILLE **State:** TX **Zip Code:** 76034
Telephone Number: 214-223-7750 **Representing:** SELF + NEIGHBORS
(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: Becky Freeman
This information is a Public Record.

Date: June 23, 2014 **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: 4B ZC14-009
Name: Lisa Peterson
Address: 1104 Jo Carol Lane
City: Colleyville **State:** TX **Zip Code:** 76034
Telephone Number: 817-428-7072 **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: Lisa Peterson
This information is a Public Record.

Letters and Speaker Cards - Opposition

Date: 6/23/14 **SPEAKER CARD**

☐ I will speak **In Support** of this item.
☒ I will speak **In Opposition** to this item. *to certain things*
☐ I do not wish to speak, but please record my: ☐ support ☐ opposition

Agenda Item Number: 4B
Name: Ann Palmer
Address: 1117 Glade Rd
City: CR **State:** TX **Zip Code:** 77481
Telephone Number: 978126210 **Representing:** 1117 Glade
(organization/self) POE

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: [Signature]
This information is a Public Record.

Date: 23 JUN 2014 **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: 4B ZC 14-009
Name: CHARLES CUNNINGHAM
Address: 1101 LO CAROL LN
City: COLLEYVILLE **State:** TX **Zip Code:** 76034-0134
Telephone Number: _____ **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: [Signature]
This information is a Public Record.

Letters and Speaker Cards - Opposition

Date: <u>6-23-14</u>	SPEAKER CARD
☐ I will speak In Support of this item.	
☐ I will speak In Opposition to this item.	
☒ I <u>do not wish to speak</u> , but please record my: ☐ support ☒ Opposition	
Agenda Item Number: <u>46</u> <u>ZC 14-009</u>	
Name: <u>Axel M Holland</u>	
Address: <u>1100 Jo Carol Lane</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>817.281.8787</u> Representing: <u>Owner</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: <u>Axel M Holland</u>	
This information is a Public Record.	

Date: <u>6-23-14</u>	SPEAKER CARD
☐ I will speak In Support of this item.	
☐ I will speak In Opposition to this item.	
☒ I <u>do not wish to speak</u> , but please record my: ☐ support ☒ Opposition	
Agenda Item Number: <u>4B</u> <u>ZC 14-009</u>	
Name: <u>Ursula Holland</u>	
Address: <u>1100 Jo Carol Lane</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>817-281-8787</u> Representing: <u>owner</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: <u>Ursula M. Holland</u>	
This information is a Public Record.	

Letters and Speaker Cards - Opposition

Date: <u>6-23-14</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>ZC 14-009</u>	
Name: <u>Amy Edgell</u>	
Address: <u>1116 Jo Carol</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>(817) 996-7681</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: <u>Amy Edgell</u> This information is a Public Record.	

Date: <u>6/23/14</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>4B ZC 14-009</u>	
Name: <u>Lorelei Peterson</u>	
Address: <u>1104 Jo Carol Ln</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>817-428-9072</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: <u>Lorelei Peterson</u> This information is a Public Record.	

Letters and Speaker Cards - Opposition

Date: <u>6-23-14</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>4B</u> <u>ZC14-009</u>	
Name: <u>JAMES MACKAY</u>	
Address: <u>1104 JO CAROL LN</u>	
City: <u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>972-786-4152</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, 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: <u>[Signature]</u>	This information is a Public Record.

Date: <u>6/23/14</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>4B</u> <u>ZC14-009</u>	
Name: <u>DARLA PIROTT</u>	
Address: <u>1101 JO CAROL</u>	
City: <u>COLLEYVILLE</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number: <u>817-233-0314</u>	Representing: <u>(organization/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>[Signature]</u>	This information is a Public Record.

Letters and Speaker Cards - Opposition

Date: 7-14-14 **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: 5A

Name: Amy Edgell

Address: 1116 Jo Carol

City: Colleyville State: TX Zip Code: 76034

Telephone Number: _____ Representing: Self/homeowner
(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: Amy Edgell
This information is a Public Record.

Date: _____ **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: ZC 14009 5A

Name: Lisa Peterson

Address: 1104 Jo Carol

City: Colleyville State: TX Zip Code: 76034

Telephone Number: 817 903 1104 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: Lisa Peterson
This information is a Public Record.

Letters and Speaker Cards - Opposition

Date: 7-14-14 not here **SPEAKER CARD**

☐ I will speak In Support of this item.
☒ I will speak In Opposition to this item. TRANSFER MY MINUTES TO BECKY FREEMAN
☐ I do not wish to speak, but please record my: ☐ support ☐ opposition

Agenda Item Number: 4C & 5A OPPOSED

Name: STEVEN A. TRACHTER

Address: 1108 JO CAROL

City: COLLEYVILLE State: TX Zip Code: 76034

Telephone Number: 682-201-7873 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: [Signature]
This information is a Public Record.

Date: 7-14-14 **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: ZC14-009 5a

Name: BECKY FREEMAN

Address: 1112 JO CAROL

City: COLLEYVILLE State: TX Zip Code: 76034

Telephone Number: 214-223-7750 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, Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.

Signed: [Signature]
This information is a Public Record.

Letters and Speaker Cards - Opposition

Date: 7-14

SPEAKER CARD

☐ I will speak In **Support** of this item. *I give my 5 min to*

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

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

Agenda Item Number: Z C 14-009 (5a)

Name: Axel Holland

Address: 1100 Jo Carol Lane

City: Colleyville State: TX Zip Code: 76034

Telephone Number: 817.281.8787 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: Axel Holland

This information is a Public Record.

Date: 7-14-14

SPEAKER CARD

☐ I will speak In **Support** of this item. *I give my 5 min to*

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

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

Agenda Item Number: Z C 14-009 (5a)

Name: Ursula Holland

Address: 1100 Jo Carol Lane

City: Colleyville State: TX Zip Code: 76034

Telephone Number: 817.281.8787 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, Planning and Zoning Commission will not respond in accordance with the Texas Open Meetings Law, Chapter 551 of the Texas Local Government Code.

Signed: Ursula Holland

This information is a Public Record.

Letters and Speaker Cards - Opposition

Date:	<u>7/14/14</u>	SPEAKER CARD
☐ I will speak In Support of this item.		
☒ I will speak In Opposition to this item. <u>to certain items</u>		
☐ I do not wish to speak, but please record my: ☐ support ☐ opposition		
Agenda Item Number:	<u>4C</u>	
Name:	<u>Amy Bitman</u>	
Address:	<u>1117 Glade Rd #140</u>	
City:	<u>Colleyville</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number:	<u>817-481-2626</u>	Representing: <u>Demurgutis</u> (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:	<u>Amy Bitman</u>	
This information is a Public Record.		

Date:	<u>7-14-14</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>case GC14-014</u> <u>(4C)</u>	
Name:	<u>BECKY FREEMAN</u>	
Address:	<u>1112 JO CAROL</u>	
City:	<u>COLLEYVILLE</u>	State: <u>TX</u> Zip Code: <u>76034</u>
Telephone Number:	<u>214-223-7750</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>Becky Freeman</u>	
This information is a Public Record.		

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8-19-14

Agenda Item Number: 7c/1d

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: Conrad Rodgers

Address: 1213 Garry Lynne Dr 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: Conrad Rodgers

This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8/19

Agenda Item Number: 7c/7d

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: MATT QUINN

Address: 5020 Stonebridge Dr City: Collegeville

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 and Speaker Cards - Opposition

SPEAKER CARD

Date: Aug 19

Agenda Item Number: 7C/d

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: Lisa Peterson

Address: 1104 Jo Carol City: Collegeville

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: Lisa Peterson

This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: _____

Agenda Item Number: 7C 7d

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: BECKY FREEMAN

Address: 1112 JO CAROL

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: Becky Freeman

This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7c & d

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: Kathleen Hennessey

Address: 5013 Stonebridge Dr. 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: K Hennessey

This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7C

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: CHARLES C CUNNINGHAM

Address: 1101 JO CAROL 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:  CHARLES CUNNINGHAM

This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8/19

Agenda Item Number: 7C/7d

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

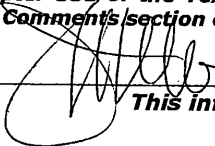
☐ I will speak **In Support** of this item. ~~☒~~ I will speak **In Opposition** to this item.

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

Name: Troy Marshall

Address: 5021 Sanbidge dr 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 and Speaker Cards - Opposition

SPEAKER CARD

Date: 8-19-2014

Agenda Item Number: 7c, 7d

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: DOROTHY JENKINS

Address: 1200 GARRY LYNN DR City: Colleyville, 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: Dorothy Jenkins
This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8-19-14

Agenda Item Number: 7d

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: Amy Edgell *especially parking in the back*

Address: 1116 Jo Carol 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: Amy Edgell

This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7c & 7d

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: Nancy Rogers

Address: 1612 Cherry Lane 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: Nancy Rogers
This information is a Public Record

Letters and Speaker Cards - Opposition

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7C

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: DARLA PAYSON

Address: 1101 JO CAROL 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: Darla Payson

This information is a Public Record

Letter from Applicant July 18, 2014



July 18, 2014

City of Colleyville
Attention: Community Development Office
Re: ZC14-009 PUDC 1105 Glade Road

This letter is in response to the e-mail dated July 15, 2014 from Chris Fuller regarding the approval of the above case from the P & Z meeting of July 14, 2014 and request for comments on the following two items.

1. The screening wall and landscape plan shall be consistent with the applicants presentation at the 7/14/2014 Planning and Zoning Commission meeting
2. There shall be no dumpster waivers granted as part of this request.

Item number one is noted and we have plans to INCREASE the number of trees and evergreens on the back property line to fully address any potential privacy concerns. Revised plans and rendering shall be provided.

Item number two is noted and we have now included in our plans on sight roll away trash containers (locations) as part of our buildings and will be submitted with our documents.

Please advise if there is any additional information that is needed or required in order to insure our place on the August 19 City Council meeting.

Kind regards,

A handwritten signature in black ink, appearing to read 'Peter Slover', is written over a horizontal line.

Peter Slover
817.228.7807

Revised Statement of Planning Objectives

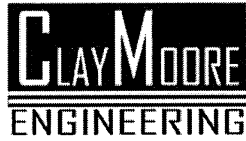


Statement of Planning Objectives 1105 Glade Road Southeast Corner of Glade Rd and Bedford Rd

The proposed tract is approximately 1.36 acres at the corner of Bedford Road and Glade Road. Our client proposes to rezone the property from the current R-20 classification to a PUD-C district with the use for the site being commercial office. The development objective is to provide two Premier Professional Office buildings as a cohesive complex and relevant to the adjoining property uses on Glade Road. These buildings are to be of top quality finishes inside and out. The exteriors are to be constructed of masonry materials including stone, brick, stucco, commercial window wall systems, and metal roofing. The site allows for access to the property from both streets. The buildings have been strategically placed away from the residential neighbors to the rear of the property to minimize any impact to the residents. This also brings the buildings forward toward Glade Road which allows for greater interaction of the building on the streetscape. There are open green spaces which will be used for the beautification of the area through landscaping. At the rear, a masonry screen wall and landscape buffer will be provided per the unified development code and city ordinances.

Bayley Yandell Development will develop and occupy a portion of the building along with Graham Hart Home Builder with the balance of space being leased out.

Original Statement of Planning Objectives



May 1, 2014

Mr. Ron Ruthven
Community Development Director
City of Colleyville
100 Main Street
Colleyville, Texas 76034

Re: Statement of Planning Objective
1105 Glade Road

Dear Ron,

Please let this letter serve as the Statement of Planning objectives for the planned re-zoning of 1105 Glade Road. This tract is approximately 1.36 acres and located at the SEC of Glade Road and Bedford Road. Our Client proposes to rezone the property from the current R-20 classification to a PUD-C district. The planned use of the site is commercial office.

Below are variances to the Development Code that are proposed as part of this PUD-C request.

- Reduction of Front Yard Building Setback – Our Client proposes to have the buildings along Glade Road.
- Street Trees – Due to the proposed office layout and utility easements along Glade Road, we propose modifications to the street tree requirement and location of the proposed trees. Reference the Landscape Plan included in this submittal for our request.

Should you have any questions, please feel free to contact me.

Sincerely,

Claymoore Engineering, Inc.

A handwritten signature in black ink, appearing to read "Matt Moore".

Matt Moore, P.E.

Zoning Exhibit

ENGINEER
CLAY MOORE ENGINEERING
1105 CHEEK SPARGER RD
SUITE #1
COLLEEVILLE, TX 76034
PH: 817.281.0572
FAX: 817.281.0574
CONTACT: MATT MOORE, PE
EMAIL: MATT@CLAYMOOREENG.COM

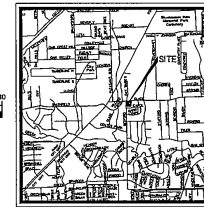
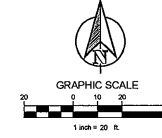
ARCHITECT
WARD ARCHITECTURE, PLLC
609 CHEEK SPARGER, SUITE 118
COLLEEVILLE, TX 76034
TEL: (817) 281-5550
CONTACT: GERALD WARD

DEVELOPER
BYD DEVELOPMENT
1203 S. WHITE CHAPEL, SUITE 250
SOUTH LAKE, TX 76092
TEL: (817) 571-1052
CONTACT: PETER SLOVER

SURVEYOR
BYD SURVEYING, INC.
430 MID CITIES BLVD.
HURST, TX 76054
TEL: (817) 571-1052
CONTACT: JASON RAWLINGS

FLOODPLAIN NOTE

ACCORDING TO NATIONAL FLOOD INSURANCE, DATED SEPTEMBER 19, 2005, OF THE NATIONAL FLOOD INSURANCE PROGRAM MAP, FLOOD INSURANCE RATE MAP OF TARRANT COUNTY TEXAS, FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, THIS PROPERTY IS WITHIN ZONE "X" AND IS NOT WITHIN SPECIAL FLOOD HAZARD AREA. IF THIS SITE IS NOT WITHIN AN IDENTIFIED SPECIAL FLOOD HAZARD AREA, THE FLOOD INSURANCE DOES NOT APPLY TO THIS PROPERTY AND/OR THE STRUCTURES THEREON. HOWEVER, FLOODING FROM RAINFALL, OR OTHER CAUSES, OR OTHER CAUSES, GREATER FLOODS CAN AND WILL OCCUR AND FLOOD HEIGHTS MAY BE INCREASED BY MAN-MADE OR NATURAL CAUSES. THE FLOOD EXHIBIT SHALL NOT CREATE LIABILITY ON THE PART OF THE SURVEYOR.



VICINITY MAP
N.T.S.
MAPSCO #S: 30M, 39R, 40N, & 40S

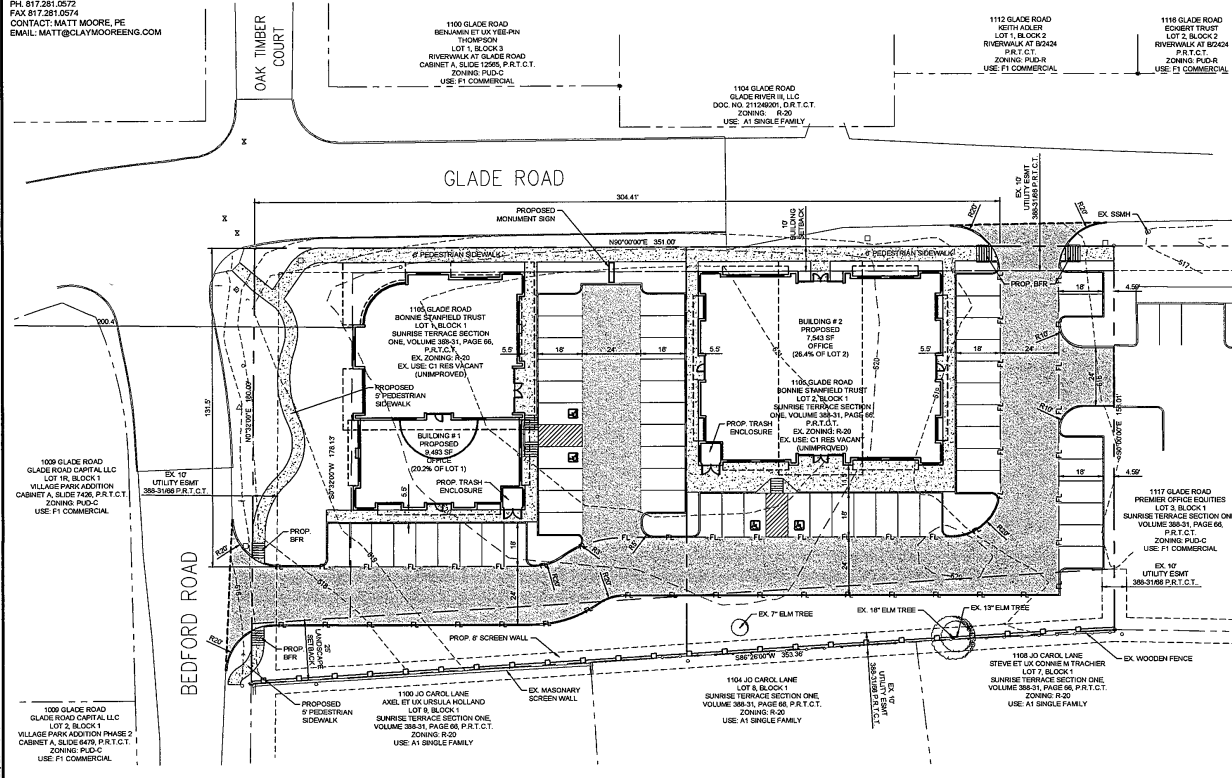
LEGEND

[Pattern]	HEAVY DUTY CONCRETE PAVEMENT
[Pattern]	STANDARD DUTY CONCRETE PAVEMENT
[Pattern]	CONCRETE SIDEWALK
[Pattern]	PROPOSED CONCRETE CURB AND GUTTER
[Pattern]	FULL DEPTH SANDLOT - CONNECT TO EX. PAVEMENT
[Line]	PROPOSED FIRE LANE

PARKING CALCULATIONS

1 SPACE REQUIRED FOR EVERY 500 SF (17.74 SF OF BUILDING)	57 @ 500 SF SPACES
PARKING PROVIDED	57 @ 500 SF SPACES

- NOTES**
1. ALL DIMENSIONS ARE TO FACE OF CURB UNLESS OTHERWISE NOTED.
 2. REFER TO ARCHITECTURAL PLANS FOR BUILDING DIMENSIONS AND EXACT DOOR LOCATIONS.
 3. ALL LIGHTS SHALL BE MOUNTED ON THE BUILDING.
 4. ALL SIGNAGE SHALL CONFORM TO APPLICABLE CITY CODES AND REGULATIONS.



SITE DATA SUMMARY

LOT	BLOCK	ADDITION	LOT AREA ACRES	LOT AREA SQ. FT.	EXISTING ZONING	PROPOSED ZONING	EXISTING USE	PROPOSED USE	BUILDING AREA	BUILDING HEIGHT	LOT COVERAGE	FLOOR AREA RATIO	IMPERVIOUS AREA	PERCENT IMPERVIOUS	OPEN SPACE AREA	PERCENT OPEN SPACE
1	BLOCK 1	SUNRISE TERRACE ADDITION	0.70 ACRES	30,480 SF	R-20	PUD-C	UNIMPROVED	OFFICE	5,410 SF	34'-0" (2 STORIES)	30.3 %	4:1.13	71,491 SF	63.7 %	8,240 SF	36.3 %
2	BLOCK 1	SUNRISE TERRACE ADDITION	0.69 ACRES	29,880 SF	R-20	PUD-C	UNIMPROVED	OFFICE	7,841 SF	27'-0" (2 STORIES)	36.4 %	3:1.125	31,138 SF	62.8 %	5,470 SF	37.2 %

ZONING EXHIBIT FOR ZONING CHANGE REQUEST FROM R-20 TO PUD-C.

CLAY MOORE ENGINEERING
1105 CHEEK SPARGER RD
SUITE #1
COLLEEVILLE, TX 76034
PH: 817.281.0572
FAX: 817.281.0574
CONTACT: MATT MOORE, PE
EMAIL: MATT@CLAYMOOREENG.COM

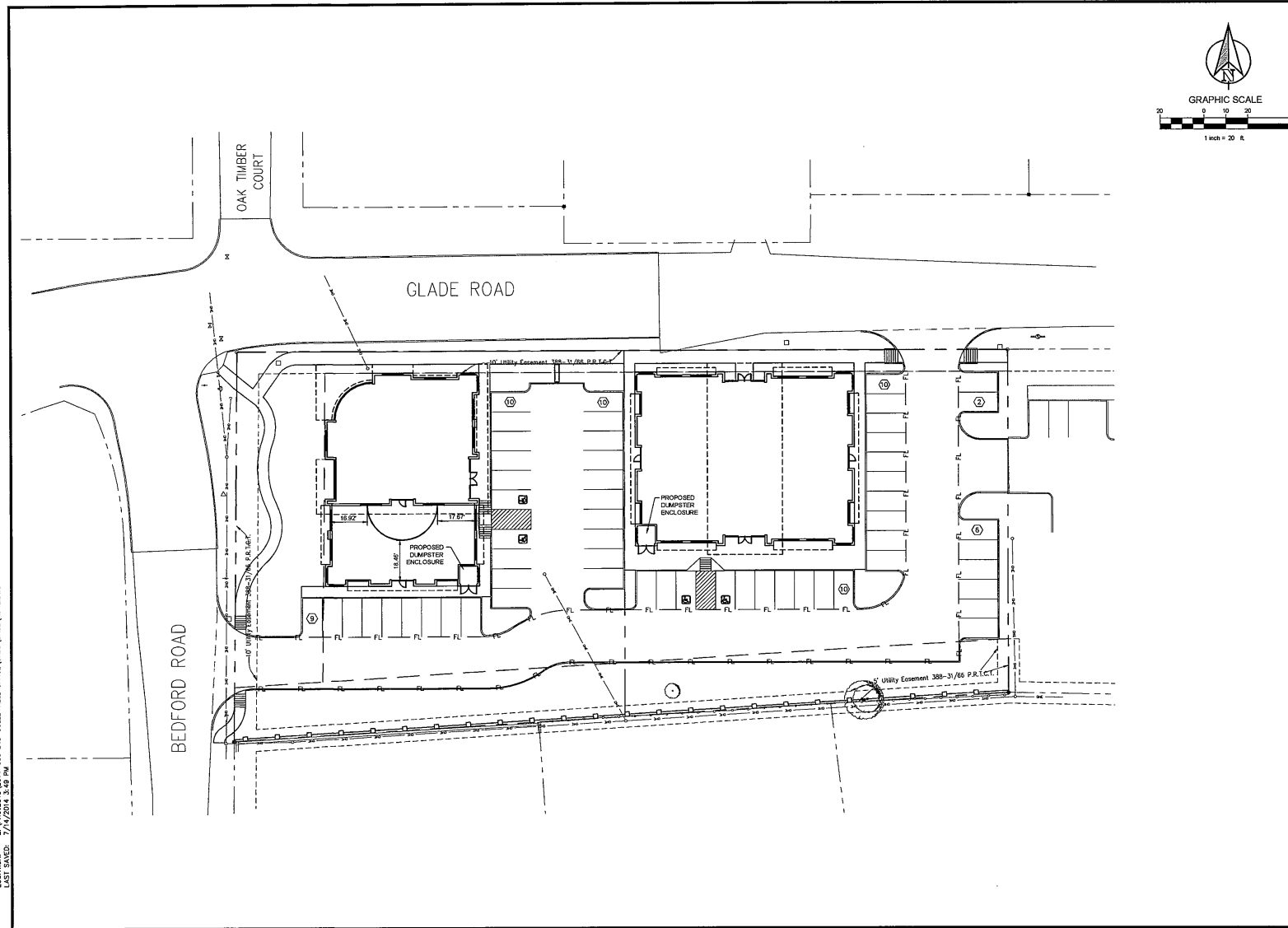
BYD DEVELOPMENT
GLADE & BEDFORD
COLLEEVILLE, TX

PUD-C EXHIBIT

X-1

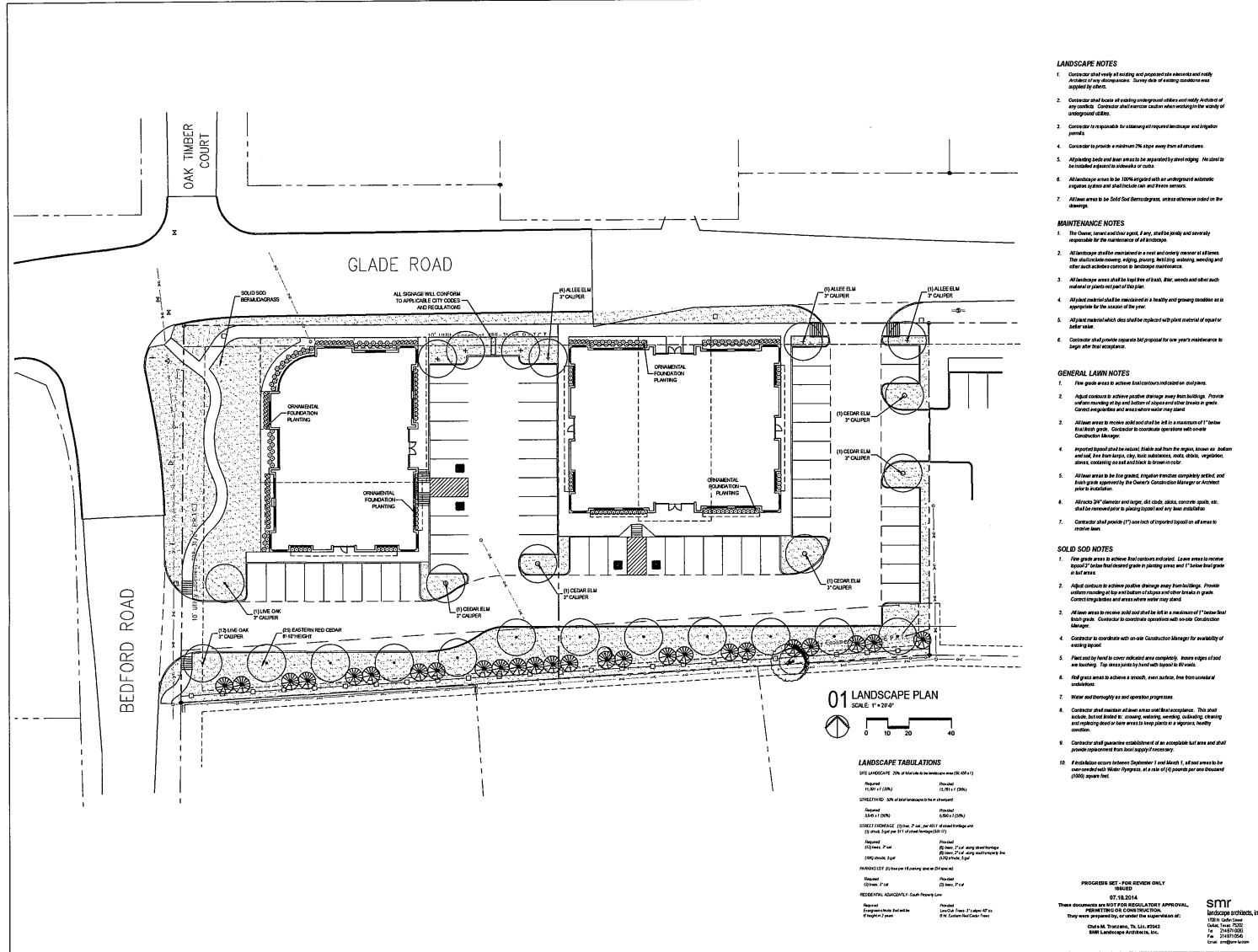
Site Plan

DRAWN BY: C.V.
 PLOT DATE: 7/18/2014 8:21 AM
 LOCATION: 27 PROJECTS 2014-030 BYD COLLEVILLE OFFICE/CAUTIONARY/STYLING
 LAST SAVED: 7/17/2014 3:49 PM



BYD DEVELOPMENT GLADE & BEDFORD COLLEVILLE, TX									
<table border="1"> <tr> <td>DATE</td> <td>BY</td> </tr> <tr> <td>7/18/2014</td> <td>C.V.</td> </tr> </table>		DATE	BY	7/18/2014	C.V.				
DATE	BY								
7/18/2014	C.V.								
SITE EXHIBIT									
<table border="1"> <tr> <td>DESIGN</td> <td>B.A.</td> </tr> <tr> <td>DRAWN</td> <td>B.A.</td> </tr> <tr> <td>CHECKED</td> <td>C.V.</td> </tr> <tr> <td>DATE</td> <td>7/17/2014</td> </tr> </table>		DESIGN	B.A.	DRAWN	B.A.	CHECKED	C.V.	DATE	7/17/2014
DESIGN	B.A.								
DRAWN	B.A.								
CHECKED	C.V.								
DATE	7/17/2014								
1									
File No. 2014-030									

Landscape Plan





WARD ARCHITECTURE PLLC
609 CHEEK SPANER ROAD SUITE 110
COLLEYVILLE, TEXAS 76034

BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEYVILLE, TEXAS 76034

LANDSCAPE PLAN

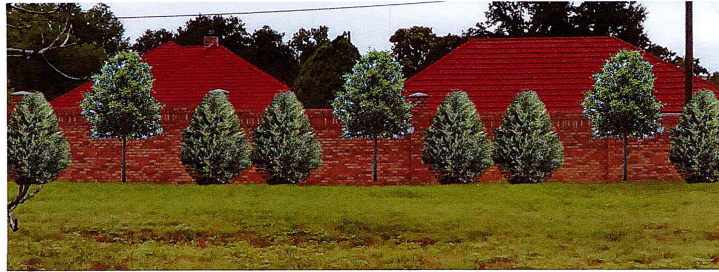
L.1

Sheet Number

Rendering of Landscaped South Property Line



SOUTH PROPERTY ELEVATION TODAY

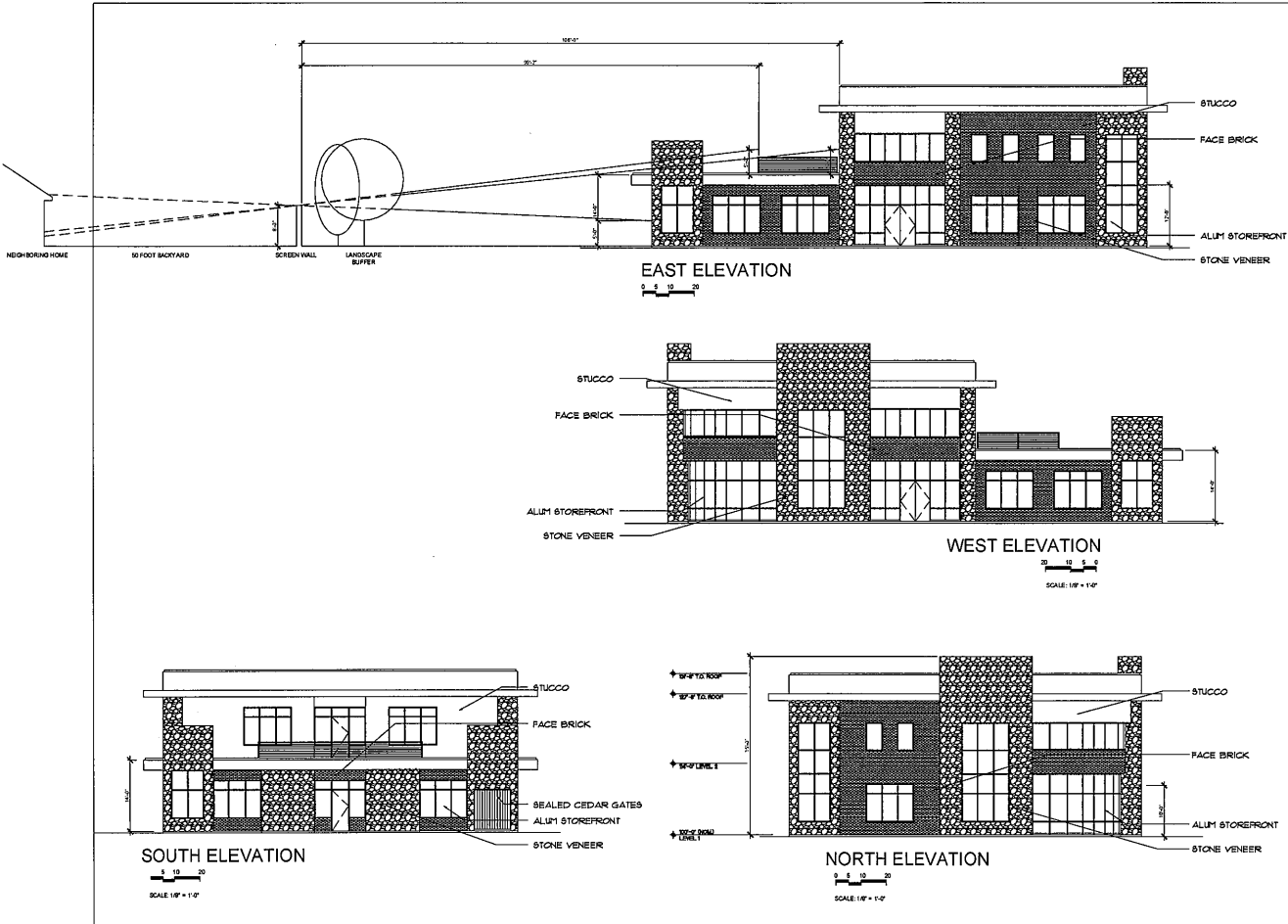


SOUTH PROPERTY ELEVATION AT INSTALLATION



SOUTH PROPERTY ELEVATION 3-5 YEARS

Building 1 Elevations

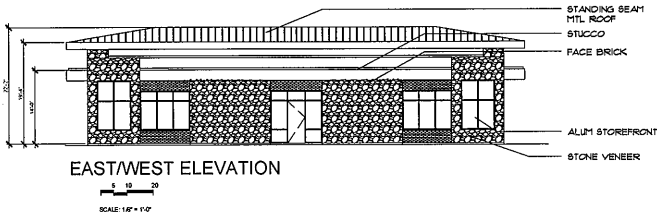
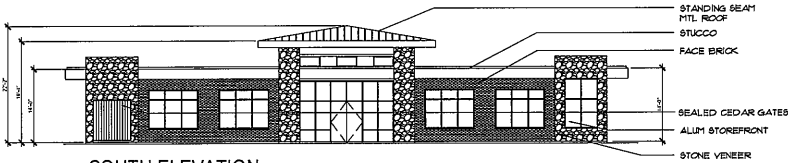


WARD ARCHITECTURE PLLC
609 CHEEK SPARGER ROAD SUITE 118
COLLEYVILLE, TEXAS 76034

BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEYVILLE, TEXAS 76034

ISSUE	PLD SUBMITTAL	01/2014
Sheet Title	ELEVATIONS BLDG 1	
A3.01		
Sheet Number		

Building 2 Elevations



WARD ARCHITECTURE PLLC
891 DIXIE SPARGER ROAD, SUITE 110
COLLEGEVILLE, TEXAS 76034

BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEGEVILLE, TEXAS 76034

NAME: P.O. KRAMER
DATE: 10/1/2011
ELEVATION
BLDG 2
A3.02

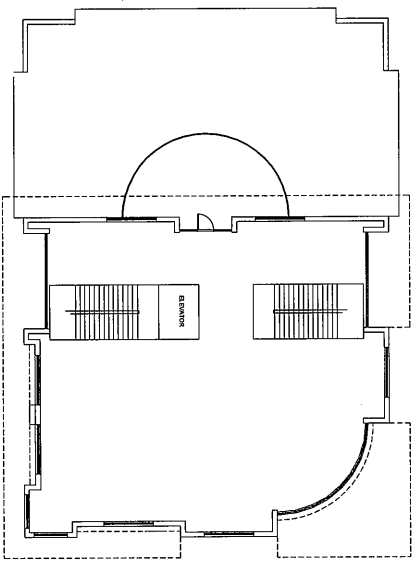
Conceptual Building Elevations - Southeast Corner of Bedford Road and Glade Road



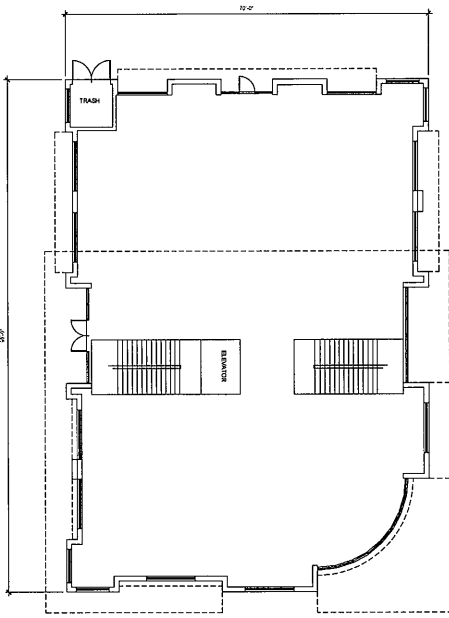
Conceptual Building Elevation - View from Glade Road



Building 1 Floor Plan



SECOND FLOOR PLAN
3265 SQFT



FIRST FLOOR PLAN
6228 SQFT

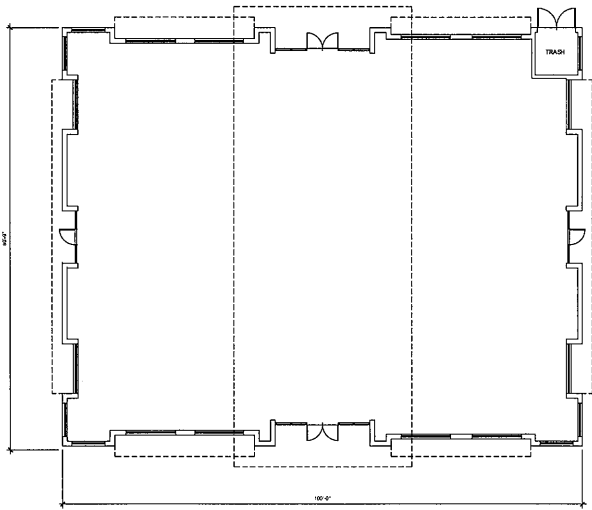


WARD ARCHITECTURE PLLC
601 COTTONWOOD ROAD SUITE 100
COLLEGEVILLE, TEXAS 76034

BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEGEVILLE, TEXAS 76034

Project	PLD SUBMITTAL	01/20/21
Sheet No.	FLOOR PLAN BLDG 1	
A2.01		
Sheet Number		

Building 2 Floor Plan



FLOOR PLAN
SCALE: 1/8" = 1'-0"
7543 SQFT



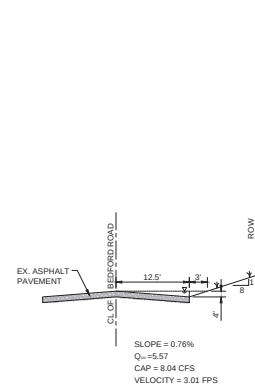
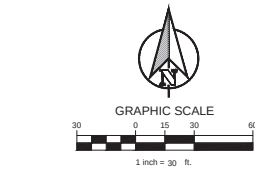
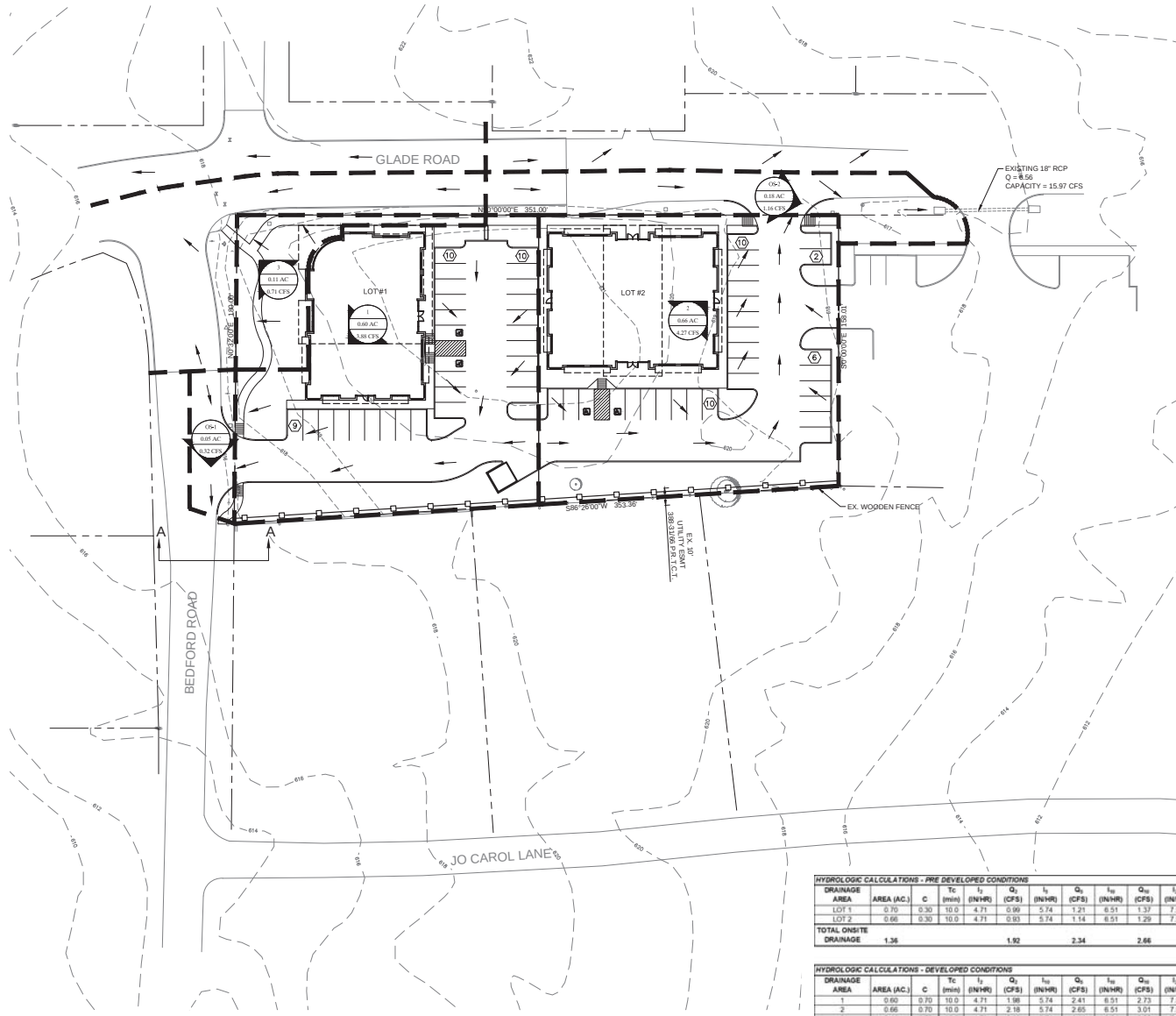
WARD ARCHITECTURE PLLC
4000 CRYSTAL DRIVE, SUITE 100
COLLEGEVILLE, TEXAS 76034

BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEGEVILLE, TEXAS 76034

Author	AND BARNETT	DATE
Drawn by		
FLOOR PLAN BLDG 2		
A2.02		
Sheet Number		

Preliminary Drainage Analysis

PLOTTED BY: CLAYMOORE
 DATE: 6/13/2014 2:07 PM
 LOCATION: CLAYMOORENA PROJECTS\PROJECTS\2014-030 BYD COLLEEVILLE OFFICE\CAUD\EXHIBIT\2- DRAINAGE EXHIBIT.DWG
 LAST SAVED: 6/13/2014 2:07 PM



CAPACITY OF BEDFORD ROAD RIGHT-OF-WAY
 SECTION A

FLOODPLAIN NOTE
 ACCORDING TO MAP NO. 4848300006, DATED SEPTEMBER 25, 2009 OF THE NATIONAL FLOOD INSURANCE PROGRAM MAP, FLOOD INSURANCE RATE MAP OF TARRANT COUNTY, TEXAS, FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, THIS PROPERTY IS WITHIN ZONE "X" AND IS NOT WITHIN A SPECIAL FLOOD HAZARD AREA. IF THIS SITE IS NOT WITHIN AN IDENTIFIED SPECIAL FLOOD HAZARD AREA, THIS FLOOD STATEMENT DOES NOT IMPLY THAT THE PROPERTY AND/OR THE STRUCTURES THEREON WILL BE FREE FROM FLOODING OR FLOOD DAMAGE, ON SOME OCCASIONS, GREATER FLOODS CAN AND WILL OCCUR AND FLOOD HEIGHTS MAY BE INCREASED BY MAN-MADE OR NATURAL CAUSES. THIS FLOOD STATEMENT SHALL NOT CREATE LIABILITY ON THE PART OF THE SURVEYOR.

LEGEND	
	DRAINAGE AREA
	DRAINAGE AREA IN ACRES
	FLOW FOR DRAINAGE AREA IN CFS
	DIRECTION OF FLOW
	DRAINAGE AREA BOUNDARY

HYDROLOGIC CALCULATIONS - PRE DEVELOPED CONDITIONS															
DRAINAGE AREA (AC.)	C	Tc (min)	I _p (in/hr)	Q _p (cfs)	I _{ap} (in/hr)	Q _{ap} (cfs)	I _{bp} (in/hr)	Q _{bp} (cfs)	I _{cp} (in/hr)	Q _{cp} (cfs)	I _{dp} (in/hr)	Q _{dp} (cfs)	REMARKS		
LOT 1	0.70	0.30	10.0	4.71	0.90	5.74	1.21	6.51	1.37	7.55	1.50	8.40	1.76	9.24	DRAINS TO BEDFORD ROAD
LOT 2	0.66	0.30	10.0	4.71	0.89	5.74	1.14	6.51	1.29	7.55	1.49	8.40	1.60	9.24	DRAINS TO GLADE ROAD
TOTAL ON-SITE DRAINAGE	1.36				1.92	2.34		2.66		3.08			3.77		

HYDROLOGIC CALCULATIONS - DEVELOPED CONDITIONS															REMARKS
DRAINAGE AREA	AREA (AC.)	C	Tc (min)	I _p (in/hr)	Q _p (cfs)	I _{ap} (in/hr)	Q _{ap} (cfs)	I _{bp} (in/hr)	Q _{bp} (cfs)	I _{cp} (in/hr)	Q _{cp} (cfs)	I _{dp} (in/hr)	Q _{dp} (cfs)		
1	0.60	0.70	10.0	4.71	1.98	5.74	2.41	6.51	2.73	7.55	3.17	8.40	3.53	9.24	DRAINS TO BEDFORD ROAD
2	0.66	0.70	10.0	4.71	2.18	5.74	2.65	6.51	3.01	7.55	3.49	8.40	3.88	9.24	DRAINS TO GLADE ROAD
3	0.11	0.70	10.0	4.71	0.36	5.74	0.44	6.51	0.50	7.55	0.58	8.40	0.65	9.24	DRAINS TO BEDFORD/CLADE ROAD
OS-1	0.05	0.70	10.0	4.71	0.16	5.74	0.20	6.51	0.23	7.55	0.26	8.40	0.29	9.24	DRAINS TO BEDFORD ROAD
OS-2	0.18	0.70	10.0	4.71	0.59	5.74	0.72	6.51	0.82	7.55	0.95	8.40	1.06	9.24	GLADE ROAD
TOTAL ON-SITE DRAINAGE	1.60				5.28	6.43	7.29	8.46			9.41		10.35		

CLAYMOORE
ENGINEERING

BYD DEVELOPMENT
GLADE & BEDFORD
COLLEEVILLE, TX

DRAINAGE EXHIBIT

DESIGN: B.S.
DRAWN: B.S.
CHECKED: C.S.
DATE: 6/13/2014

SHEET
X-2

ORDINANCE O-08-1695

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 0.64 ACRES ON LOT 3, BLOCK 1, OF THE SUNRISE TERRACE ADDITION, FROM THE R20-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT TO THE PUDC-PLANNED UNIT DEVELOPMENT COMMERCIAL 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 rezoning under Case No. Z-08-017; 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 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 .64 acres on Lot 3, Block 1, of the Sunrise Terrace Addition, from the R20-Single Family Residential zoning district to the PUDC-Planned Unit Development Commercial district, as depicted in the attached Exhibit "A", labeled Location and Zoning Map; Exhibit "B", labeled Conceptual Site Plan; and Exhibit "C", labeled Building Elevations.
- Sec. 3. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.
- Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

- a. The purpose of this PUDC is for a professional office building.
- b. This property is subject to all the regulations contained in the Colleyville Land Development Code, except where amended by this Ordinance.

2. CONCEPTUAL PLAN AND PLATTING

- a. The layout of the development shall be generally consistent with the Conceptual Site Plan, labeled as Exhibit "B", which shall not be considered the final replat.
- b. The developer shall submit and receive approval from the City, a final replat in accordance with the requirements of the Land Development Code prior to development of this PUDC.

3. PERMITTED USES

- a. Uses allowed in the CPO-Professional Office Commercial zoning district.

4. COMMERCIAL BUILDING ELEVATIONS

- a. All structures shall be generally consistent with the building elevations, attached as Exhibit "C" as shall, otherwise, meet the minimum building design requirements of the CPO-Professional Office Commercial district.

5. COMMERCIAL LOT REQUIREMENTS AND SETBACKS

The subject commercial lot requirements and setbacks shall comply with the following provisions:

- a. Minimum Lot Size 20,000 square feet.
- b. Minimum Lot Width 175 feet.
- c. Front Building Line 40 feet.
- d. Side Building Line 15 feet.
- e. Rear Building Line 20 feet.

6. SCREENING AND LANDSCAPING

- a. An eight (8) foot masonry wall shall be constructed and maintained along the rear property line adjacent to single family residential used properties prior to issuance of a certificate of occupancy.
- b. Nine (9) trees, measuring at least three (3) inches in caliper and spaced a minimum of 20 feet apart shall be planted within the 20 foot rear greenbelt.
- c. Four (4) trees, measuring at least three (3) inches in caliper, shall be planted within each 15 foot side greenbelt.
- d. A minimum six (6) wood or masonry fence shall only be built along both side property lines adjacent to property used and/or zoned as single family residential. The fencing shall not extend beyond the front line of the main structure. The fencing shall not be required upon a change in zoning or use to commercial on the adjacent properties.
- e. All landscaping shall meet the minimum requirements of Chapter 4 – Landscaping and Buffering in the Land Development Code, except where amended herein.

7. OPEN SPACE

- a. This development shall provide not less than 30 percent common open space, which shall generally be configured as shown on Exhibit "B". All open space areas shall be landscaped and maintained by the property owner.

8. SIDEWALKS

- a. Sidewalks, five (5) foot in width, shall be required along Glade Road and installed prior to issuance of a Certificate of Occupancy.

9. OTHER

- a. The building shall be limited to one-story and allowed no more than two (2) tenants at any given time.
- b. A 24 foot mutual access easement shall be provided along the entire front of the property to allow for future connectivity to the lot.
- c. No dumpster shall be placed on this lot, for any purpose, including for garbage, refuse, or recycling.
- d. Lighting along the rear of the building shall be limited to security lighting, not to be a nuisance to adjacent residential properties.

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.

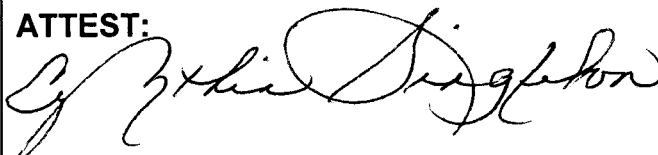
Sec. 9. THAT it has been found that there has been a change in conditions in the above described property, it is now necessary that it be given the above zoning classification in order to permit its proper development and in order to protect the public interest, comfort and general welfare, and requires 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 16th day of September 2008.

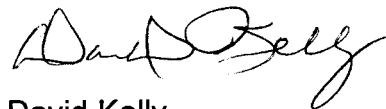
The second reading and public hearing being conducted on the 7th day of October 2008.

ATTEST:



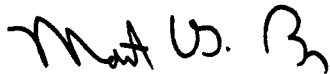
Cynthia Singleton, TRMC, CMC
City Secretary

CITY OF COLLEYVILLE



David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:



Matthew C. G. Boyle
City Attorney

EXHIBIT "B" - Conceptual Site Plan

1117 GLADE ROAD

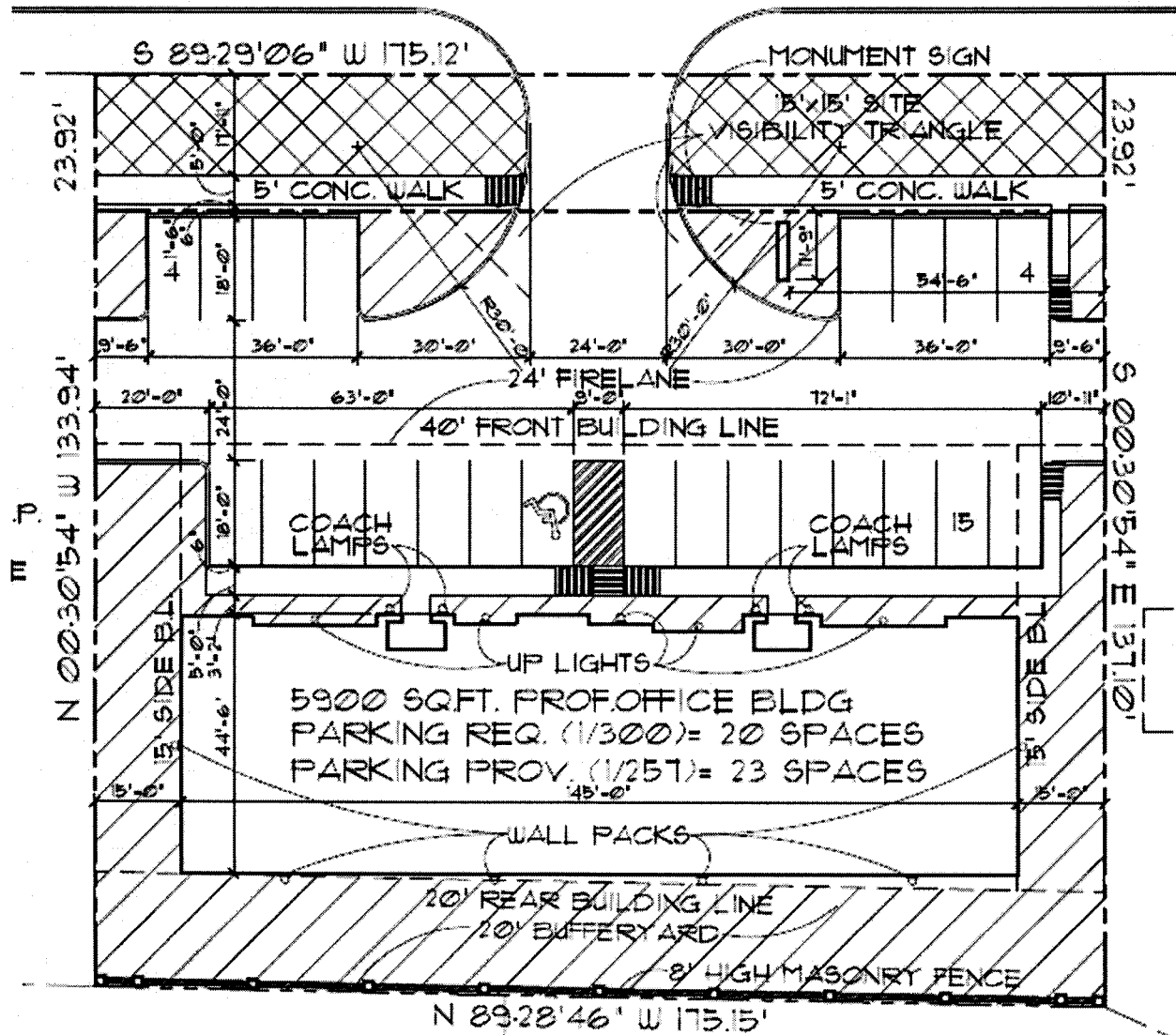
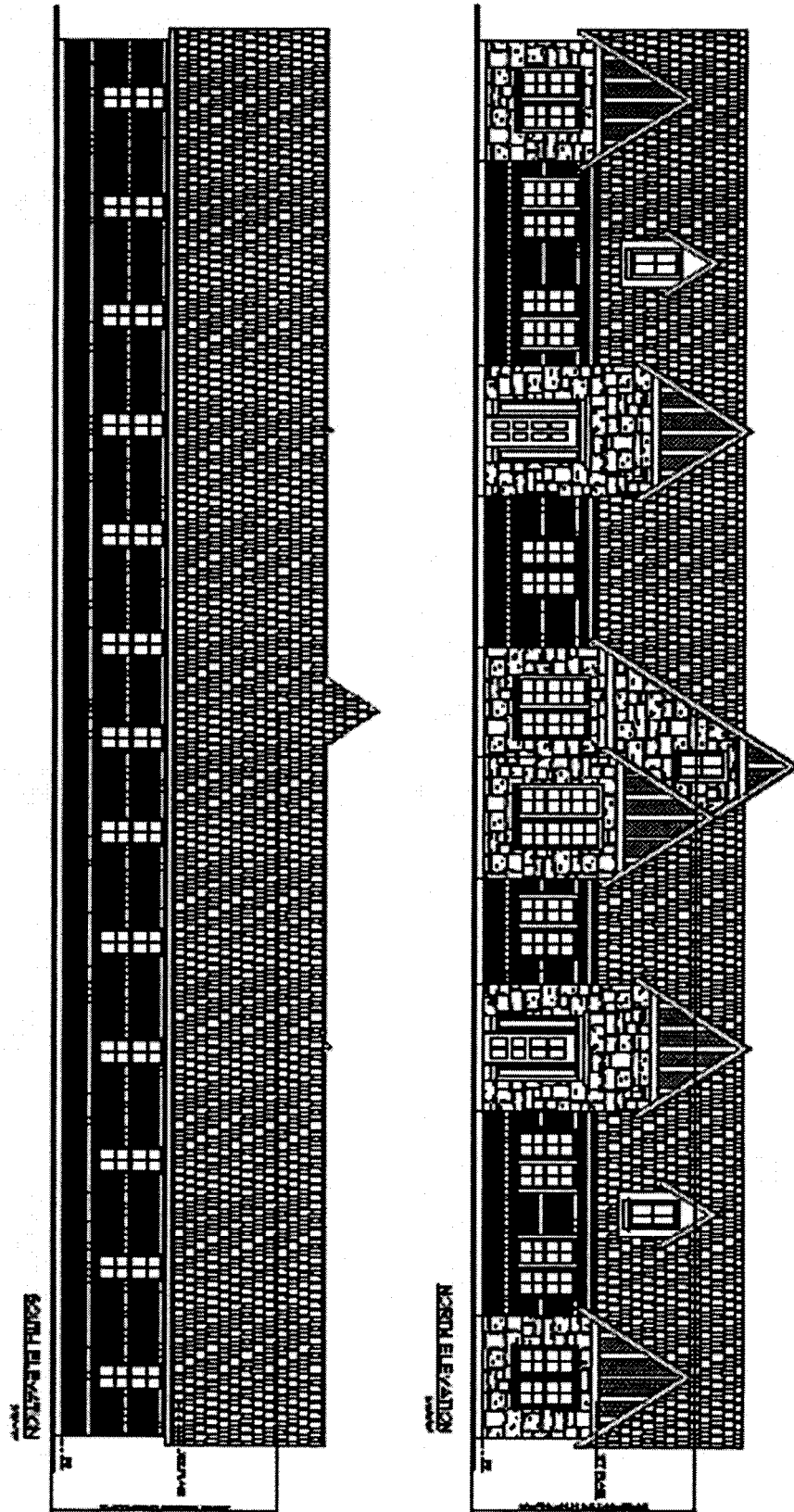


EXHIBIT "C" - Building Elevations



ORDINANCE O-14-1927

AMENDING THE ZONING ORDINANCE OF THE CITY OF COLLEYVILLE, TEXAS, BY AMENDING THE OFFICIAL ZONING MAP AND CHANGING THE ZONING ON 1.36 ACRES ON LOTS 1 AND 2, BLOCK 1, SUNRISE TERRACE ADDITION, FROM THE R-20-SINGLE FAMILY RESIDENTIAL ZONING DISTRICT TO THE PUD-C-PLANNED UNIT DEVELOPMENT COMMERCIAL ZONING DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a rezoning under Case No. ZC14-009; 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 1.36 acres on Lots 1 and 2, Block 2, Sunrise Terrace Addition, from the R-20-Single Family Residential zoning district to the PUD-C-Planned Unit Development Commercial zoning district, as depicted in the attached Exhibit "A".
- 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. Permitted uses shall be limited to Professional and General Office.
- b. The proposed development is subject to all the regulations contained in the Land Development Code, except as amended by this ordinance.

2. BUILDING AND SITE COMPLIANCE PROVISIONS

- a. All new buildings must comply with the provisions of Chapter 6-Commercial Building Design in the Land Development Code.
- b. The 40-foot front yard setback shall be reduced to 10 feet.

- c. The planting of six trees along Glade Road and two trees along Bedford Road shall be permitted. The remaining required trees shall generally be planted as shown on Exhibit "B".
 - d. This development, including the use of land and the layout of the buildings on the property shall be generally consistent with Exhibits "C" and "E".
 - e. The building elevations shall be generally consistent with Exhibit "D".
- 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 19th day of August 2014.

The second reading and public hearing being conducted on the 2nd day of September 2014.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

Exhibit "A" – Location and Zoning Map

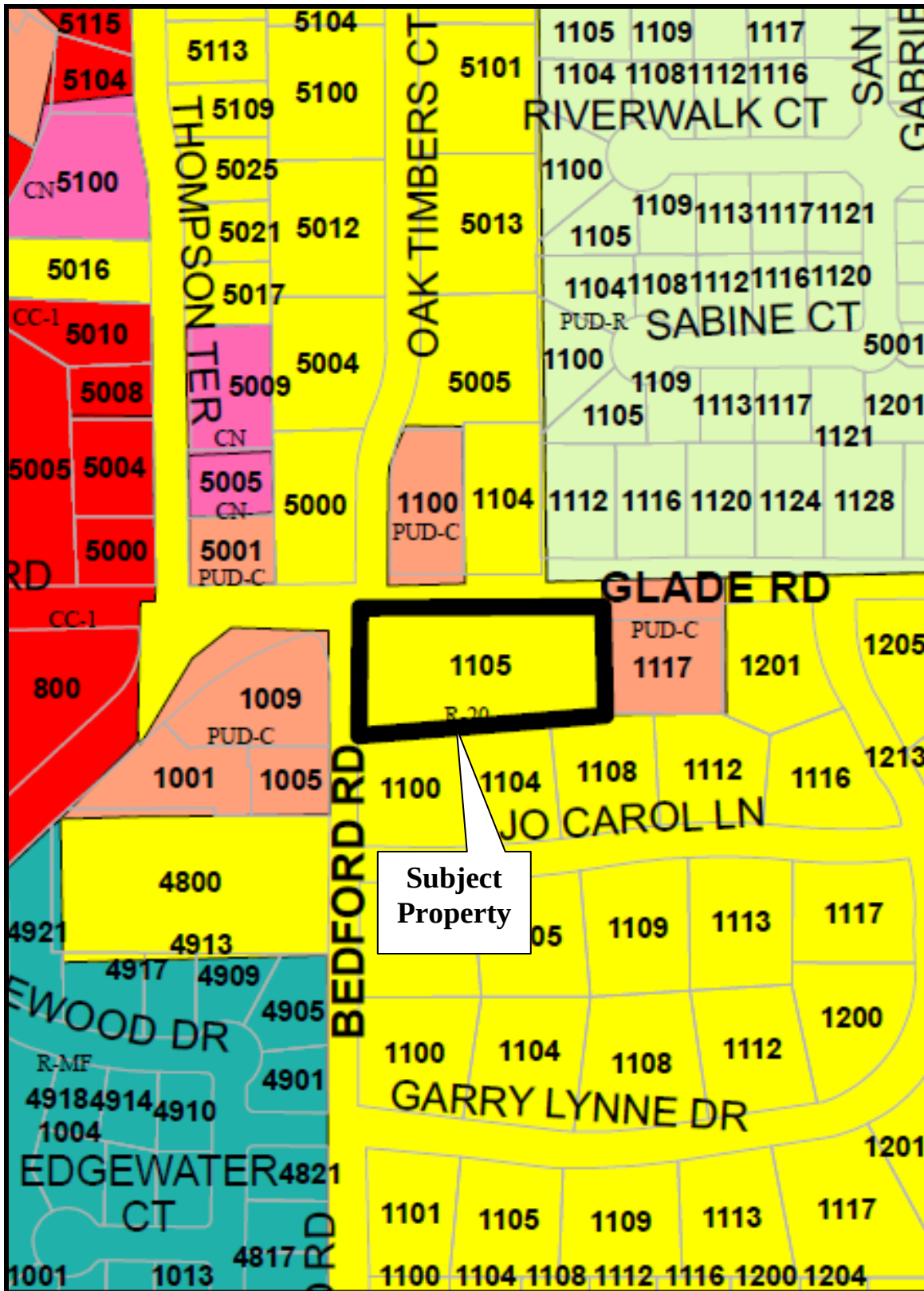
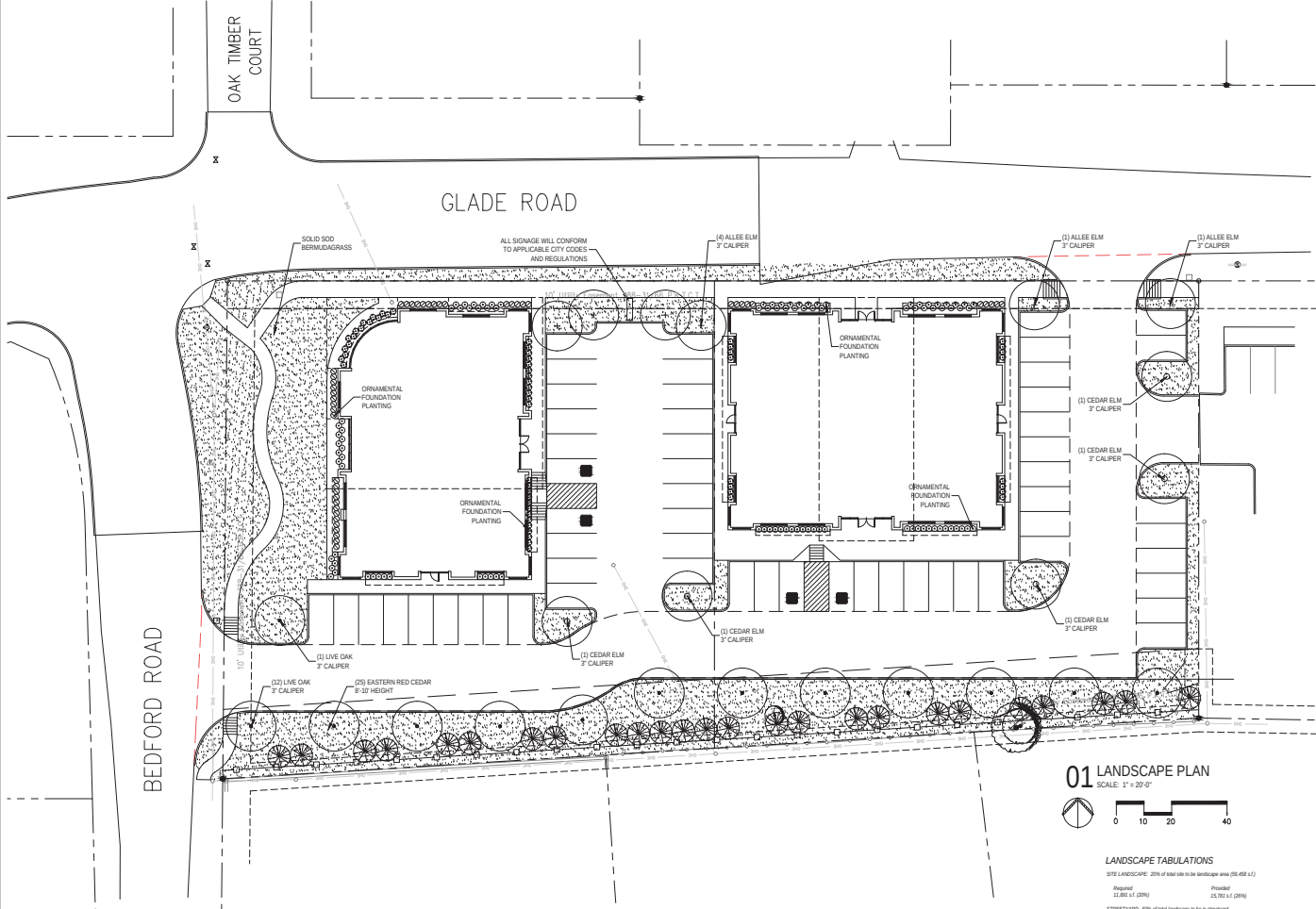


Exhibit "B" - Landscape Plan



01 LANDSCAPE PLAN
SCALE: 1" = 20'-0"

LANDSCAPE TABULATIONS

SITE LANDSCAPE: 20% of total site to be landscaped area (28,452 s.f.)	
Required	Provided
22,801 s.f. (20%)	25,921 s.f. (24%)
STREETFRONTAGE: 50% of total landscape to be in streetfrontage	
Required	Provided
5,845 s.f. (25%)	6,880 s.f. (24%)
STREETFRONTAGE: (1) max. 2' w.c. per 40' s.f. of street frontage and (2) min. 1' w.c. per 10' s.f. of street frontage (25' s.f.)	
Required	Provided
(12) 4" x 6" s.f. w.c.	(8) max. 2' w.c. along street frontage
(12) 4" x 6" s.f. w.c.	(8) max. 2' w.c. along street frontage
(12) 4" x 6" s.f. w.c.	(12) 4" x 6" s.f. w.c.
PARKING LOT: (1) max. 2' w.c. per 100 parking spaces (24' w.c.)	
Required	Provided
(2) 4" x 6" s.f. w.c.	(2) 4" x 6" s.f. w.c.
RESIDENTIAL ADJACENCY: 1' South Property Line	
Required	Provided
2' w.c. per 10' s.f. of residential property line	2' w.c. per 10' s.f. of residential property line

- LANDSCAPE NOTES
- Contractor shall verify all existing and proposed site elements and notify Architect of any discrepancies. Survey data of existing conditions was supplied by others.
 - Contractor shall locate all existing underground utilities and notify Architect of any conflicts. Contractor shall exercise caution when working in the vicinity of underground utilities.
 - Contractor is responsible for obtaining all required landscape and irrigation permits.
 - Contractor to provide a minimum 2% slope away from all structures.
 - All planting beds and lawn areas to be separated by steel edging. No steel to be installed adjacent to sidewalks or curbs.
 - All landscape areas to be 100% irrigated with an underground automatic irrigation system and shall include rain and freeze sensors.
 - All lawn areas to be Solid Sod Bermudagrass, unless otherwise noted on the drawings.

- MAINTENANCE NOTES
- The Owner, tenant and their agent, if any, shall be jointly and severally responsible for the maintenance of all landscape.
 - All landscape shall be maintained in a neat and orderly manner at all times. This shall include mowing, edging, pruning, weeding, watering, weeding and other such activities common in landscape maintenance.
 - All landscape areas shall be kept free of trash, litter, weeds and other such material or plants not part of the plan.
 - All plant material shall be maintained in a healthy and growing condition as is appropriate for the season of the year.
 - All plant material which dies shall be replaced with plant material of equal or better value.
 - Contractor shall provide separate bid proposal for one year's maintenance to begin after final acceptance.

- GENERAL LAWN NOTES
- Final grade areas to achieve final contours indicated on civil plans.
 - Adjust contours to achieve positive drainage away from buildings. Provide uniform rounding at top and bottom of slopes and other breaks in grade. Correct irregularities and areas where water may stand.
 - All lawn areas to receive solid sod shall be left in a maximum of 1" below final finish grade. Contractor to coordinate operations with on-site Construction Manager.
 - Imported topsoil shall be natural, friable soil from the region, known as bottom and soil, free from lumps, clods, brick substances, roots, debris, vegetation, stones, containing no salt and black to brown in color.
 - All lawn areas to be fine graded, irrigation trenches completely settled, and finish grade approved by the Owner's Construction Manager or Architect prior to installation.
 - All rocks 3/4" diameter and larger, dirt clods, sticks, concrete spalls, etc. shall be removed prior to placing topsoil and any lawn installation.
 - Contractor shall provide (1") one inch of imported topsoil on all areas to receive lawn.

- SOLID SOD NOTES
- Final grade areas to achieve final contours indicated. Lawn areas to receive topsoil 1" below final finish grade in planting areas and 1" below final grade in turf areas.
 - Adjust contours to achieve positive drainage away from buildings. Provide uniform rounding at top and bottom of slopes and other breaks in grade. Correct irregularities and areas where water may stand.
 - All lawn areas to receive solid sod shall be left in a maximum of 1" below final finish grade. Contractor to coordinate operations with on-site Construction Manager.
 - Contractor to coordinate with on-site Construction Manager for availability of existing topsoil.
 - Plant sod by hand to cover indicated area completely. Insure edges of sod are touching. Top dress joints by hand with topsoil to fill voids.
 - Roll grass areas to achieve a smooth, even surface, free from unusual undulations.
 - Water sod thoroughly as sod operation progresses.
 - Contractor shall maintain all lawn areas until final acceptance. This shall include, but not limited to, mowing, watering, weeding, cultivating, cleaning and replacing dead or bare areas to keep plants in a vigorous, healthy condition.
 - Contractor shall guarantee establishment of an acceptable turf area and shall provide replacement from local supply if necessary.
 - If installation occurs between September 1 and March 1, all sod areas to be over-seeded with Winter Ryegrass, at a rate of (4) pounds per one thousand (2000) square feet.

PROGRESS SET - FOR REVIEW ONLY
07.18.2014
These documents are NOT FOR REGULATORY APPROVAL.
PRINTING ON CONSTRUCTION
They were prepared by, or under the supervision of:
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3708 N. Gable Street
Dallas, Texas 75205
Tel. 214.871.0883
Fax 214.871.0846
Email: cmt@smt-ls.com

WARD ARCHITECTURE PLLC
606 CHEEK SPARGER ROAD SUITE 118
COLLEEVILLE, TEXAS 76034

BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEEVILLE, TEXAS 76034

Model: CITY COMMENTS
Sheet Title: LANDSCAPE PLAN
06/13/2014

L.1
Sheet Number

Exhibit "C" - Site Plan

ENGINEER

CLAYMOORE
ENGINEERING

TEXAS REGISTRATION #11109
1105 CHEEK SPARGER RD
SUITE #1
COLLEVILLE, TX 76034
PH: 817.281.0572
FAX: 817.281.0574
CONTACT: MATT MOORE, PE
EMAIL: MATT@CLAYMOOREENG.COM

ARCHITECT

WARD ARCHITECTURE, PLLC
609 CHEEK SPARGER, SUITE 118
COLLEVILLE, TX 76034
TEL: (817) 281-5600
CONTACT: GERALD WARD

DEVELOPER

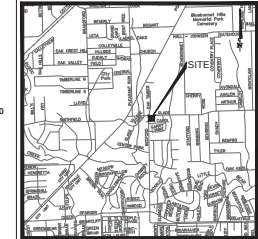
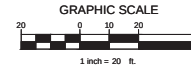
BYD DEVELOPMENT
1203 S. WHITE CHAPEL, SUITE 250
SOUTHLAKE, TX 76092
TEL: (817) 228-7807
CONTACT: PETER SLOVER

SURVEYOR

MILLER SURVEYING, INC.
430 MID CITIES BLVD.
HURST, TX 76054
TEL: (817) 577-1052
CONTACT: JASON RAWLINGS

FLOODPLAIN NOTE

ACCORDING TO MAP NO. 484300064, DATED SEPTEMBER 25, 2008 OF THE NATIONAL FLOOD INSURANCE PROGRAM MAP FLOOD INSURANCE RATE MAP OF TARRANT COUNTY, TEXAS, FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, THIS PROPERTY IS WITHIN ZONE "X" AND IS NOT WITHIN A SPECIAL FLOOD HAZARD AREA. IF THIS SITE IS NOT WITHIN AN IDENTIFIED SPECIAL FLOOD HAZARD AREA, THIS FLOOD STATEMENT DOES NOT IMPLY THAT THE PROPERTY AND/OR THE STRUCTURES THEREON WILL BE FREE FROM FLOODING OR FLOOD DAMAGE. ON RARE OCCASIONS, GREATER FLOODS CAN AND WILL OCCUR AND FLOOD HEIGHTS MAY BE INCREASED BY MAN-MADE OR NATURAL CAUSES. THIS FLOOD STATEMENT SHALL NOT CREATE LIABILITY ON THE PART OF THE SURVEYOR.



VICINITY MAP
N.T.S.
MAPSCO #S: 39R, 39R, 40N, & 40S

LEGEND	
	HEAVY DUTY CONCRETE PAVEMENT
	STANDARD DUTY CONCRETE PAVEMENT
	CONCRETE SIDEWALK
	PROPOSED CONCRETE CURB AND GUTTER
	FULL DEPTH SAWCUT - CONNECT TO EX. PAVEMENT
	PROPOSED FIRE LANE

PARKING CALCULATIONS	
1 SPACE REQUIRED FOR EVERY 300 SF (27.00 SF OF BUILDING)	57 (8 ADA) SPACES
PARKING PROVIDED	57 (8 ADA) SPACES

NOTES:

- ALL DIMENSIONS ARE TO FACE OF CURB UNLESS OTHERWISE NOTED.
- REFER TO ARCHITECTURAL PLANS FOR BUILDING DIMENSIONS AND EXACT DOOR LOCATIONS.
- ALL LIGHTING WILL BE MOUNTED ON THE BUILDING.
- ALL SIGNAGE SHALL CONFORM TO APPLICABLE CITY CODES AND REGULATIONS.

GLADE ROAD

BEDFORD ROAD

SITE DATA SUMMARY

LOT	BLOCK	ADDITION	LOT AREA (ACRES)	LOT AREA (SF)	EXISTING ZONING	PROPOSED ZONING	EXISTING USE	PROPOSED USE	BUILDING AREA	BUILDING HEIGHT	LOT COVERAGE	FLOOR AREA RATIO	IMPERVIOUS AREA	PERCENT IMPERVIOUS	OPEN SPACE AREA	PERCENT OPEN SPACE
1	BLOCK 1	SUNRISE TERRACE ADDITION	0.70 ACRES	30,046 SF	R-20	PUD-C	UNIMPROVED	OFFICE	9,492 SF	36' - 0" (2 STORY)	33.2%	4.13	21,495 SF	68.7%	9,355 SF	30.3%
2	BLOCK 1	SUNRISE TERRACE ADDITION	0.66 ACRES	28,608 SF	R-20	PUD-C	UNIMPROVED	OFFICE	7,543 SF	22' - 0" (1 STORY)	26.4%	33.125	23,136 SF	80.9%	5,470 SF	19.1%

ZONING EXHIBIT FOR ZONING CHANGE REQUEST FROM R-20 TO PUD-C.

TEXAS REGISTRATION #11109
CLAYMOORE
ENGINEERING



BYD DEVELOPMENT
GLADE & BEDFORD
COLLEVILLE, TX

PUD-C EXHIBIT

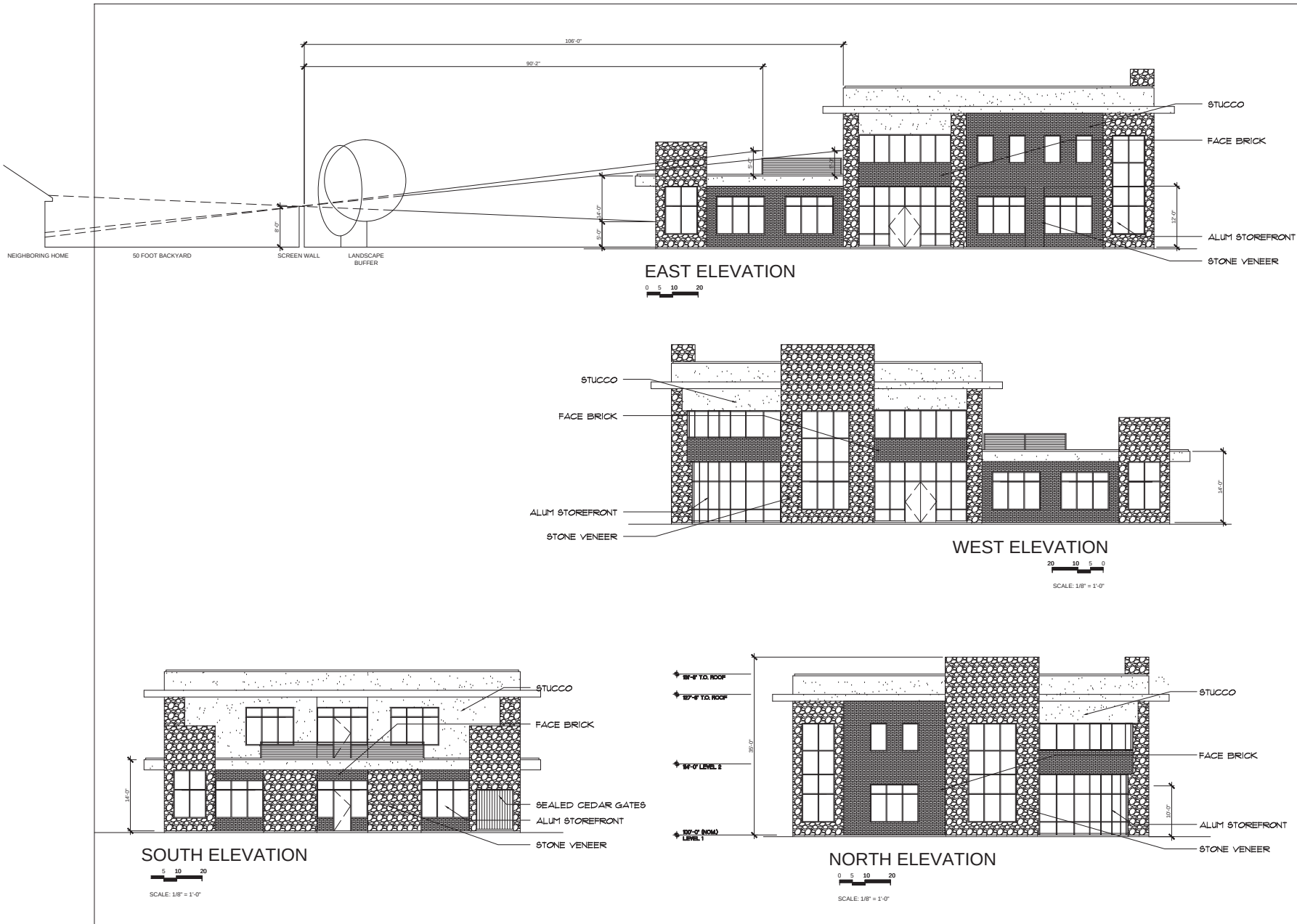
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DRAWN: B.S.
CHECKED: B.S.
DATE: 7/25/2014

SHEET
X-1

7/25/2014

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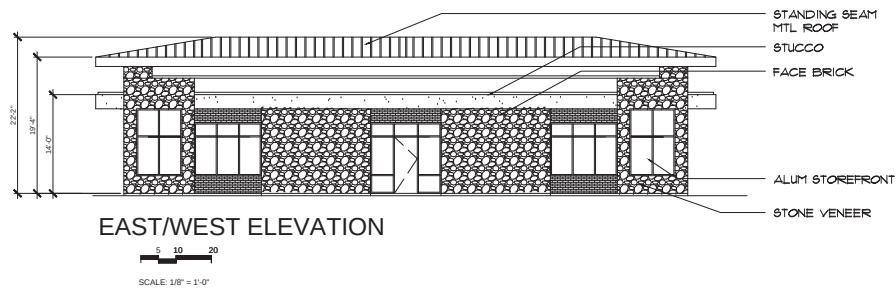
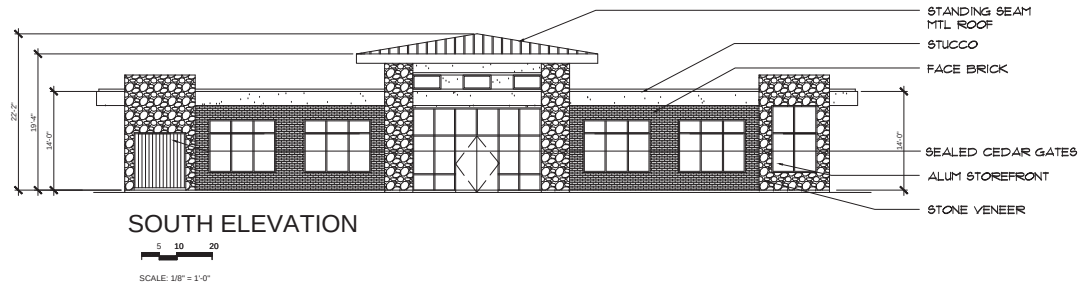
Exhibit "D" - Building Elevations



BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEYVILLE, TEXAS 76034

Issued:	PUD SUBMITTAL	5/12/2014
Sheet Title	ELEVATIONS BLDG 1	
A3.01		
Sheet Number		

Exhibit "D" - Building Elevations



WARD ARCHITECTURE PLLC
609 CHEEK SPARGER ROAD SUITE 118
COLLEYVILLE, TEXAS 76034

BYD DEVELOPMENT
NEW OFFICE BUILDING
GLADE ROAD AND BEDFORD ROAD
COLLEYVILLE, TEXAS 76034

Revised: PUD SUBMITTAL 5/12/2014
Sheet Title:

ELEVATION
BLDG 2

A3.02

Sheet Number

Exhibit “E” - Statement of Planning Objectives



Statement of Planning Objectives 1105 Glade Road Southeast Corner of Glade Rd and Bedford Rd

The proposed tract is approximately 1.36 acres at the corner of Bedford Road and Glade Road. Our client proposes to rezone the property from the current R-20 classification to a PUD-C district with the use for the site being commercial office. The development objective is to provide two Premier Professional Office buildings as a cohesive complex and relevant to the adjoining property uses on Glade Road. These buildings are to be of top quality finishes inside and out. The exteriors are to be constructed of masonry materials including stone, brick, stucco, commercial window wall systems, and metal roofing. The site allows for access to the property from both streets. The buildings have been strategically placed away from the residential neighbors to the rear of the property to minimize any impact to the residents. This also brings the buildings forward toward Glade Road which allows for greater interaction of the building on the streetscape. There are open green spaces which will be used for the beautification of the area through landscaping. At the rear, a masonry screen wall and landscape buffer will be provided per the unified development code and city ordinances.

Bayley Yandell Development will develop and occupy a portion of the building along with Graham Hart Home Builder with the balance of space being leased out.



City of Colleyville City Council Agenda Briefing

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

Agenda Number 5d

Agenda Date 09/02/2014

Number Ordinance O-14-1926

Type Ordinance

Department Community Development

Title

Request for approval of an amendment to the Future Land Use Map of the Colleyville Master Plan for Lots 1 and 2, Block 1, of the Sunrise Terrace Addition located at 1105 Glade Road, from a Single Family Residential to an Office Land Use Designation, Case GC14-014

Explanation

Second Reading and Public Hearing

Given the applicant's request on the companion zoning case for this item that the City Council vote to continue the zoning request to the September 16, 2014, City Council meeting, staff recommends this item be continued in a parallel fashion should the City Council decide to continue the zoning case.

Mark Howe, representing the applicant, spoke in favor of the request. Per the attached cards, nine speakers cards were received from persons wishing to record their opposition but choosing not to speak. One speaker card was received from an individual recording that they are in favor of the request but wishing not to speak. Two speaker cards opposing the request were from property owners within the 200 foot zoning buffer.

First Reading and Public Hearing

This item serves as a companion item to subsequent agenda item 7d, Case ZC14-009: Consideration of a zoning change from the R-20 Single Family Residential zoning district to the PUDC-Planned Unit Development Commercial zoning district on 1.36 acres of Lots 1 and 2, Block 1, of the Sunrise Terrace Addition, located at 1105 Glade Road.

Action Requested. Conduct public hearings and consider a request to amend a Future Land Use designation from Single Family Residential to Office. The applicant proposes to develop two buildings for professional office uses.

Current Land Use Designation. The Colleyville Master Plan and corresponding Future Land Use Map designate the subject property as Single Family Residential.

Proposed Land Use Designation. The applicant is requesting to amend the Future Land Use designation to Office.

Section 211.004 of the Local Government Code. 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" to Ordinance O-14-1926 and attached Future Land Use Map is currently designated for single family uses on the future land use plan in the Master Plan. The request for an office development would eliminate any area for single family uses on this property 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.

Surrounding Future Land Uses. Properties to the west are designated as Retail. Properties to the north and east are designated as Office. Properties to the south are designated as Single Family.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this request at the July 14, 2014 meeting by a vote of (7-0).

Summary. The applicant is requesting an amendment to the Future Land Use Map from Single Family Residential to Office in order to develop two buildings for professional office uses. The proposed Future Land Use amendment is consistent with surrounding Future Land Use designations along this portion of Glade Road.

Financial Impact

There is no financial impact to the City.

Recommendation

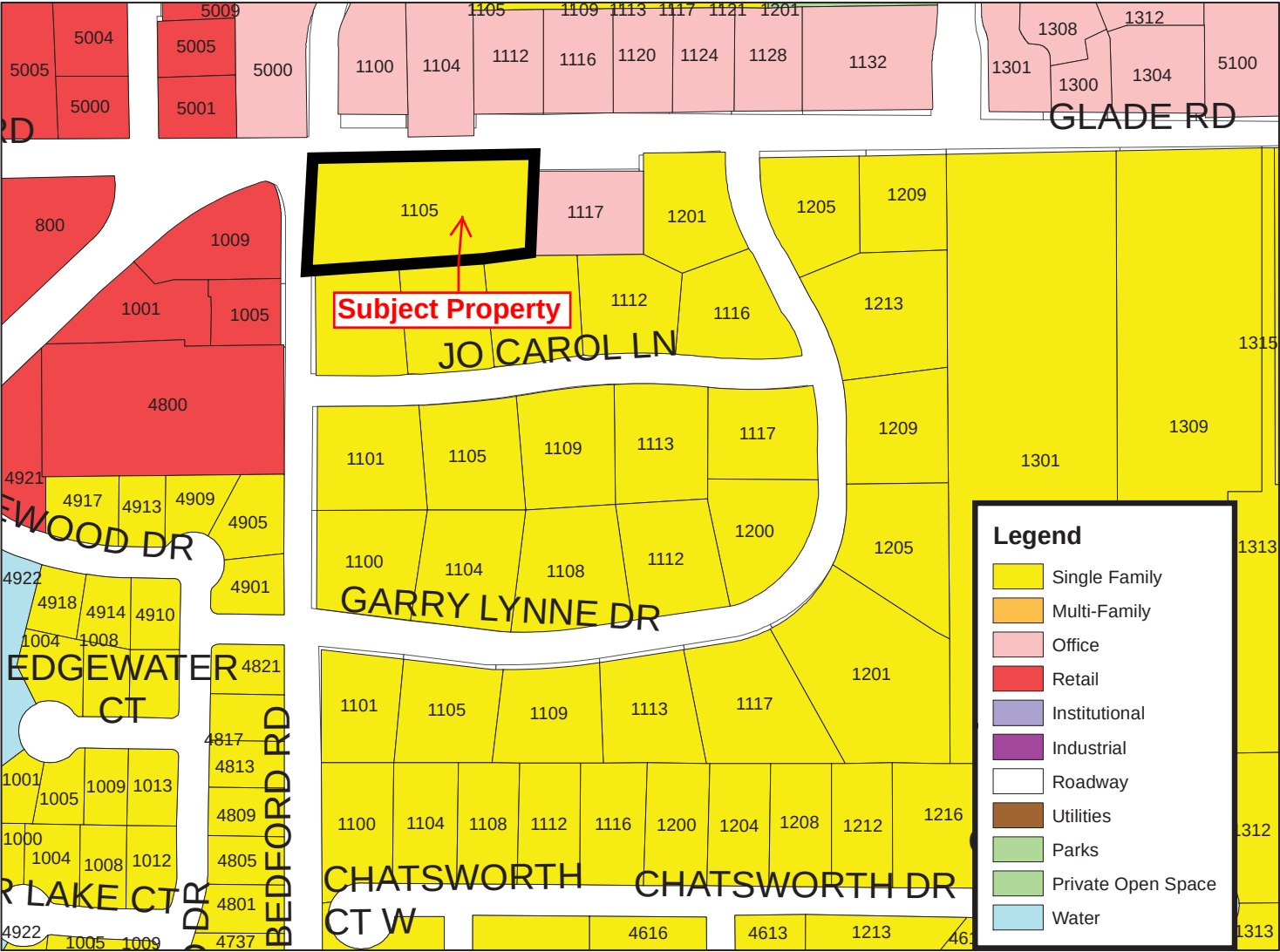
The following are the City Council's options regarding this agenda item:

1. The City Council must approve this agenda item if the companion zoning case is approved.
2. The City Council may approve, or deny, this agenda item if the companion zoning is denied.

Attachments

1. Future Land Use Map
2. Aerial
3. Speaker Cards from 8/19/2014 City Council Meeting
4. Ordinance O-14-1926

Future Land Use Map



Aerial



Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: 8-19-14

Agenda Item Number: 7c/1d

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: Conrad Rodgers

Address: 1213 Garry Lynne Dr

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: _____

Conrad Rodgers

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: 8/19

Agenda Item Number: 7c/7d

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: MATT QUINN

Address: 5020 Stonebridge Dr 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

Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: Aug 19

Agenda Item Number: 2c/d

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: Lisa Peterson

Address: 1104 So Carol

City: Collegeville

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: Lisa Peterson

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting
SPEAKER CARD

Date: _____

Agenda Item Number: 7C 7d

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: BECKY FREEMAN

Address: 1112 JO CAROL

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: Becky Freeman

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting
SPEAKER CARD

Date: 19 August

Agenda Item Number: 7d

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

X 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: Shawn Goff

Address: 3000 Mahan Court

City: Grapevine

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 Cards from 8/19/2014 City Council Meeting
SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7c & 7d

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: Kathleen Hennessey

Address: 5013 Stonebridge Dr.

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: K Hennessey

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting
SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7C

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.

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

Name: CHARLES C CUNNINGHAM

Address: 1101 JO CAROL

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: 

CHARLES CUNNINGHAM

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: 8/19

Agenda Item Number: 7C/7d

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

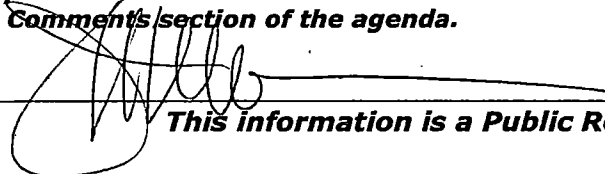
☐ I will speak **In Support** of this item. ~~☒~~ I will speak **In Opposition** to this item.

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

Name: Troy Marshall

Address: 5021 Starbuck Dr City: Collegeville

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Signed: 

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: 8-19-2014

Agenda Item Number: 7c, 7d

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: DOROTHY JENKINS

Address: 1200 Garry Lynne Dr City: Colleyville, 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: Dorothy Jenkins

This information is a Public Record

Speaker Cards from 8/19/2014 City Council Meeting

SPEAKER CARD

Date: 8/19/14

Agenda Item Number: 7c & 7d

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: Nancy Rogers

Address: 1612 Cherry Lane 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: Nancy Rogers

This information is a Public Record

ORDINANCE O-14-1926

AMENDING ORDINANCE O-10-1753 BY AMENDING THE FUTURE LAND USE PLAN SPECIFICALLY FOR 1.36 ACRES LOCATED ON LOTS 1 AND 2, BLOCK 1, SUNRISE TERRACE ADDITION, LOCATED AT 1105 GLADE 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 1.36 acres on Lots 1 and 2, Block 2, Sunrise Terrace Addition, located at 1105 Glade Road, from a single family land use to an office 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 19th day of August 2014.

The second reading and public hearing being conducted on the 2nd day of September 2014.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2014.

ATTEST:

CITY OF COLLEYVILLE

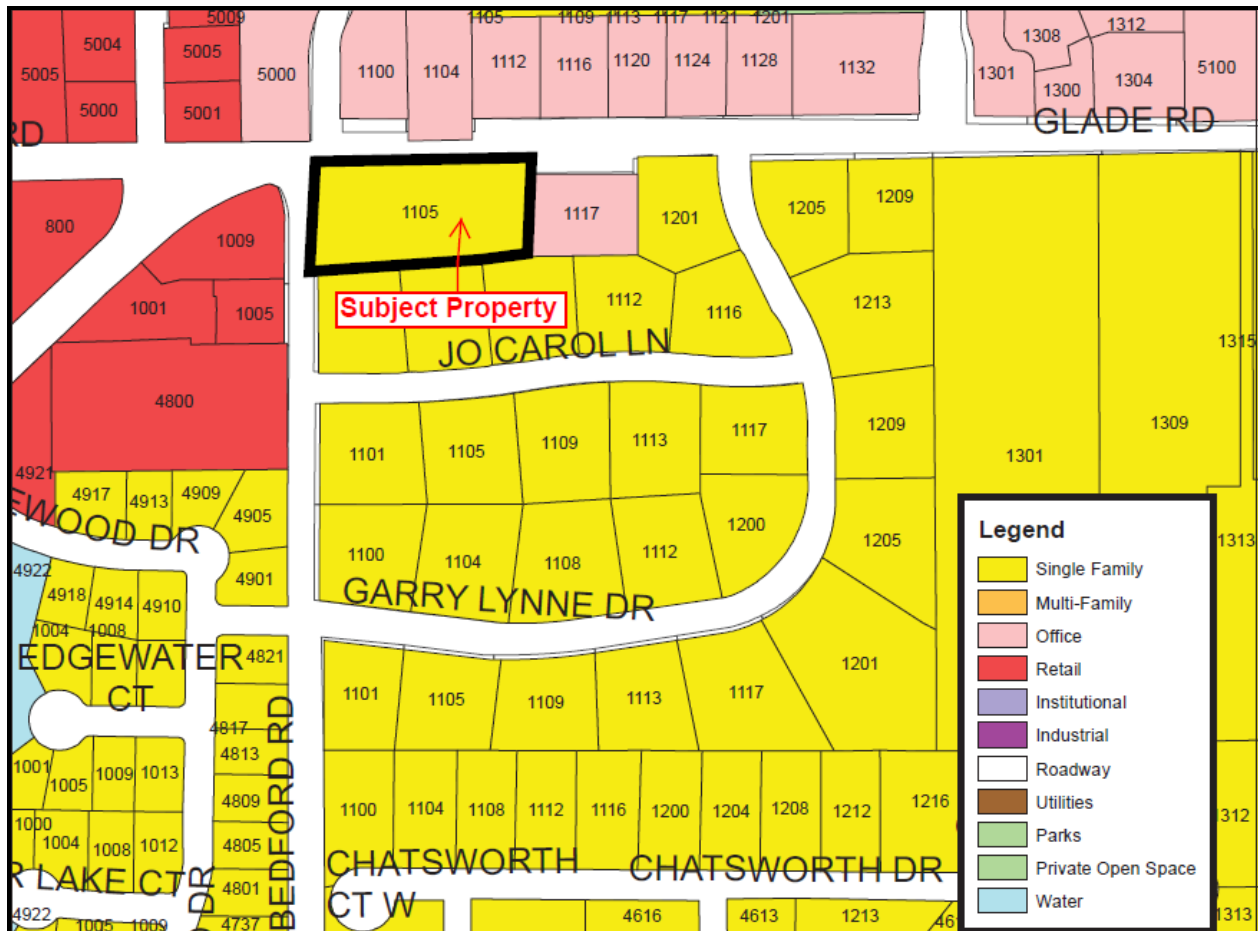
Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney

Exhibit "A" – Location Map





City of Colleyville City Council Agenda Briefing

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

Agenda Number 6a

Agenda Date 09/02/2014

Number Ordinance O-14-1928

Type Ordinance

Department City Manager

Title

Amending Ordinance O-13-1882 relating to the Fiscal Year 2014 budget

Explanation

First Reading and Public Hearing

The proposed ordinance will amend Ordinance O-13-1882 Approving and Adopting the Fiscal Year 2014 budget, to authorize the transfer of the unspent Fiscal Year 2014 (FY 2014) General Fund budget appropriations for street rehabilitation (account 001-3310-6319) to the Capital Projects Fund on September 30, 2014. Included in the FY 2014 General Fund street maintenance budget was \$2,900,000 for the rehabilitation of various streets. In order to preserve unspent contingency funds from FY 2014 street rehabilitation projects, the unspent balance of the General Fund Street Department line item 001-3310-6319 will be transferred to the Capital Projects Fund for future street rehabilitation use.

The proposed ordinance will also amend the General Fund budget to provide for the transfer of \$200,000 from the General Fund to the Capital Projects Fund for management support of the Colleyville Boulevard reconstruction project and \$45,000 from the General Fund to the Vehicle and Capital Equipment Replacement Fund for the future upgrade or replacement of the City's building inspection/development software. The balance of any additional General Fund revenue received in FY 2014 that exceeds the budgeted amount for expenditures in FY 2014 will be transferred to the Capital Projects Fund for the future capital projects identified in the FY 2015-2019 Capital Improvement Program. The funding for the proposed transfer will be from the projected increase in General Fund revenues, such as sales tax revenues, over the FY 2014 budgeted revenues.

Additionally, if expenditures in a department exceed the adopted budget, the city manager is authorized to transfer all or part of the unencumbered appropriation balance from one department to another, per the Charter of the City of Colleyville, Section 9.04 (D).

The proposed budget amendment would also authorize the transfer of FY 2014 Utility Fund revenues that exceed the amount needed for the debt coverage ratio to a reserved cash account. The reserved funds would be designated for use solely on future capital projects for utility infrastructure.

Financial Impact

The amendment to the FY 2014 General Fund budget for the transfer of \$200,000 for management support of the Colleyville Boulevard reconstruction project, \$45,000 for future replacement or upgrade of the City's building inspection/development software, and the balance of revenues received over expenditures to be transferred for future capital projects, is offset by the General Fund revenue received in excess of the amount budgeted. Also, the funds to be transferred to the Capital Projects Fund from the unspent balance of the street rehabilitation line item account were appropriated as a part of the FY 2014 General Fund budget and there is no financial impact. Finally, the Utility Fund revenues to be transferred to a reserved cash account for future utility infrastructure projects only uses the revenue above and beyond that needed for the debt coverage ratio.

Recommendation

Approve

Attachments

1. Ordinance O-14-1928

ORDINANCE O-14-1928

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS, AMENDING SECTION 3 OF ORDINANCE O-13-1882 OF THE FISCAL YEAR 2014 GENERAL FUND BUDGET FOR THE TRANSFER OF \$200,000 FROM THE GENERAL FUND TO THE CAPITAL PROJECTS FUND FOR FUTURE MANAGEMENT SUPPORT OF THE COLLEYVILLE BOULEVARD RECONSTRUCTION PROJECT AND THE TRANSFER OF \$45,000 FROM THE GENERAL FUND TO THE VEHICLE AND CAPITAL REPLACEMENT FUND FOR THE FUTURE UPGRADE OR REPLACEMENT OF THE CITY'S BUILDING INSPECTION/DEVELOPMENT SOFTWARE ON SEPTEMBER 30, 2014; TRANSFERRING THE BALANCE OF FISCAL YEAR 2014 REVENUES RECEIVED ABOVE FISCAL YEAR 2014 BUDGETED EXPENDITURES FROM THE GENERAL FUND TO THE CAPITAL PROJECTS FUND FOR FUTURE CAPITAL PROJECTS ON SEPTEMBER 30, 2014; AUTHORIZING THE CITY MANAGER TO TRANSFER FISCAL YEAR 2014 REVENUES RECEIVED ABOVE THOSE REQUIRED FOR THE DEBT COVERAGE RATIO IN THE UTILITY FUND TO A RESERVED CASH ACCOUNT FOR FUTURE UTILITY INFRASTRUCTURE PROJECTS ON SEPTEMBER 30, 2014; AND AUTHORIZING THE CITY MANAGER TO TRANSFER UNSPENT FY 2014 GENERAL FUND BUDGET APPROPRIATIONS FOR STREET REHABILITATION FROM THE GENERAL FUND TO THE CAPITAL PROJECTS FUND ON SEPTEMBER 30, 2014

WHEREAS, the FY 2014 General Fund projected year end revenues are anticipated to exceed budgeted revenues and the City Council desires to provide funding in the amount of \$200,000 for management support of the Colleyville Boulevard Reconstruction Project and \$45,000 for the future upgrade or replacement of the City's building inspection/development software, it is necessary to amend the FY 2014 General Fund budget to include the transfer of \$200,000 to the Capital Projects Fund and \$45,000 to the Vehicle and Capital Replacement Fund; and

WHEREAS, the FY 2014 General Fund projected year end revenues are anticipated to exceed budgeted revenues and the City Council desires to provide additional funding for the future capital projects identified in the FY 2015-2019 Capital Improvement Program, it is necessary to amend the FY 2014 budget to include the transfer of the balance of General Fund revenues received in FY 2014 over FY 2014 budgeted expenditures to the Capital Projects Fund; and

WHEREAS, the FY 2014 Utility Fund projected year end revenues are anticipated to exceed the amount required for the debt coverage ratio in the Utility Fund and the City Council desires to provide additional funding for future utility infrastructure capital projects, it is necessary to amend the FY 2014 budget to include the transfer of any Utility Fund revenues received in FY 2014 over the amount required for the debt coverage ratio to a reserved cash account; and

WHEREAS, the City Council desires to preserve unspent Fiscal Year 2014 General Fund budget appropriations for street rehabilitation projects; 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. Section 3 of Ordinance O-13-1882 shall be replaced in its entirety and read as follows:

THAT appropriation amounts for the Fiscal Year 2014 budget for the different funds of the City of Colleyville are hereby fixed as follows:

General Fund	\$21,778,967
Utility Fund (Water & Wastewater)	\$13,176,572
Debt Service Fund	\$ 1,685,797
Drainage Utility Fund	\$ 873,519

Sec. 2. THAT the city manager is authorized to transfer the difference in FY 2014 General Fund revenues over expenditures from the General Fund to the Capital Projects Fund for future capital projects identified in the FY 2015-2019 Capital Improvement Program on September 30, 2014.

- Sec. 3. THAT the city manager is authorized to transfer the difference in FY 2014 Utility Fund revenues over the amount required for the debt coverage ratio in the Utility Fund to a reserved cash account for future utility infrastructure capital projects on September 30, 2014.
- Sec. 4. THAT the city manager is authorized to transfer unspent Fiscal Year 2014 General Fund budget appropriations for street rehabilitation (001-3310-6319) from the General Fund to the Capital Projects Fund for future street improvements on September 30, 2014.
- Sec. 5. THAT, in the event that expenditures in a department exceed the adopted budget for that department, the city manager is authorized to transfer all or part of the unencumbered appropriation balance from one department to another per the Charter of the City of Colleyville, Section 9.04 (D).
- Sec. 6. THAT the effective date of this ordinance shall be September 30, 2014.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 2nd day of September 2014.

The second reading and public hearing being conducted on the 16th day of September 2014.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney



City of Colleyville City Council Agenda Briefing

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

Agenda Number 6b

Agenda Date 09/02/2014

Number Ordinance O-14-1929

Type Ordinance

Department City Manager

Title

Adoption of the proposed Fiscal Year 2015 (FY 2015) budget

Explanation

First Reading and Public Hearing

On August 12, 2014, the City Council held a worksession to review the proposed Fiscal Year 2015 (FY 2015) budget. Funding for the General Fund, Utility Fund, Debt Service, and Drainage Utility Funds contained in the attached ordinance is the same as presented to the City Council at the worksession. The FY 2015 budget is outlined in more detail in the attached FY 2015 Budget document, which includes the cover sheet required by Texas Local Government Code 102.007(d) as amended in 2013, budget message, revenue and expenditure detail, and the FY 2015-2019 Five-Year Capital Improvement Program (CIP). The budget for the first year (FY 2015) of the CIP contained in the budget ordinance is also the same as presented to the City Council at the worksession.

The total expenditures in each fund are:

General Fund:	\$23,028,218
Utility Fund:	\$14,005,640
Debt Service Fund:	\$ 1,382,192
Drainage Utility Fund:	\$ 1,121,825

Expenditures outlined in the first year (FY 2015) of the Five-Year CIP are \$24,139,048.

For FY 2015, the tax rate remains at \$.3559 per hundred dollars of valuation.

Financial Impact

The adoption of the budget will provide expense appropriation for the General Fund, Utility Fund, Debt Service Fund, and Drainage Utility Fund for Fiscal Year 2015. It will also authorize expenditures outlined in the first year (FY 2015) of the Five-Year Capital Improvement Program.

Recommendation

Approve

Attachments

1. Fiscal Year 2015 Budget
2. Ordinance O-14-1929

City of Colleyville

Fiscal Year 2014-2015

Budget Cover Page

September 16, 2014

This budget will raise less revenue from property taxes than last year's budget by an amount of \$-482,177, which is a -3.96 percent decrease from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$236,869.

The members of the governing body voted on the budget as follows:

FOR:

AGAINST:

PRESENT and not voting:

ABSENT:

Property Tax Rate Comparison

	2014-2015	2013-2014
Property Tax Rate:	\$0.355900/100	\$0.355900/100
Effective Tax Rate:	\$0.349586/100	\$0.357392/100
Effective Maintenance & Operations Tax Rate:	\$0.318665/100	\$0.315166/100
Rollback Tax Rate:	\$0.365444/100	\$0.371857/100
Debt Rate:	\$0.021290/100	\$0.031480/100

Total debt obligation for City of Colleyville secured by property taxes: \$699,816

COLLEYVILLE

FY 2015 Budget Message

We are pleased to present the proposed FY 2015 Combined Annual Operating Budget for the City of Colleyville. This document represents the City's ongoing commitment to prudent fiscal management in delivering services that enhance the quality of life of Colleyville's citizens and meeting the expressed needs of our community. It also addresses the need to protect the long-term future of the community, primarily in the areas of public safety, preservation of public infrastructure, and in delivering sustainable government that aligns with the demands of today, while ensuring the ability to respond to growth. While this budget covers only fiscal year 2015, it continues to define a path that will move Colleyville into the future as a safe city with a solid infrastructure and an ongoing commitment to improving quality of life.

The proposed budget funds current and enhanced service levels to meet the Colleyville City Council's priorities for service delivery, while maintaining the current tax rate. The proposed budget has been formulated with a philosophy of:

- Providing high-quality governmental services consistent with citizen expectations
- Constantly seeking opportunities to improve service delivery or increase efficiency through technology, partnerships, or improved processes
- Careful stewardship of city resources, emphasizing affordability and sustainability
- Valuing our employees

Furthering our commitment to fostering community involvement and governmental transparency, a summary presentation of the proposed budget has been placed on the City's website. A public hearing on the budget is scheduled on September 2, 2014, to allow citizens an opportunity to provide input on the proposed budget. The proposed budget is scheduled for City Council final approval on September 16, 2014. Any questions or requests for additional information should be directed to Adrienne Lothery, strategic services manager, at 817.503.1112 or by email to alothery@colleyville.com.



BUDGET OVERVIEW

Over the years, Colleyville's budget document has evolved from a simple financial report with proposals for expenditures and estimates of revenue, into the City's most comprehensive annual document establishing budgetary policies. The budget decisions outlined in this document influence the fiscal state of the city, the function of its government, and budget considerations for current and future needs. The City's budget, therefore, is the most important working policy and planning tool used by the City Council and staff to provide quality services to the citizens of Colleyville, as determined by the City Council and for which funds are available.

Financial Summary

The proposed budget is balanced in accordance with state law, the City Charter, and ordinances. The combined proposed expenditures and transfers of the City's major operating funds total \$39,537,875, which is a \$2,269,020 increase from the current year operating budget.

Fund Type	Adopted FY 2014	Proposed FY 2015	Change
General	\$21,533,967	\$23,028,218	\$1,494,251
Drainage	\$ 873,519	\$ 1,121,825	\$ 248,306
Utility	\$13,176,572	\$14,005,640	\$ 829,068
Debt Service	\$ 1,684,797	\$ 1,382,192	(\$ 302,605)
Total:	\$37,268,855	\$39,537,875	\$2,269,020

One measure of a city's financial strength is the level of its fund balance. In keeping with the City Council's conservative fiscal policy of a 90-day reserve requirement, the General Fund is projected to have 82 days over the 90-day minimum for a total of a 172-day reserve and the Utility Fund is projected to have 74 days over the 90-day minimum cash balance for a total of a 164-day reserve as of September 30, 2014.

Fund Type	Number of Days	Amount
General	172	\$10,893,518
Utility	164	\$6,316,129

The reserve earns interest, bolsters cash flow, and is available for unanticipated expenditures or emergencies. As a non-recurring revenue source, beginning fund balances are used to fund capital or other one-time expenses only.

Issues and Challenges

Colleyville benefits from a strong residential base, which helps mitigate the negative effects of economic fluctuations. Property values have rebounded substantially from the declines experienced in fiscal years 2011 and 2012, and continued growth is anticipated in economy-driven revenues, such as sales tax. While other funding sources for fiscal year 2015 remain relatively steady in the majority of revenue categories, prudent management of the City's finances on previous and current capital improvement projects has reduced debt and, subsequently, debt service costs. The resulting debt service savings will be used to help fund current and long-term funding priorities as delineated in the fiscal year 2015 budget. Through July of fiscal year 2014, 189 new single-family lots were approved. As such, it is anticipated that the number of building permits issued and associated development-based revenue in fiscal year 2015 will be similar to the current year. As Colleyville approaches build-out, which is estimated to be in 2025, development revenues will be difficult to predict due to the declining availability of land for new development. Each revenue source is discussed in more detail in subsequent sections of this budget message.

Like much of the country, the City of Colleyville faces the issue of maintaining and gradually replacing an aging infrastructure, including streets, utility lines, buildings, and other community assets. Attention has been focused on the most urgent priorities and addressing those situations that pose the highest risk if not addressed. Staff also carefully considers which investments will serve to extend the useful life of an asset, essentially postponing the need for full replacement for a number of years, when making funding recommendations.

At the budget worksession in May, staff presented a five-year General Fund budget forecast to fiscal year 2019. That forecast includes conservative estimates for revenues such as property tax and sales tax, as well as expenditures and any changes that can be reasonably anticipated. One of the long-term challenges Colleyville experiences is constrained growth in the property tax revenue category due to a freeze on assessed valuation for properties owned by individuals 65 years or older, even though property values are increasing. Sales tax revenue is anticipated to grow, particularly with the developments surrounding the opening of Whole Foods Market, but projections remain conservative as this is one of the most volatile revenue sources, often impacted by fluctuations in the overall economy and other factors beyond the city's control. The forecast for expenditures includes the commitment to hire an additional police officer in each fiscal year through 2016, the commitment to hire three new fire personnel in fiscal year 2015, general cost increases for materials and contractual services required each year, and modest growth in personnel costs. This forecast served as the framework and starting point for budget discussions, helping staff and the City Council focus on the long-term budgetary implications of current funding decisions. It also helped to put long-term goals into perspective relative to the overall resources available in the General Fund. This information was weighted heavily in determining fiscal year 2015 budget priorities.



ACCOUNTING FOR INTEGRITY

The proposed budget is balanced and prepared in accordance with state law, the Colleyville City Charter, ordinances, budget policies, and in accordance with the provisions outlined in the Governmental Accounting Standards Board (GASB) "Statement No. 34, Basic Financial Statements – and Management's Discussion and Analysis – for State and Local Governments."

The accounts of the City are organized on the basis of funds or account groups, each of which is considered to be a separate accounting entity. All funds are budgeted and accounted for on a Generally Accepted Accounting Practice (GAAP) basis for purposes of financial statement presentation. The governmental fund types use a financial resources measurement focus and are accounted and budgeted for using the modified accrual basis of accounting. Under this modified accrual basis, revenues are recorded when susceptible to accrual, i.e., both measurable and available. "Available" means collectible within the current period or soon enough thereafter to be used to pay liabilities of the current period. Expenditures represent a decrease in net financial resources and, other than interest on general long-term debt, are recorded when the fund liability is incurred, if measurable. Interest on general long-term debt is recorded when due.

Governmental fund types are those through which most governmental functions of the City are financed. The acquisition, use, and balances of the City's expendable financial resources and the related liabilities (except those accounted for in the proprietary and fiduciary fund types) are accounted for through governmental fund types.

Proprietary fund types are accounted and budgeted for on a cost-of-service or "capital maintenance" measurement focus, using the accrual basis of accounting. These fund types operate in a manner similar to private business. The City utilizes only the enterprise fund type. Under the accrual basis of accounting, revenues are recognized when earned; expenses are recognized when incurred. For purposes of this budget presentation, depreciation is not displayed, and capital expenditures and bond principal payments are shown as uses of funds.

The City provides a full range of municipal services supported by statute or the Colleyville City Charter. This budget utilizes the following funding sources to provide these services:

- General Fund: Accounts for the resources and expenditures related to the generally recognized governmental services and/or functions provided by various City departments – a governmental fund type.
- Utility Fund: Accounts for all the activities required for the provision of water and sanitary sewer to residents of the city – a proprietary fund type.



- Capital Projects Fund: Accounts for financial resources to be used for the acquisition or construction of major capital projects – a governmental fund type.
- Capital Equipment Replacement Fund: An internal service fund to account for funding for, and acquisition of, the City's vehicles, maintenance equipment, and computer equipment – a governmental fund type.
- Drainage Utility Fund: Accounts for all the activities required for the management of storm water drainage – a proprietary fund type.
- Court Technology Fund: Accounts for all activities, in accordance with state statutes, related to the collection and use of the Municipal Court technology fee imposed on convictions on cases adjudicated in the Court – a governmental fund type.
- Court Security Fund: Accounts for all activities, in accordance with state statutes, related to the collection and use of the Municipal Court building security fee imposed on convictions on cases adjudicated in the Court – a governmental fund type.
- Strategic Initiatives Fund: Accounts for financial resources to be used with the City Council's authorization for programs and projects linked directly to the City's strategic plan – a governmental fund type.
- Colleyville Crime Control and Prevention District (CCCPD): Accounts for the City of Colleyville Crime Control and Prevention District formed to act on behalf of the City for financing crime control throughout the City.
- Colleyville Economic Development Corporation (CEDC): Accounts for the use of bond proceeds and sales tax revenues for municipal park improvements, the purchase of land and equipment for additional neighborhood parks, and for the construction of a community center and library. Consistent with state law, some funds may be allocated by the board of directors for promotional efforts for special events and marketing.
- Voluntary Library Fund: Accounts for the operations for which voluntary contributions by citizens are used. Contributions are used primarily to support library activities.
- Voluntary Park Fund: Accounts for the operations for which voluntary contributions by citizens are used. Contributions are used primarily to support park activities.
- Colleyville Tax Increment Financing (TIF) District: Created in 1998, the primary goal of the district is to encourage quality commercial development in the city by using ad valorem revenues from property value growth since the creation of the district, within the district for infrastructure improvements and economic development.
- Juvenile Case Manager Fund: This fund is used to account for staff, whose primary role is handling juvenile defendants in terms of teen court dockets, all school violations including truancy, failure to attend school and parental noncompliance violations, and mandatory classes for drug, tobacco and alcohol defendants, as permitted by state statute.

BUDGET STRATEGY & DEVELOPMENT

By definition, preparation of any budget is the allocation of scarce resources. There will always be more needs than can be met with available funds. The City Council, on behalf of the citizens, establishes the price community members are willing to pay for local government services. Utilizing citizen input such as the 2014 Citizen Survey, the City Council determines various goals to meet the priorities of citizens, which is ultimately reflected in the city's Strategy Map, a visual depiction of the City's goals and objectives. (A copy of the current Strategy Map is included in the appendix of this document). Staff's role is to guide the process by providing purchasing proposals pursuant to the City Council's highest priorities.

We approach budget development with the understanding that the programs and services included in the current budget reflect the Council's and community's highest priorities. However, some of programs and services are not fully funded. For example, we are currently perform street maintenance, but we are not fully funding this service. The fiscal year 2015 budget focuses on ensuring that services are provided at the high level expected by citizens, and that to the greatest extent possible current programs and services are fully funded and functioning at the desired level before new services are considered. In line with this approach, additional funding requests submitted by departments were categorized as either requests to fully fund the current service level, or as service enhancement requests. These efforts ensure that the City's resources and staffing are aligned to meet today's demands and that service levels remain sustainable in the foreseeable future.

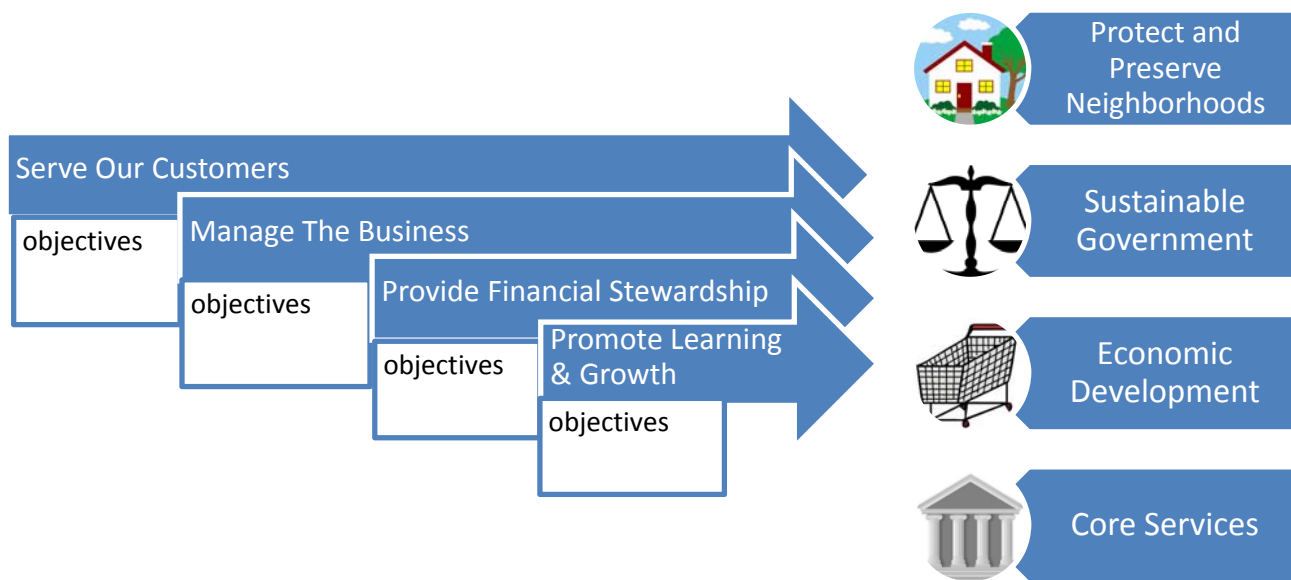
As the budget serves as a policy document upon adoption for the upcoming fiscal year, any service level enhancements beyond those included in the adopted budget must be vetted and determined by the City Council. Changes in budget allocation will likely necessitate the loss or reduction of other programs or services to stay within the City's balanced budgetary parameters.

Development of the fiscal year 2015 budget was guided by the community's priorities as expressed in programs, such as the citizen survey, and outlined in the City of Colleyville's Strategy Map. Each item has been vetted for its alignment with the goals and objectives delineated in the Strategy Map, reviewed for resource optimization, and finally weighted against both current and future community needs.

The City of Colleyville's Strategy Map outlines four viewpoints in which to view the organization from various angles. Those perspectives are learning and growth, financial, business, and customers. Each perspective is represented by a tier on the Strategy Map and contains objectives that must be achieved to ensure we are ultimately delivering on our focus areas. Measuring against the four tiers of objectives, based on the four perspectives of a balanced approach provide the 'how' for how we deliver on our focus areas, which are: protect and preserve Colleyville neighborhoods, provide sustainable development, economic



development, and sustainable government.



The order of the four perspectives is relevant. When we begin with “promote learning and growth,” we acknowledge that we must start with the right people, who are trained and empowered to do good work. With the right people in place, we are able to focus on our financial reality and being good stewards of our citizens’ tax dollars. When we focus on our financial inputs, outputs, and future needs, we are then able to look at how we “manage the business” to ensure that the dollars we spend are maximized and spent on the right things. When we have our ducks in a row internally, we can serve our customers and provide the high-quality programs and services they expect. Without the right people, the right financial focus, and the right processes, we would not be able to serve our customers as well. And of course, we must do all of these things in order to deliver on our focus areas.

By remaining focused on the goals and objectives outlined in the Strategy Map, the community, City Council, and staff can weigh the divergent demands of the citizenry, pursuing only those elements that help achieve the identified objectives, and thereby ensuring the highest priorities of the community as a whole are accomplished. For this reason, every new effort and element of the City’s business plan, including existing programs, is tied to one or more of these objectives, as detailed in the sections that follow. The items listed under each of the four perspectives include highlights of the investments slated to receive continued funding in fiscal year 2015, any significant changes in funding, and a description of new items that will receive funding.

Priorities and Fiscal Year 2015 Focus

With this budget, staff recommends allocating resources according to the priorities of our citizens and City Council, while maintaining the conservative fiscal approach that has allowed Colleyville to attain and maintain an AAA bond rating. The service delivery plan maintains or enhances the programs and services that support one or more of the city's four focus areas: protect and preserve neighborhoods, sustainable government, economic development, and core services.

Some of the priorities related to protecting and preserving neighborhoods include maintaining the lowest crime rate in Tarrant County, adequately staffing public safety operations, reinvesting in infrastructure, and planning for Colleyville's future by developing "Destination Colleyville," an updated comprehensive plan for the city's growth over the next 20 years.

To further our commitment to sustainable government, priorities include evolving to total electronic document storage and retention, leveraging technology to improve service delivery, and continuing the commitment to investing in the City's most valuable resource—the employees who are ultimately responsible for service delivery. Local government is a service organization, and as with most service organizations, the skills, experience, education, and attitude of our employees are essential ingredients to success. We can only attract and retain quality employees if we provide compensation, facilities, equipment, and a work environment that allows each employee to reach his or her potential.

Economic development is an ongoing priority and although significant gains have been realized, it is important to continue to focus on attracting and retaining the types of commercial development that contribute to the high quality of life in Colleyville. Additional investment in this area will be key to achieving the next level of success in guiding Colleyville's development in a way that reflects the desires expressed in the comprehensive plan. Furthermore, the impending reconstruction of Colleyville Boulevard places a unique burden on the city to support and advocate for our businesses along this corridor. Significant efforts to provide this support are detailed in the sections that follow.

As a local government, we exist to provide certain services that citizens expect, at the level they expect, for a good value. In our increasingly mobile and transient society, individuals choose which communities to become citizens of based upon how that city chooses to define core services. In Colleyville, core services are the programs and services currently funded. Over time, this definition will evolve depending on the priorities of the community.

The proposed budget provides a staffing level of 203 full-time equivalents (FTEs), 7.5 more FTEs than in fiscal year 2014, in order to fully fund the programs and services expected by citizens. Careful consideration was given to all position requests to ensure that decisions are both appropriate and sustainable in the long-term. The new or upgraded positions in the fiscal year 2015 proposed budget include adding one police officer, three firefighter/paramedics, one economic



development coordinator, one temporary construction manager to serve through FY 2019, increasing one part-time administrative support specialist in the library to full time, increasing one part-time police records clerk to full time, and increasing one part-time maintenance and operations technician in the Colleyville Center to full time.

To sustain and plan for Colleyville's long-term needs, the fiscal year 2015 budget includes a Five-Year Comprehensive Capital Improvement Plan (CIP). This plan identifies planned projects for the next five years, based on funding availability, and a schedule for completion. Capital projects are defined as those projects requiring an investment of \$50,000 or more. Colleyville's CIP includes projects in a number of categories, as shown in the chart below. Similar to the five-year General Fund budget projection, the CIP provides an opportunity to consider all of the city's capital needs in the coming years and determine the priority of each, as well as whether available funding resources are sufficient to support those expenditures. The CIP operates on a multi-year basis and utilizes a variety of funding sources including the City's major operating funds, impact fees, special revenue funds, and other entities such as TxDOT. While the plan itself covers five fiscal years, only the upcoming year of the five-year plan is included in the City's budget each year. In the sections that follow, major fiscal year 2015 investments in the CIP from City resources have been described in more detail.

FY 2015 Project Category	FY 2015 Project Cost
Streets	\$21,067,400
Utility	662,648
Parks	1,264,137
Technology	394,700
Facilities	250,000
Other	500,163
TOTAL	\$24,139,048

The fiscal year 2015 budget continues delivery of current citizen services while placing greater emphasis on investing in those opportunities that most significantly further one or more of our four focus areas. As is typical in local government, funding requests exceed available revenues, requiring decisions regarding what to fund. As we begin to plan for the future in more detail, not all items can be funded. The fiscal year 2015 budget is a balanced budget based on community and City Council priorities as we know them and makes significant progress toward achieving many of the city's needs and long-term goals. Those items that were not funded this fiscal year are described in a subsequent section of this budget message and may be considered in future budgets.



PROMOTE LEARNING & GROWTH

As mentioned previously, the first of the four perspectives we focus on is “promote learning and growth.” When we begin with “promote learning and growth,” we acknowledge that we have to start with the right people, who are adequately trained and empowered to do good work, to successfully deliver on the city’s four focus areas. While some efforts to promote learning and growth are made in intangible ways, such as fostering positive employee engagement, empowering informed decision-making and appropriate risk taking at all levels of the organization, and ensuring our people understand the strategy and how they contribute to it, other efforts must be tangible, such as attracting, developing, and retaining skilled employees who embrace our values by offering competitive benefits and compensation that reward good and high performance. The following describes ongoing investments to do just that:

- Year 2 (of 3) of 2014 market adjustments - \$72,063
Employees earning below the new minimum salary of their position’s pay range received a market adjustment, not to exceed 10 percent, through the new compensation structure implemented in fiscal year 2014. Employees currently earning more than 10 percent below the new minimum salary will receive the remainder of the adjustment over the next one to two fiscal years so that an individual’s pay increase does not exceed 10 percent in any given year. Fiscal year 2015 will fund Year 2 implementation costs at \$72,063. Market adjustments necessary to implement the new compensation structure adopted in fiscal year 2014 will be complete in fiscal year 2016, with Year 3 costs estimated at less than \$5,000.
- Performance-based merit increases- \$226,417
Employees hired prior to October 1, 2014, will be eligible for a mid-year performance-based merit increase in fiscal year 2015 based on successful and exceptional performance. On an individual basis, the increase will not exceed five percent. Employees receiving a market adjustment *and* merit increase may not exceed a total increase of 10 percent. Performance-based merit increases in mid-fiscal year 2015 will be predicated on employee performance under the comprehensive performance management program implemented in fiscal year 2014. The new system includes more meaningful tools and a streamlined process to document employee goals, expectations, and performance to reinforce alignment of City services with citizen expectations as it pertains to the organization’s expected standards.
- Employee insurance benefits
Employee insurance benefits include medical, dental, life, accidental death and dismemberment, long-term disability, and COBRA insurance, as well as flexible spending account and health reimbursement arrangement administration. The City continues to exhibit a substantial commitment to employee benefits by

funding employee and dependent medical insurance premiums based on a tiered structure tied to wellness program participation. This tiered structure for health insurance subsidies has proven to be an innovative approach to addressing increasing healthcare costs, while providing a benefit for employees that allows the City to maintain a competitive benefit position among its peer cities. The wellness initiative is designed to improve employee health and is trending favorably in the long-term due to reduced utilization of the medical plan. Comparing costs for medical insurance premiums in fiscal year 2010 to fiscal year 2015, the city's portion has been reduced by \$380,312.

Medical premiums will decrease by 3 percent in at the start of this fiscal year. Additionally, the Patient Protection and Affordable Care Act (PPACA) is expected to increase medical premiums by approximately 0.25 of a percent in January to reflect the effects of the Health Insurer fees, Reinsurance fees and Patient-Centered Outcomes Research Institute fees. The net decrease in medical premiums will be shared between the City and the employees through the tiered premium structure.

- **Texas Municipal Retirement System (TMRS)**
The City is committed to ensuring the retirement benefit offered to employees is affordable, sustainable, and competitive. The City's current plan design does not change and includes funding for participation in the TMRS program at a contribution rate of 7.84 percent (annualized 7.63 percent), up 0.795 percent from the annualized rate of 7.045 percent in fiscal year 2014. TMRS is a hybrid defined contribution plan. When a TMRS member retires, the portion of their retirement annuity paid by the municipalities they have worked for is directly tied to their service time in those cities. For the current actuarial period, the City has no unfunded liability.

PROVIDE FINANCIAL STEWARDSHIP

Providing financial stewardship of the city's resources is the foundation of all efforts by City staff. Many of the investments described in this section highlight the ways Colleyville works to ensure that our long-term needs are addressed. The City is extremely proud of achieving an AAA bond rating in all three areas of debt (tax supported, utility, and drainage) and will continue to follow the conservative financial principles and policies that have allowed us to achieve that coveted designation. As we forecast needs and plan for the future, balancing priorities with resources in a sustainable way, we also will work to finance projects using currently available dollars to the greatest extent possible. Efforts to further our focus on financial stewardship in fiscal year 2015 include the following:



- Review and update of fees and charges
Each year as a part of the budget process, staff reviews current fees and charges to ensure that amounts are set appropriately for cost recovery and to remain consistent with the market. While the number of fees and amount of fees adjusted varies from year to year, this annual review provides consistent assurance that our taxpayers are not subsidizing more services than necessary.
- Outside review of financial processes
Each year, the City not only undergoes an audit from an outside firm to verify the accuracy of our accounting records, we also voluntarily participate in other external reviews. These include submission of the budget document to the Government Finance Officers Association (GFOA) Budget Award program, the GFOA Certificate of Achievement for Excellence in Financial Reporting (CAFR) Award, and the Texas Comptroller's Leadership Circle for financial transparency.
- Ambulance replacement - \$44,621
Third-year funding for replacement of the front-line ambulance through a lease purchase plan is included through the Debt Service Fund. The total cost of the ambulance was \$209,425, which will be paid over a five-year period, ending in 2017.
- Police vehicle replacements- \$226,000
Funding for replacement of four marked police vehicles and one unmarked police vehicle is included in the fiscal year 2015 CCCPD budget. The fleet management plan for the police department calls for retaining patrol vehicles for a period of three years and replacement of five vehicles annually, which is consistent with the funding available in the CCCPD budget and provides for long-term sustainability of the police fleet.
- Replacement of vehicles and capital equipment (General Fund) - \$242,000
The fiscal year 2015 budget includes a transfer from the General Fund to the Capital Equipment Replacement Fund, for which \$72,000 is designated for replacement of servers and other technology, and \$170,000 is designated for the replacement of vehicles and equipment utilized by programs accounted for in the General Fund.
- Replacement of vehicles and capital equipment (Utility Fund) - \$81,100
This funding has been budgeted to set aside resources for replacement of vehicles and capital equipment that are utilized by programs accounted for in the Utility Fund.

Maintaining the City's investment in buildings and facilities is also an important component of financial stewardship. The fiscal year 2015 budget provides funding for several high priority maintenance and repair items as listed below.

- City Hall water valve actuators - \$15,572 (one-time expenditure)
Current hot water coil actuators are 11 years old and it is time to replace them. The actuators provide the heat for City Hall and the library.



- Replace water heaters at the Justice Center - \$47,880 (one-time expenditure)
This funding will replace a standard new water heater and a large capacity water heater at the Justice Center. The current water heaters are 12 years old and showing signs of wear. The average life of a water heater is 10 years.
- Additional building maintenance items at City Hall - \$15,766 (one-time expenditure)
Additional building maintenance items at City Hall, including replacement of lighting on the dais in the Council Chambers and fan powered box heat for the Executive Conference Room are also included in the proposed budget.

MANAGE THE BUSINESS

Starting with the right people who are trained and empowered to do good work, we are able to focus on our financial reality and being good stewards of our citizens' tax dollars. We are then able to focus internally and evaluate how we "manage the business," ensuring that the dollars we do spend are maximized and spent on the right things. This may include investments in technology to leverage our personnel resources, partnerships with other agencies to reduce redundancy and improve efficiency, and communication efforts that cultivate a culture of transparency. The items that follow highlight continuing or enhanced investments in how we "manage the business":

- Water meter replacement program – program change
The current water meter replacement program operates on a 10-year replacement schedule. After further analysis and acknowledging that water meters are covered under a 15-year warranty, the program will now operate on a 12-year replacement schedule. This change allows continuation of excellent service, but is more financially sustainable and does not require additional funding at this time.
- Implementation of new utility billing platform
In November of 2014, the MUNIS utility billing module will be implemented to provide customers an ability to monitor usage and to seamlessly pay their bill online.
- Additional contractual support for communications activities - \$5,000
Additional funding for communications activities has been included in the fiscal year 2015 proposed budget, to allow staff to contract with outside vendors for graphics, web design assistance, promotional pieces, and other tools utilized to communicate with citizens and customers. This will allow staff more time to update and maintain the city's website in a more comprehensive and systematic way.

- Digitizing documents to Laserfiche - \$37,000
In fiscal year 2014, staff contracted with a third party to have documents currently located in storage digitized. The fiscal year 2015 proposed budget includes funding to continue this work on an incremental basis each year, until all City documents have been transitioned into a digital format.
- Upgrade of one part time police records clerk to full time - \$26,374
To further the City's overall plan to convert historic and new records to a digital format, the proposed budget includes funding to upgrade one part-time records clerk in the police department to full time. The Police Records Unit currently houses over 15,000 records that date back several decades. Utilizing part-time positions and volunteers to accomplish the task of reviewing, scanning, purging, and managing these records has proven to be inefficient. The upgrade of this position will allow the Records Unit to continue to manage an increasing number of new records and make progress in digitizing existing hard-copy records.
- Installation of fiber for the City - \$394,700
The City currently leases fiber to provide connectivity between buildings. By owning our own fiber, the cost for much of the current lease would be eliminated. It is anticipated that, based on the current amount of fiber used by the City and that the amount used increases substantially each year, costs for the leased fiber will only continue to increase. The fiscal year 2015 CIP includes installation of fiber Phases 1 through 3, to be funded by the Colleyville Tomorrow Fund. Phase 1 will connect City Hall and the Justice Center (\$237,000), Phase 2 will connect the Justice Center and the Central Fire Station (\$71,000), and Phase 3 will connect the Justice Center and the Public Works Service Center (\$86,700). Based on current rates for leased fiber, the return on investment (ROI) for installing City-owned fiber is 10 years. However, the actual ROI will likely be sooner as it is anticipated that service levels (bandwidth) will need to increase and that leased prices will continue to increase.
- Increased leased fiber - \$2,500
While installation of City-owned fiber will make dramatic progress in improving connectivity between buildings, those buildings that will not be connected by City fiber will still be served by leased fiber and are in need of increased bandwidth. Current speeds prevent efficient work and the additional funding included in the fiscal year 2015 proposed budget increases the bandwidth at those locations that will use leased fiber to connect to the new City-owned fiber for a portion of the fiscal year (after the fiber install project is completed).
- Upgrade desktop support technician to management analyst - \$9,117
As technology continues to play a larger role in efficiently providing city services and as that technology becomes more advanced, more sophisticated staff support is necessary to properly maintain and service current hardware and software. The fiscal year 2015 budget includes funding to upgrade the current desktop support technician position to a management analyst, providing better

suited support as opposed to basic trouble-shooting and physical labor as provided in the current job classification.

- **Laserfiche license upgrade - \$25,896**
The current Laserfiche license agreement allows for 28 concurrent users, meaning no more than 28 citizens and/or employees can access the online document repository at one time. The increased funding in the fiscal year 2015 budget allows for 50 concurrent users, providing for increased transparency to citizens and for increased efficiency for staff.
- **Phase I courts technology upgrade - \$63,916 (one-time expenditure)**
Phase I of the courts technology upgrade includes the replacement and upgrade of all audio and recording equipment, as well as the projector in the courtroom. The current equipment is 12 years old and in need of replacement. Some of the cost may be shared with the City of Keller, our partner in the joint municipal court.
- **Phase II Police/Emergency Operations Center technology upgrade - \$44,460 (one-time expenditure)**
Funding has been included in the fiscal year 2015 budget to replace and upgrade the technology in the briefing room at the Justice Center. The room is utilized by every patrol shift to communicate daily information to the officers; it also provides a training area and overflow room for the Emergency Operations Center (EOC).
- **Field connectivity for meter services worker - \$2,950**
Funding for a laptop and aircard for the meter services worker has been included in the proposed budget to allow for the employee to access VueWorks, the web-based public works asset management software, from the field and increase efficiency. Field connectivity will eliminate the need to physically pick up service orders from the utility billing office.

The proposed budget provides contract services with other governments and agencies in the following areas:

- ***Municipal Court:*** In fiscal year 2013, Colleyville and Keller broke new ground as the first Texas cities to consolidate their municipal court operations. The combined court, now in operation for two years, is transitioning to a paperless environment that will streamline processes and further efforts to manage our document retention electronically.
- ***Animal Control:*** In fiscal year 2013, Colleyville and Southlake consolidated animal control and shelter services with Keller, a change that resulted in improved animal services in all three communities, reduction of redundancy in operations, better utilization of building and technical resources, increased training time for employees, sufficient staffing for dedicated shelter and adoption personnel, and improved compliance with state and national standards for the humane treatment of animals. The fiscal year 2015 budget for this



agreement, which pays for Colleyville's proportionate share of the costs, decreased by \$1,920 compared to fiscal year 2014, based on the calculations provided by the city of Keller on Colleyville's utilization of shelter and animal services.

- *Communications and Jail Services:* Continuation of funding for the regional communications and jail services is included in fiscal year 2015 through a multi-year interlocal contract with Keller and Southlake. This funding budgeted for fiscal year 2015 increased by \$198,456, which reflects Colleyville's proportionate cost of the interlocal contract. The increase for fiscal year 2015 is due to rebalancing the three-year average that determines each member city's utilization of total services and establishes the percentage of total cost paid by each city accordingly. Additionally in fiscal year 2011, Tarrant County 9-1-1 leased the Colleyville Communications Center as a permanent backup site, which created additional revenue. Tarrant County 9-1-1 also will keep the facility up to date with the latest technology. Funding is provided to meet the contractual obligations for fire response in the Bedford response area, a contract that expires in September 2015.
- *Northeast Fire Department Association (NEFDA):* This association of 14 cities in Northeast Tarrant County provides resources, support, and staffing for emergency events such as a water rescue, HAZ-MAT incident, or an event involving an explosive device. Participating cities contribute financially to maintain and replace equipment or apparatus needed to respond in these situations.
- *Public Safety:* Colleyville will continue participation as a member city in Tarrant County's NETCO radio consortium. In 2014, the NETCO consortium completed an upgrade to our 800MHz trunked radio system to Project 25 (P25) capability. The P25 conversion included all radio equipment (i.e., towers, consoles, portable radios, and handheld devices). NETCO member cities will continue to contribute to the consortium for future maintenance and system enhancement costs.
- *Street Overlay:* To maximize street maintenance activities, the City will continue partnering with Tarrant County for county labor resources for one street maintenance project per year. For these projects, the City provides funding for materials. The county has specialized street overlay capabilities and has shown a continued interest in assisting our maintenance program.
- *Teen Court:* Along with Grapevine and Keller, Colleyville partners with Southlake to operate the Metroport Teen Court. The fiscal year 2015 CCCPD provides funds for our continued participation in this program in the amount of \$33,750, one fourth of the total annual program cost.
- *Elections:* Staff recommends continuation of the contract with the Tarrant County Elections Center to conduct local elections at an annual cost of \$7,000. The efficiency and expertise provided by the county enhances the quality of the electoral process available to our citizenry.



- *Tax Assessment and Collection Services:* The City will continue the agreement with the Grapevine-Colleyville Independent School District (GCISD) for tax collection services.

SERVE OUR CUSTOMERS

To serve our customers and provide the high quality programs and services they expect, we must start with the right people, the right financial focus, and the right processes. Without attention to those foundational perspectives, we cannot serve our customers well. Investments in the area of “serving our customers” typically include items that are tangible to our citizens. In fiscal year 2015, highlights of continuing or new investments in this area include:

- Three new firefighter/paramedic positions - \$207,129
This budget includes funding to hire three additional firefighter/paramedic positions. The addition of these positions achieves full operational staffing by adding one additional staff member to each shift. This allows for a minimum of 12 employees per shift including three on each truck or engine company, two on the ambulance, and one battalion chief.
- One new police officer position- \$72,933
The addition of one new police officer position is included in the fiscal year 2015 budget, to be funded from the Colleyville Crime Control and Prevention District (CCCPD) budget. This position reflects the City Council's commitment to adding one new police position each year through fiscal year 2016.
- Texas Workforce Commission annual subscription- \$1,500
The Texas Workforce Commission database is a common tool used by law enforcement to address the task of locating and making contact with persons involved in investigations and in seeking out those individuals with outstanding warrants, as it contains current addresses and employment sites. This real time information dramatically increases the efficiency of locating suspects by both the criminal investigations detectives and the warrant officer.
- Colleyville Boulevard/SH26 reconstruction project management- \$200,000
To ensure adequate city involvement in managing the upcoming reconstruction of Colleyville Boulevard, the City's construction manager will be temporarily reassigned to that project for its duration. As such, a temporary construction manager position is proposed in the fiscal year 2015 budget to backfill those vacated duties. This position manages the City's capital improvement projects and development projects, ensuring proper construction of public improvements. In addition to the staff support of this project, funds for additional advertising, promotion, and support of our affected businesses, as well as additional communication with citizens and visitors during the project, are also proposed. The fiscal year 2015 cost of the temporary position and the additional



communications costs are proposed to be funded through a transfer of net revenues over expenditures at the end of fiscal year 2014. It is anticipated that these expenses will need to be budgeted through fiscal year 2017.

- One new economic development coordinator position - \$18,960
To provide additional support for economic development efforts, an economic development coordinator has been added to the fiscal year 2015 proposed budget. Economic development is an ongoing priority and although significant gains have been realized, it is important to continue to focus on attracting and retaining commercial development that contributes to the high quality of life in Colleyville. Furthermore, this new position will help provide support to businesses affected by the reconstruction of Colleyville Boulevard. The cost of this position is largely offset by shifting the part-time marketing coordinator position to the Colleyville Economic Development Corporation (CEDC) budget, better aligning that function with the purpose of the promotional portion of that budget.
- Strategic Initiatives Fund current available balance - \$295,817
The Strategic Initiatives Fund was established to fund programs and projects linked directly to the City's strategic plan, with the City Council's authorization. In particular, economic development incentives were indicated as an appropriate use of these resources. The current available balance may be appropriated at the discretion of the City Council.
- Upgrade of one part-time administrative support specialist in the library to full time - \$30,022
The fiscal year 2015 proposed budget includes funding to upgrade one part-time administrative support specialist in the library to full time. The upgrade of this position will provide increased administrative support to the library and bring the library to full staffing based on the current service level. The additional hours will also provide for more flexibility in scheduling to ensure adequate staffing levels for library and recreation programs and city special events.
- Upgrade of one part-time maintenance and operations technician at the Colleyville Center to full time- \$25,712 (\$0 net cost)
The Colleyville Center continues to increase weekend bookings, with many back-to-back events, requiring center staff to work additional hours on weekends, incurring overtime and/or accruing compensatory time. The fiscal year 2015 proposed budget includes funding to upgrade one part-time maintenance and operations technician to full time, with a concentration of work hours on Fridays, Saturdays, and Sundays. The additional hours will help the center maintain its excellent customer service ratings, particularly as more bookings require more room set ups and break downs, and maintenance to prepare for the next event. The cost of this position upgrade has been offset by increased revenue projections due to positive trends in bookings.

- **Street maintenance - \$3,000,000**
A consistent focus by the City Council has been to provide the necessary funding to maintain the city's street infrastructure. Given this, the proposed budget provides a base level of \$2,000,000 for street maintenance/rehabilitation and an additional \$1,000,000 through a strategic draw-down of General Fund fund balance (while still maintaining a healthy fund balance in excess of the adopted 90-day reserve requirement). This will be the third year of this strategic draw down, which is anticipated to continue through fiscal year 2018. At that point, other funding must be identified to continue the same level of street maintenance. The fiscal year 2015 total of \$3,000,000 for street maintenance in the General Fund, an increase of \$600,000 from fiscal year 2014, will be used as a funding source in the comprehensive CIP, to be distributed among various projects based on relative priority. Fiscal year 2015 will be the first year to fully fund street maintenance at the level identified by recent pavement assessments as being necessary to adequately maintain our streets at their current condition.
- **Transfer to Capital Projects Fund - \$300,000 (one-time expenditure)**
Additional one-time funding has been included in the fiscal year 2015 proposed budget to be transferred to the Capital Projects Fund for use on future capital projects. Careful consideration was given to ensure that not all available funds were obligated to recurring, or ongoing, expenses. Dedicating some of the funding available for allocation in fiscal year 2015 to one-time purposes that serve the City's long-term goals is a prudent use of these funds.
- **Sidewalk repair – \$50,000**
The proposed budget maintains funding for the repair and maintenance of sidewalks, helps ensure pedestrian safety, and enhances Colleyville's "walkability" factor. Funding in the amount of \$50,000 is recommended for ongoing maintenance. This is in addition to escrowed construction funds for neighborhood districts, as approved by the City Council in November 2008.
- **The cost of purchasing potable water from the Trinity River Authority (TRA) has increased during the past year due to additional TRA operational costs, decreased usage through effective water conservation by area cities, and an overall percentage increase in Colleyville's portion of debt service due to usage during ongoing drought conditions. It is likely that TRA rates will increase with TRA's new fiscal year beginning in December 2014. In the event TRA increases their cost for treated water and wastewater, consistent with City Council policy, that cost will be passed on proportionally to customers.**
- **Water and wastewater renewal program - \$250,000**
As part of the City's focus on long-term infrastructure needs, the fiscal year 2015 Utility Fund budget maintains funding for proactive replacement of City water and sewer lines, valves, pumps, lifts, manholes, inlets, and other materials used in the delivery of potable water to, and the removal of sewage from, Colleyville homes and businesses. This investment is utilized as one of the funding sources for the CIP.

- FEMA grant match for updated floodplain maps - \$290,500 (one-time expenditure)

The proposed budget includes a drawdown of fund balance by \$250,500 in the Drainage Fund, to fund a FEMA grant match of \$290,500. Operating funds of \$40,000 will also be used to meet the match requirement. The grant funds will be used to survey, model, and map all of the waterways in Colleyville with the exception of Big Bear and Little Bear Creeks. The grant is being administered by the North Central Texas Council of Governments and will result in updated flood plain maps for the City. FEMA is providing \$336,500 toward this study, and without the FEMA grant, the City would have to pay for the entire study as part of a future drainage master plan update. The original drainage master plan is 23 years old and a significant amount of development has occurred since that time, changing the natural drainage patterns in the city. The scope of services under this grant will serve as the first phase of a storm water drainage master plan update and will provide a significant foundation for the second phase of the update. The second phase, which will be completed as funds become available in the drainage fund, will take the work performed in the first phase and develop a plan for improving the drainage throughout the City.

- Colleyville Clean Sweep - \$12,000
Staff recommends continuation of the household hazardous waste collection program and the Clean Sweep annual collection with \$12,000 from the Drainage Fund and a conversion of solid waste franchise revenue in the amount of \$15,000, for total program funding of \$27,000.
- Quiet zone maintenance contract for warning and preemption devices - \$51,000
To satisfy the requirements of the Fort Worth & Western Railroad, the City must pay annual maintenance costs for the advanced warning and preemption devices associated with the quiet zones. Funding has been included in the fiscal year 2015 proposed budget for contracting the maintenance of these devices.
- Trail system investments - \$427,000 (one-time expenditure)
The proposed 2015 CEDC budget includes the carry forward of funding for incomplete projects- completion of Pleasant Run Trail construction (Bogart to Mission), as well as improvements at the Cotton Belt – LD Lockett Park trailhead and construction of the Cotton Belt II spur at the Webb House.
- Park signage update - \$15,000 (one-time expenditure)
The current signage at Reagan Park is inconsistent with the signage at other Colleyville parks and there is currently no signage at Woodbriar Park. Voluntary park funds will be used to improve signage at both parks to provide uniformity throughout the park system.
- Retaining wall and drainage enhancement - \$11,212 (one-time expenditure)
Voluntary park funds will be used to install a retaining wall and drainage enhancements at tennis court 6 at City Park. These improvements will help prevent sand in the adjacent volleyball court from blowing onto the tennis court and building up when it rains.



- Shade structure replacement - \$30,000
Current shade structures at City Park are faded and worn due to age and weather. Voluntary Park funds will be used to replace the shade structure cloths at fields 1-3, with plans to replace the cloth at other fields on an annual basis going forward.

ITEMS NOT FUNDED IN FISCAL YEAR 2015

As is typical in local government, funding needs often exceed the revenues available. Decisions must always be made as to what items are funded in the budget. The items described below were not included in the fiscal year 2015 budget, either due to a lack of available funding or because these items represented a lower overall priority than other items. Every request for additional funding was evaluated and ranked by the staff Leadership Team, which played a large role in determining those items chosen for inclusion in the fiscal year 2015 budget. When ranking each funding request, the Leadership Team referred to a set of criteria, which included considering how and to what extent the request furthers the goals laid out by City Council in the Strategy Map, any risks presented by not funding a request, whether the request addresses an area identified in the City's performance measures as needing improvement, staff's ability to execute and implement the request if funded, what prompted this request, and overall impact of funding the request compared to the financial investment required.

- 2015 market adjustments - \$160,000
WorldatWork, a non-profit human resources association that has tracked industry data for over 40 years, projects a two percent average salary structure movement for all groups of employees in Texas. Pursuant to our philosophy of desiring to pay our employees at the 50th percentile of the market and to maintain the city's market competitiveness, a one percent market adjustment, or one-half of the projected salary structure movement in the Texas market, was considered for inclusion in the proposed budget. However, 2015 market adjustments were not included in the proposed budget to allow for the near completion of 2014 market adjustments that will move all employees into the new salary structure adopted last summer. It will be important to seriously consider inclusion of market adjustments to the salary structure and for employees in the fiscal year 2016 budget in order to maintain our investment in the new compensation system and remain competitive in the marketplace.
- Street reconstruction - \$2,400,000
Colleyville has 43.5 miles of unimproved (no curbs and open ditches for drainage) asphalt streets. The majority of these streets are arterial or collector streets carrying the majority of the city's traffic and were never designed or constructed to carry that load. The cost to reconstruct these roads to current engineering standards is approximately \$75 million in 2013 dollars. Based on the previously proposed goal of eliminating all unimproved roads in Colleyville



during the next 25 years, an additional \$3 million is needed each year to fund street reconstruction. Because some of these streets are eligible for TIF funding, an additional \$2.4 million is needed annually from other funding sources, such as the General Fund. Staff has not recommended funding for street reconstruction in the proposed budget as the Council has requested a worksession for later this fall to discuss long-term strategies for street maintenance, which may result in a different goal.

- Human resources coordinator - \$71,807
To provide consistent and proactive management of recruiting, hiring, organizational training and development, volunteer and intern program implementation and administration, safety program/risk administration, and performance management, the addition of a human resources coordinator was considered for inclusion in this budget. Organizations universally recognize that significant time and resources should be expended in the recruiting, hiring, and onboarding process to avoid the future expenses related to managing poor performing employees out of the organization and lost productivity from having the wrong person in a job. As such, it is imperative that the right individuals are recruited, hired, and trained, which requires additional resources to manage those processes consistently. Without this additional position, the staff will continue to be challenged to provide these necessary services.
- Colleyville Center improvements - \$36,000 (one-time expenditure)
Improvements to the Colleyville Center site or grounds are on hold until a visioning meeting is held with the City Council to give direction regarding future site and facility improvements. Current improvements identified as worthy of consideration include up-lighting in outdoor areas, sod replacement, and a kitchen update to include replacement of appliances original to the center when it was built in 1998.
- Fire Training Room upgraded A/V System - \$28,535 (one-time expenditure)
The current A/V system in the Fire Training Room includes a consumer level projector and audio system. A request for updated equipment that would include commercial level screens and interfaces was requested for the fiscal year 2015 budget, but the benefits of upgrading the equipment were not substantial enough to warrant a higher priority rating than other budget requests that were considered.
- Building maintenance - \$70,770 (one-time expenditure)
While a number of building maintenance projects have been included in the fiscal year 2015 proposed budget, not all potential projects could be included. Those that ranked lower in priority, such as installing exterior LED lighting at City Hall, the library, and the Justice Center may be considered in future budget years.
- Part-time management analyst (graduate intern) - \$28,779
A graduate-level intern would provide professional support to all City departments, including providing analysis, completing studies, supporting



departments to achieve citywide goals, and assisting with special projects. As current staff members manage already full workloads and lack the capacity to take on work related to new projects or initiatives, the addition of an intern would provide needed support at a lower cost than an additional full-time employee. A graduate internship program could also provide help to attract young professionals to the city and identify individuals that could become potential employees.

PROPOSED BUDGET BY FUND: GENERAL FUND

In developing the proposed budget, the objective was to achieve a balance between revenues and expenditures, and prioritize operational needs with long-term community investment strategies.

Revenues

General Fund revenues in the proposed budget total \$23,063,580. Major revenue considerations include:

- An increased operation and maintenance (General Fund) portion of the tax rate due to declining bonded indebtedness. There is no overall increase in the total tax rate.
- An increase in ad valorem revenue due to a 4.66% increase in property values
- Increased sales tax revenue
- An increase in licenses and permits, as well as charges for service, based on historical trends and increase in development activity in Colleyville

Property Tax

The primary source of income for the City is property taxes, accounting for 55 percent of total revenue. The biggest budgetary issue in preparing the annual budget is the setting of the property tax rate. Once the roll is received in late July, the tax rate is determined by the debt rate needed to pay for the City's bonded indebtedness and funds needed for maintenance and operation funding in the General Fund.

The Tarrant Appraisal District has certified Colleyville's property valuations for 2014 at \$4,091,303,521 (\$4,044,553,142 in certified value and \$46,750,379 in pending appeals and incomplete valuations), and includes \$66,554,875 in new construction. This represents an increase of \$182,030,827 (4.66%) over the current year's taxable valuation of \$3,909,272,694, per the July 25, 2013 certified values. The value of existing property on the tax roll is \$4,024,748,646, representing an increase of \$115,475,952 (2.95%) over the current year's taxable valuation. The total taxable value includes TIF zone property, which has a combined taxable value of \$261,128,989 (TIF Zone #1 adopted in 1998- \$258,801,032 and TIF Zone #1A adopted in 2012- \$2,327,957) and includes \$2,459,187 in new construction. The



final TIF value is subject to change, as \$4,254,619 in valuation is still under appeal. This represents an increase of \$7,071,782 (2.78%) over the current year TIF valuation of \$254,552,139.

In 2003, the City Council increased the over-65 property tax exemption to \$65,000 and approved the senior property tax freeze in 2004. The loss in property tax revenue from the over-65 property tax exemption for 2015 is projected to be \$419,564. Additionally, there is a loss of revenue for the senior tax freeze of \$209,287. Currently, 19.11 percent of all residential property tax accounts are frozen.

As submitted, the proposed budget maintains a property tax rate of \$0.3559 per \$100 value to support a property tax levy of \$13,284,424, excluding the TIF property and frozen value. The tax rate is comprised of an operation and maintenance rate of \$0.33461, and an interest and sinking rate of \$0.02129. The latter component provides funding for retirement of the annual debt obligations. In a review of peer cities, Colleyville has the second lowest tax rate in northeast Tarrant County. That is not expected to change with adoption of the proposed budget.

The proposed property tax rate of \$0.3559 is slightly above the effective tax rate of \$0.349586. The effective tax rate is the rate at which the City would raise the same amount of revenue raised in the last fiscal year.

As shown in the following table, the proposed 2015 property tax rate will increase the typical homeowner's tax bill, compared to this year's tax billing, by \$55.01.

Budget Year	Average Residential Property Value	Property Tax Rate	Average Property Tax Payment
2010	\$398,957	\$0.3559	\$1,419.89
2011	\$397,472	\$0.3559	\$1,414.60
2012	\$396,817	\$0.3559	\$1,412.28
2013	\$397,889	\$0.3559	\$1,416.09
2014	\$406,040	\$0.3559	\$1,445.10
2015	\$421,497	\$0.3559	\$1,500.11

Sales Tax

The second major financial consideration guiding development of the budget is the growth of sales tax revenues. The City collects a total two percent sales tax: one percent for General Fund with the remaining one percent allocated for two half-cent special purpose districts. A recent upturn in the local economy along with the opening of Whole Foods Market and other businesses at Colleyville Downs has generated increased taxable sales, a 6 percent increase in sales tax over the fiscal year 2014 year-end projection is budgeted.



Licenses and Permits

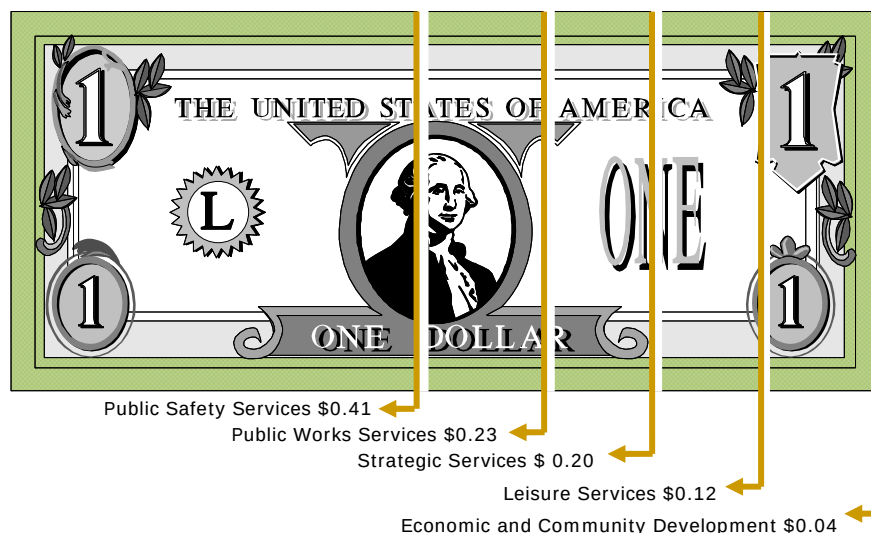
Building-related revenue remains relatively consistent with the actual revenue received in the last several fiscal years. License and permit revenue has continued to exceed budget projections based on the increase in development activity in Colleyville, but budgeted projections are not increased until several years of trend are established in order to maintain our conservative forecasting practices. The fiscal year 2015 budget for license and permit revenue includes a 16 percent increase over the fiscal year 2014 adopted budget. Based on current interest rates and the number of lots that have been approved or are under construction, staff anticipates the current rate of construction of new single-family residential homes will continue in the near term. There are also commercial developments and redevelopments anticipated for fiscal year 2015.

Intergovernmental Revenue

Intergovernmental revenue includes the annual payment from the City of Keller as a result of the municipal court consolidation in the amount of \$217,967. Keller is paying 45.9% of the total municipal court cost based upon their percentage of total citations issued by both cities. There is also a small reimbursement of administrative fees and building costs included in the payment.

Expenditures

The following illustration shows how the City plans to spend each tax dollar for the upcoming fiscal year. The total proposed General Fund budget for fiscal year 2015 is \$23,028,218. This includes non-discretionary increases totaling \$164,389, which covers cost increases in electricity, property and liability insurance, software maintenance, and other contractual service increases.



UTILITY FUND

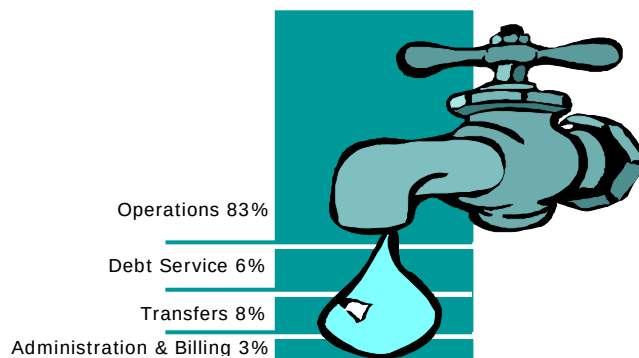
The Utility Fund is a proprietary fund structured and operated as a stand-alone business or enterprise. For budgeting purposes, the fund segregates the operating expenses and debt service in an accounting fashion similar to the General Fund. In accordance with Generally Accepted Accounting Principles (GAAP), this fund uses a full accrual basis of accounting that combines the accounting of long-term assets and liabilities with operating expenses and revenues. As a stand-alone Enterprise Fund, the Utility Fund pays its share of overhead costs as a reimbursement to the General Fund. The fund also makes a franchise fee payment to the General Fund.

Revenues

Under the current rate structure, water sales account for 73 percent of total revenue and wastewater revenues account for 25 percent. Interest, tap fees, and miscellaneous revenues comprise the remainder. Current rates are based on the City paying TRA \$2.64 per 1,000 gallons for water and \$2.20 for wastewater, an increase of \$0.11 for water and \$0.38 for wastewater over 2013 rates. Meeting bond covenant requirements, the existing rate structure provides for a 1.2 times coverage factor.

Expenditures

Utility Fund expenditures total \$14,005,640 for the proposed budget. This includes non-discretionary increases totaling \$22,483 which cover cost increases for postage, property and liability insurance, communications maintenance, and overtime for inspection of development projects. The largest component, 68 percent of the fund, covers the contractual obligation for water and wastewater to the Trinity River Authority (TRA). In an effort to continue a comprehensive program to repair and rehabilitate the utility system, the budget includes funding in the amount of \$250,000 for infrastructure renewal, which is funded through a draw-down of the available cash in the Utility Fund retained earnings. The expenditure increase in the budget from fiscal year 2014 is due primarily to the increased cost of treated water and wastewater from TRA and an increase in the amount transferred to the General Fund. The following illustrates the distribution of expenses for the Utility Fund.



DEBT SERVICE FUND

The City budgets for debt service in two separate funds - utility and tax-supported debt services. The total fiscal year 2015 debt obligation for tax-supported debt is \$1,382,192, a decrease from the fiscal year 2014 total of \$1,684,797. There is a planned drawdown of debt service fund balance in the amount of \$152,666 for the third year repayment of the lease purchase agreement for the towers, consoles, portable radios, and handhelds related to the upgrade of the 800MHz trunked radio system to Project 25 (P25) capability, which was entered into in fiscal year 2012. There is declining debt service in the remaining outstanding debt obligations and a refunding of outstanding callable debt that occurred in fiscal year 2011. The projected fiscal year 2014 ending fund balance will be in excess of the 90-day reserve needed.

The Utility Fund's coverage ratio of 1.20 is effectively met in the current tiered rate structure. The total utility-supported 2015 bonded debt obligation is \$490,100. Also included is the repayment to the Colleyville Tomorrow Fund for internal financing for the acquisition of a vactor truck in the amount of \$44,286. The acquisition was approved in fiscal year 2012 and the Utility Fund will be repaying the Colleyville Tomorrow Fund this amount annually for the next five years, which would be the term of the lease if financed externally.

Furthermore, the city's bond ratings are evidence of Colleyville's financial strength. In 2009, the City received an upgrade in its general obligation bond rating from AA+ to AAA from Standard and Poor's. Strong tax base growth coupled with a low tax rate, strong financial performance, and substantial cash balances are the primary reasons for the bond rating.

In fiscal year 2014, the City's rating went through a biannual bond rating review with Fitch Ratings and Standard and Poor's for outstanding general obligation, and water and wastewater debt. That AAA rating has been reaffirmed by Fitch Ratings. The key ratings drivers for the AAA rating for the general obligation debt were a healthy financial profile, solid tax base, manageable debt burden, and a diverse economy. For water and wastewater debt, the key ratings drivers for the AAA rating were conservative financial management, rate flexibility, low debt, and limited capital needs.

The waterworks and wastewater system revenue bonds and the drainage system revenue bonds also received a rating upgrade from Standard and Poor's in 2014 from AA+ to AAA. Reasons for the upgrades include strong financial operations, growth in service area, adequate water and sewer treatment capacity to meet future demands, and moderate debt ratio with manageable future borrowing plans. Standard and Poor's, and Fitch Rating Service have affirmed the rating of AAA on the drainage utility system revenue bonds. These credit ratings for outstanding debt mean the City's bonds are considered to be of superior investment quality, resulting in lower interest payments for the City.



STORMWATER DRAINAGE UTILITY FUND

In 1993, the City Council adopted a monthly fee assessed on residential and commercial utility billing accounts for stormwater management. The Stormwater Drainage Utility Fund supports the operation and maintenance of the City's drainage system and complies with federally mandated requirements for stormwater systems.

This fund is designated to maintain streets, sewers, and drainage ditches to manage runoff from commercial and residential development, including related personnel and operating costs.

The fund is projected to receive revenues of \$1,201,046 in fiscal year 2015, primarily from the collection of the monthly fee and planned use of fund balance of \$250,500. Annual debt payments for the outstanding bonds are \$252,847. In fiscal year 2015, \$290,500 has been allocated for a FEMA grant match, the majority of which is being paid for by the planned draw down of fund balance. The grant funds will be used to survey, model, and map all of the waterways in Colleyville with the exception of Big Bear and Little Bear Creeks. The grant is being administered by the North Central Texas Council of Governments and will result in updated flood plain maps for the City. The remaining funds of \$578,478 fully support six staff positions, partially fund three other staff positions for which costs are split between multiple funds, and drainage projects throughout the city. This includes non-discretionary increases totaling \$413, which covers cost increases in property and liability insurance and increased communications maintenance costs. The drainage bonds require a coverage ratio of 1.25 times annual debt service, approximately \$316,059 annually. Also included is the repayment to the Colleyville Tomorrow Fund for the internal financing of the acquisition of a Gradall excavator in the amount of \$19,032. The acquisition was approved in fiscal year 2012 and the Stormwater Drainage Utility Fund will repay the Colleyville Tomorrow Fund this amount annually during the next five years, which would be the term of the lease if financed externally.

SPECIAL REVENUE FUNDS

The City Council continues to be innovative in evaluating financing options for various City programs. Programs implemented to date include:

Colleyville Tax Increment Financing (TIF) District

The Tax Increment Reinvestment Zone (TIRZ) District, also known as the TIF, was created in 1998. The primary goal of the district is to encourage quality commercial development in the city. The district boundaries predominately occupy property located along State Highway 26, comprising 633 acres of land area. The base value for the district was \$75,821,735 in 1998. Incremental values subsequent to January 1998 are taxed at the City's adopted property tax rate. However, the ad valorem



revenues are utilized within the district rather than being allocated to the City's overall budget. Overlapping taxing entities, including Tarrant County College District and the Grapevine-Colleyville Independent School District participate at varying levels in the district by assigning their ad valorem tax dollars. Tarrant County and the Tarrant County Hospital District are no longer participating in contributing to the TIF as their commitment level has already been met. In November 2012, the TIF was amended to expand boundaries to include mostly additional vacant, underutilized land and some commercial property. The additional area added is called TIF #1A, as compared to the original area that is called TIF #1. The incremental value for fiscal year 2015 (tax year 2014) is \$258,801,032 for TIF #1 and \$2,327,957 for TIF #1A. TIF #1 experienced an increase of \$2,828,341 from the valuation for fiscal year 2014 (tax year 2013).

The debt service payment for the coming year is \$679,675 for bonds issued for TIF district projects. Additionally, expenditures are anticipated for payments to the Town Center at Colleyville for developer asset repurchase agreements as a result of TIF Board and City Council incentivized approved projects. The proposed CIP budget recommends using TIF funds to pay for approved road improvement projects within the district.

Colleyville Crime Control and Prevention District (CCCPD)

The primary goal of the district is to fund public safety facilities. The district was created by voter approval in 1999, with oversight of funds assigned to the board of directors, composed of the City Council. State law provides that a district's life is limited to five years, unless voters continue the district by approval of a referendum. In September 2003, Colleyville voters approved continuation of the district for an additional 20 years.

Expected revenue from the 0.5 percent special purpose sales tax, use of funds generated from prior years' coverage ratio, and related interest income for the CCCPD budget is \$1,639,300. The budget provides funding for the annual debt on the Colleyville Justice Center, compensation for seven police officers, vehicle replacement, and various minor capital items, with total expenditures of \$1,438,906 for fiscal year 2015.

Colleyville Economic Development Corporation (CEDC)

Authority for the corporation is provided by state statute as a 4B corporation. The 0.5 percent sales and use tax approved by the voters in August 1996 has been an important resource in our Capital Improvement Program for community-related facilities. Expected revenue from the special purpose sales tax, use of funds generated from prior years' coverage ratio, and related interest income for the proposed budget is \$2,537,616. The CEDC Board will meet in August to approve the proposed budget. Funding provided by this special sales tax has been allocated to community-enhancement initiatives consistent with the authorization of the corporation, including park facilities, the Colleyville Public Library, and Colleyville Center. Consistent with state law, some funds will likely be allocated by the board of directors for promotional efforts for special events and marketing.



Court Technology Fund

The Court Technology Fund receives revenues from the collection of the municipal court technology fee imposed on convictions on cases adjudicated in the court. Available funds are spent on technology repairs, replacements, and upgrades for the court. In fiscal year 2015 the Court Technology Fund will pay for software utilized by the Court.

Court Security Fund

The Court Security Fund receives revenues from the collection of the municipal court building security fee imposed on convictions on cases adjudicated in the court. Available funds are spent on security-related expenses for the court. In fiscal year 2015, this includes funding for bailiff services at various trial settings.

Strategic Initiatives Fund

Resources available in the Strategic Initiatives Fund are to be used with the City Council's authorization for programs and projects linked directly to the City's strategic plan. This fund does not have a dedicated revenue source; any income received is from transfers in from other funds. In fiscal year 2013, \$200,000 was transferred to the Strategic Initiatives Fund from the General Fund. The current available balance in the Strategic Initiatives Fund is \$295,817 and is intended to be used primarily on economic development incentives. Funds may be allocated at the discretion of the City Council.

Voluntary Library Fund

When voluntary contributions are made to the Library by citizens through their monthly utility bill, those contributions are placed in the Voluntary Library Fund. Contributions are used primarily to support library activities. In fiscal year 2015 the Voluntary Library Fund will pay for library materials, collection development, processing supplies, and library programs.

Voluntary Park Fund

When voluntary contributions are made by citizens for improvements to the park system through their monthly utility bill, those contributions are placed in the Voluntary Park Fund. In fiscal year 2015 the Voluntary Park Fund will pay for improvements to various parks and athletic fields.

Juvenile Case Manager Fund

The Juvenile Case Manager Fund receives revenues from the collection of the juvenile case manager fee imposed on convictions on cases adjudicated in the court. Available funds are spent on personnel and training for the juvenile case manager function in municipal court.

FUTURE OUTLOOK

As is apparent in the content of this proposed budget, the City's focus now and in the future is to provide adequate funding for the established services that provide value to our citizens and serve to further the City Council's focus areas, particularly protecting neighborhoods, providing core services, generating economic activity, and ensuring the sustainability of our programs, services, and decisions.

As the City's largest source of revenue to fund programs and services, revenue from property taxes fund the majority of the City's services. As a revenue source, property tax could be adversely affected in future years if state legislative efforts are successful to change the property tax system. Therefore, diversification of the tax base is essential and the most immediate means for remedy is through strong economic development efforts. It will also be important to weigh the long-term implications of tax rate decisions in this environment. There will always be pressure to make decisions that provide an immediate benefit today; however, Colleyville continues to approach the achievement of the community's goals with a long-term strategy, making incremental investments that provide for sustainable success.

In 2014, significant economic development efforts came to fruition with the opening of Whole Foods Market and the redevelopment of the Colleyville Downs shopping center. Historical data related to Whole Foods Markets in other areas shows that this store tends to attract other high-profile retailers—essentially serving as a “gateway” to more commercial development. This provides a unique opportunity to further the vision of the city's Comprehensive Plan as we attract commercial development that aligns with the overall desires of the community.

While the City will work to capitalize on this opportunity, it brings about some unique challenges. Colleyville is landlocked and almost entirely developed. This means fewer opportunities for true growth and essentially obligates the City to maximize economic opportunities with the limited availability of commercial land and zoning. The city is primarily zoned and developed as residential, with only a small percentage of the land zoned for commercial activity. Prudent and judicious consideration must be made regarding its future use. It is incumbent upon us all to guardedly review all proposals for conversion of this limited commercial space for non-commercial uses or less productive commercial use.

Colleyville is maturing as a city, which also means an aging infrastructure. One of the highest priorities for the City in this and future years will be to ensure the city's public infrastructure remains sound so the investment our citizens have made in Colleyville is protected. With a population that has increased by more than 50 percent since the early 1990s, it is imperative that the City plan for infrastructure investment so that it meets the demands of our residential and commercial population now and in the decades ahead.



To effectively and efficiently meet the needs of our citizens, innovation and continual improvements by the organization are essential. The City's ability to provide excellent public service for our citizens is due to the dedication, skills, and talents of our elected officials and volunteer board members, and our outstanding employees. Employee devotion and commitment to this community are demonstrated each day. The compensation components detailed in this proposed budget make significant strides in protecting the City's investment in the resource that is our employees—setting a path that will move the City forward with employees that can adapt and thrive in a changing environment.

The economy in the Dallas/Fort Worth area has been relatively robust through the economic downturn of the past few years, especially as compared to much of the rest of the nation. During this period, the Colleyville City Council exhibited prudent fiscal foresight and overall restraint in the face of compelling, yet competing demands for limited resources. Because of the current tax structure and the components of costs for local governments, facing long-term fiscal challenges is a reality for most cities in Texas, including Colleyville.

In a continued effort to be proactive and anticipate future needs, the City routinely evaluates trends and identifies specific challenges expected during the next 10 years. Each segment of the organization routinely conducts a thorough examination of future needs as they relate to the City's strategy map, citizen expectations, and the vision for Colleyville. It then develops strategies to change, revise, and evolve in ways that provide better services in a more effective, efficient manner—often establishing strategic partnerships with other cities to reduce redundancy and improve services. The City of Colleyville helped begin this trend a few years ago and has become a leader in partnering with other municipalities for shared City services.

CONCLUSION

The City has been consistently recognized throughout the years for its judicious management of financial resources to support an array of services and programs. With a dedicated workforce and a steady and diverse revenue base, the City of Colleyville continues to be in a position to deliver municipal programs and services that bring value to our residents and make Colleyville a desirable location for residents, businesses, and visitors. Residents continue to receive excellent value for their tax dollars and have been able to rely on a consistent tax rate, which is able to provide the programs, services, and infrastructure investment that form the foundation of the quality of life in Colleyville.

In an environment of limited resources, it is imperative that every budget expenditure be measured by the value it provides to citizens and the cost of that value in relationship to other services, and in consideration of whether the City can sustain provision of any expenditure in future years without jeopardizing necessary



services. This budget dedicates resources to continue protection of our neighborhoods; continue work toward optimal staffing of our public safety operations; provide a performance-based and competitive compensation structure for the City's workforce; leverage technology to improve efficiency and service delivery; and continue the commitment to street and sidewalk repair work. These services will pay dividends in protecting property values and enhancing the unique quality of life enjoyed by Colleyville residents.

As always, staff will continue to be diligent in its review of City finances in order to assist the City Council in making decisions that will ensure the fiscal viability of its government. Additionally, staff will continue to evaluate and improve business practices in an effort to find efficiencies, while also looking at regional synergies and collaborations to reduce ongoing costs.

The proposed budget is presented for your consideration with the commitment and confidence that it effectively funds the varying needs of the community. It provides a strong financial plan, while ensuring a superior level of municipal services to our citizens. We feel confident the projections and estimates are conservative, yet reasonable and accurately reflect anticipated revenues and municipal needs. We look forward to working with you to achieve all the goals set forth in this proposed budget.

Preparing the proposed budget was a tremendous undertaking. It is important to acknowledge the efforts of the dedicated staff that worked resolutely to formulate fiscally responsible proposals. Together, the City will continue to plan prudently by following the strong financial management principles espoused by the City Council and to implement sound, long-term fiscal solutions that will carry the city into the future. While many of the changes included in this service plan were difficult decisions, they will help assure the long-term financial viability of the City and will help protect our core services and infrastructure.

Appreciation goes to the Mayor and City Council for their community leadership and solid financial acumen. I also want to thank the staff budget team: Terry Leake, assistant city manager/chief financial officer; Karen Hines, finance manager; Michelle Reyes, human resources director; and Adrienne Lothery, strategic services manager, for their efforts in building our service plan for 2014.

My special thanks to all City employees who have worked so hard to provide quality services to our citizens and who are committed to the success of our great city.

In summary we pledge our time and talents to achieve continued excellence for the citizens we serve and it is our honor to do so.

Jennifer Fadden

Jennifer Fadden
City Manager



STRATEGY MAP

Colleyville is a model city with attention to being an efficient and attractive neighborhood-oriented community sensitive to our history, resources and residents. We do this by providing citizen valued services that result in a continuously improving quality of life.



DELIVER ON OUR FOCUS AREAS

Protect and Preserve Colleyville's Neighborhoods • Sustainable Government • Economic Development • Core Services

SERVE OUR CUSTOMERS

C1- Provide attractive and unique spaces for enjoyment of personal interests and community interaction

C2- Deliver high quality and unique customer service

C3- Attract and retain high quality businesses to provide a thriving, diversified tax base that attracts visitors

C4- Provide mobility enhancements that complement neighborhoods

C5- Achieve the highest standards of safety & security

MANAGE THE BUSINESS

B1- Seek innovative technology solutions where appropriate

B2- Proactively seek process improvements and sustainable solutions

B3- Utilize partnerships to implement cost-effective service solutions

B4- Cultivate a culture of transparency and consistent communication

B5- Use the Strategy Map to ensure that the focus stays on those programs and services identified as priorities by the community

PROVIDE FINANCIAL STEWARDSHIP

F1- Protect and preserve the City's top financial ratings

F2- Invest to provide and maintain high quality public assets

F3- Forecast needs and plan for the future, balancing priorities with resources

F4- Adhere to the City's financial and budgetary policies

PROMOTE LEARNING & GROWTH

L1- Attract, develop, and retain skilled employees who embrace our values

L2- Foster positive employee engagement

L3- Ensure our people understand the strategy and how they contribute to it

L4- Enhance leadership capabilities to deliver results and develop bench strength

L5- Empower informed decision-making and appropriate risk taking at all levels in the organization

CRITICAL BUSINESS OUTCOMES

2014

CB01- Maximize the highest and best use of the City's business corridors

CB02- Implement the Comprehensive Plan

CB03- Address the most critical infrastructure needs

CB04- Keep citizens informed through their preferred methods

CB05- Address traffic issues on Glade Rd.

CB06- Look for ways to finish SH26

Integrity

Service

Innovation

GENERAL FUND REVENUE		2014 Budget	2015 Proposed
5101	CURRENT TAXES	11,601,451	12,441,254
5102	DELINQUENT TAXES	70,000	70,000
5103	PENALTY & INTEREST	65,000	55,000
TOTAL AD VALOREM TAXES		<u>\$ 11,736,451</u>	<u>\$ 12,566,254</u>
5201	ONCOR ELECTRIC DELIVERY	840,000	860,000
5202	TRI-COUNTY ELECTRIC	105,000	105,000
5203	ATMOS ENERGY	305,000	305,000
5204	AT&T SERVICES	83,500	78,000
5205	VERIZON/OTHERS	84,000	70,000
5206	GARBAGE/RECYCLING	145,800	146,000
5207	CABLE TV	425,000	430,000
TOTAL FRANCHISE TAX		<u>\$ 1,988,300</u>	<u>\$ 1,994,000</u>
5301	SALES TAX	2,875,000	3,200,000
5302	MIXED BEVERAGE TAX	25,277	70,000
TOTAL SALES TAX		<u>\$ 2,900,277</u>	<u>\$ 3,270,000</u>
5411	BUILDING	485,768	558,000
5412	PLUMBING	48,680	50,000
5413	MECHANICAL PERMIT	28,868	30,000
5414	ELECTRICAL	37,568	45,000
5416	CITY LICENSE	37,372	40,000
5417	BUILDING PLAN REVIEW FEE	68,000	100,000
5418	NEW BUSINESS	3,372	4,000
5420	SIGN PERMITS	5,463	6,000
5421	FENCE PERMITS	3,500	4,000
5423	FIRE PERMIT FEES	6,500	6,500
5424	IRRIGATION PERMITS	13,660	13,000
TOTAL LICENSES & PERMITS		<u>\$ 738,751</u>	<u>\$ 856,500</u>
5611	FINES	750,000	735,000
5612	ALARM FEES	52,000	52,788
5630	LIBRARY FINES	22,500	22,500
TOTAL FINES & FORFEITURES		<u>\$ 824,500</u>	<u>\$ 810,288</u>
5511	PLANNING AND ZONING	7,500	7,500
5512	PLAT FEE	4,000	5,000
5514	BOARD OF ADJUSTMENT	1,250	1,250
5711	SALE OF MATERIAL	100	100
5712	WEED MOWING	6,500	6,500
5721	AMBULANCE	275,000	300,000
5722	RECREATION PROGRAM	145,000	160,000
5811	ENGINEERING-INSPECTION	-	100,000
5845	LOT DRAINAGE INSPECTION	16,875	13,000
5855	FIELD USE FEE	20,500	21,000
5873	COLLEYVILLE CENTER REVENUES	230,000	257,250
5874	NON RESIDENT FEE - PARKS	35,850	35,000
TOTAL CHARGES FOR SERVICES		<u>\$ 742,575</u>	<u>\$ 906,600</u>
5828	SRO REIMBURSEMENT	94,282	94,282
5826	KELLER COURT	217,697	217,697
TOTAL INTERGOVERNMENTAL REVENUE		<u>\$ 311,979</u>	<u>\$ 311,979</u>
5714	SALE OF SURPLUS PROPERTY	5,000	5,000
5716	EARNED INTEREST	35,000	35,000
5719	MISCELLANEOUS	54,000	55,000
5832	ANTENNA LEASES	70,040	70,040
5790	USE OF FUND BALANCE	1,000,000	1,000,000
TOTAL MISCELLANEOUS REVENUE		<u>\$ 1,164,040</u>	<u>\$ 1,165,040</u>
5872	TRANSFER FROM UTILITY FUND	1,037,213	1,115,969
5888	TRANSFER IN CONST INSPECTOR	93,001	66,950
TOTAL TRANSFERS IN		<u>\$ 1,130,214</u>	<u>\$ 1,182,919</u>
TOTAL GENERAL FUND REVENUE		<u><u>\$ 21,537,087</u></u>	<u><u>\$ 23,063,580</u></u>

GENERAL FUND EXPENDITURES	2014 Budget	2015 Proposed
CONTRACTUAL SERVICES	197,058	179,436
SUPPLIES	6,948	9,070
COUNCIL	<u>\$ 204,006</u>	<u>\$ 188,506</u>
PERSONNEL SERVICES	549,737	567,609
CONTRACTUAL SERVICES	17,162	35,812
SUPPLIES	2,865	2,865
ADMINISTRATION	<u>\$ 569,764</u>	<u>\$ 606,286</u>
PERSONNEL SERVICES	253,643	256,663
CONTRACTUAL SERVICES	21,113	20,555
SUPPLIES	6,916	3,916
BUILDING INSPECTION	<u>\$ 281,672</u>	<u>\$ 281,134</u>
PERSONNEL SERVICES	207,346	250,205
CONTRACTUAL SERVICES	86,353	49,690
SUPPLIES	3,100	3,100
ECONOMIC DEVELOPMENT	<u>\$ 296,799</u>	<u>\$ 302,995</u>
PERSONNEL SERVICES	172,073	178,117
CONTRACTUAL SERVICES	35,910	28,550
SUPPLIES	3,742	3,252
CITY SECRETARY	<u>\$ 211,725</u>	<u>\$ 209,919</u>
PERSONNEL SERVICES	249,949	258,041
CONTRACTUAL SERVICES	141,430	140,801
SUPPLIES	10,204	8,985
FINANCE	<u>\$ 401,583</u>	<u>\$ 407,827</u>
CONTRACTUAL SERVICES	130,460	130,460
LEGAL	<u>\$ 130,460</u>	<u>\$ 130,460</u>
PERSONNEL SERVICES	598,051	649,999
CONTRACTUAL SERVICES	35,455	33,359
SUPPLIES	40,555	40,766
LIBRARY	<u>\$ 674,061</u>	<u>\$ 724,124</u>
PERSONNEL SERVICES	459,370	325,780
CONTRACTUAL SERVICES	27,226	49,839
SUPPLIES	5,819	4,989
CAPITAL OUTLAY	18,500	-
ENG PROF SVCS	<u>\$ 510,915</u>	<u>\$ 380,608</u>
PERSONNEL SERVICES	313,354	332,208
CONTRACTUAL SERVICES	20,805	14,185
SUPPLIES	3,516	3,316
COMM DEV P&Z	<u>\$ 337,675</u>	<u>\$ 349,709</u>

PERSONNEL SERVICES	218,317	218,179
CONTRACTUAL SERVICES	32,185	33,702
SUPPLIES	22,391	26,025
FIRE ADMINISTRATION	\$ 272,893	\$ 277,906
PERSONNEL SERVICES	459,859	461,835
CONTRACTUAL SERVICES	50,470	53,339
SUPPLIES	51,561	51,461
FIRE EMS OPERATIONS	\$ 561,890	\$ 566,635
PERSONNEL SERVICES	2,717,191	3,009,306
CONTRACTUAL SERVICES	494,780	503,940
SUPPLIES	68,051	70,839
CAPITAL OUTLAY	20,004	10,469
FIRE OPERATIONS	\$ 3,300,026	\$ 3,594,554
PERSONNEL SERVICES	110,860	115,479
CONTRACTUAL SERVICES	9,827	9,844
SUPPLIES	3,728	3,588
FIRE PREV/INVESTIGATION	\$ 124,415	\$ 128,911
FIRE DEPARTMENT	<u>\$ 4,259,224</u>	<u>\$ 4,568,006</u>
PERSONNEL SERVICES	701,349	738,491
CONTRACTUAL SERVICES	25,225	22,452
SUPPLIES	20,662	20,662
CAPITAL OUTLAY	-	-
POLICE ADMINISTRATION	\$ 747,236	\$ 781,605
CONTRACTUAL SERVICES	90,353	88,433
POLICE ANIMAL CONTROL	\$ 90,353	\$ 88,433
PERSONNEL SERVICES	59,599	59,068
CONTRACTUAL SERVICES	10,652	10,652
SUPPLIES	1,336	1,336
POLICE CODE ENFORCEMENT	\$ 71,587	\$ 71,056
CONTRACTUAL SERVICES	442,599	641,055
POLICE COMMUNICATIONS	\$ 442,599	\$ 641,055
CONTRACTUAL SERVICES	58,242	58,242
SUPPLIES	100	100
POLICE COMMUNITY SVCS	\$ 58,342	\$ 58,342
PERSONNEL SERVICES	416,469	416,714
CONTRACTUAL SERVICES	19,746	21,246
SUPPLIES	2,075	2,075
POLICE CID	\$ 438,290	\$ 440,035

PERSONNEL SERVICES	1,840,619	1,833,224
CONTRACTUAL SERVICES	94,869	99,069
SUPPLIES	30,783	30,783
POLICE PATROL	\$ 1,966,271	\$ 1,963,076
PERSONNEL SERVICES	261,868	268,145
CONTRACTUAL SERVICES	3,300	3,300
POLICE SRO	\$ 265,168	\$ 271,445
PERSONNEL SERVICES	91,304	92,334
CONTRACTUAL SERVICES	912	912
POLICE WARRANT OFFICER	\$ 92,216	\$ 93,246
POLICE DEPARTMENT	\$ 4,172,062	\$ 4,408,293
PERSONNEL SERVICES	401,367	402,180
CONTRACTUAL SERVICES	504,224	509,163
SUPPLIES	35,885	35,935
PARKS MAINTENANCE	\$ 941,476	\$ 947,278
PERSONNEL SERVICES	248,467	257,839
CONTRACTUAL SERVICES	62,056	60,206
SUPPLIES	33,085	34,935
PARKS ATHLETIC FLD MAINT.	\$ 343,608	\$ 352,980
PARKS	\$ 1,285,084	\$ 1,300,258
PERSONNEL SERVICES	433,588	510,403
CONTRACTUAL SERVICES	344,509	418,513
SUPPLIES	3,062,869	3,154,262
STREETS MAINTENANCE	\$ 3,840,966	\$ 4,083,178
PERSONNEL SERVICES	150,410	152,987
CONTRACTUAL SERVICES	136,792	136,254
SUPPLIES	19,339	19,174
RECREATION	\$ 306,541	\$ 308,415
PERSONNEL SERVICES	31,742	31,040
CONTRACTUAL SERVICES	10,035	8,666
SUPPLIES	9,498	9,702
REC SENIOR CENTER	\$ 51,275	\$ 49,408
RECREATION	\$ 357,816	\$ 357,823
PERSONNEL SERVICES	118,392	121,212
CONTRACTUAL SERVICES	20,905	46,905
SUPPLIES	150	150
COMMUNICATIONS	\$ 139,447	\$ 168,267

PERSONNEL SERVICES	261,485	296,329
CONTRACTUAL SERVICES	40,010	46,693
SUPPLIES	11,018	15,133
COLLEVILLE CENTER	<u>\$ 312,513</u>	<u>\$ 358,155</u>
PERSONNEL SERVICES	226,388	232,183
CONTRACTUAL SERVICES	43,315	42,101
SUPPLIES	763	646
HUMAN RESOURCES	<u>\$ 270,466</u>	<u>\$ 274,930</u>
PERSONNEL SERVICES	358,247	364,548
CONTRACTUAL SERVICES	14,497	15,930
SUPPLIES	16,666	19,255
COURT	<u>\$ 389,410</u>	<u>\$ 399,733</u>
PERSONNEL SERVICES	202,621	208,334
CONTRACTUAL SERVICES	17,771	17,771
SUPPLIES	5,898	5,898
FLEET MAINTENANCE	<u>\$ 226,290</u>	<u>\$ 232,003</u>
PERSONNEL SERVICES	64,834	147,889
CONTRACTUAL SERVICES	278,671	349,585
SUPPLIES	19,340	20,530
BUILDING SERVICES	<u>\$ 362,845</u>	<u>\$ 518,004</u>
PERSONNEL SERVICES	263,961	281,884
CONTRACTUAL SERVICES	350,942	417,913
SUPPLIES	172,775	343,576
CAPITAL OUTLAY	209,400	15,488
INFORMATION SERVICES	<u>\$ 997,078</u>	<u>\$ 1,058,861</u>
PERSONNEL SERVICES	13,480	10,905
CONTRACTUAL SERVICES	41,097	54,949
SUPPLIES	13,550	1,700
IS GIS	<u>\$ 68,127</u>	<u>\$ 67,554</u>
INFORMATION SERVICES	<u>\$ 1,065,205</u>	<u>\$ 1,126,415</u>
PERSONNEL SERVICES	132,911	184,425
COMPENSATION ADJUSTMENTS	<u>\$ 132,911</u>	<u>\$ 184,425</u>
TRANSFER TO OTHER FUNDS	242,000	242,000
CAPITAL EQUIPMENT RESERVE	<u>\$ 242,000</u>	<u>\$ 242,000</u>
TRANSFER TO OTHER FUNDS	-	300,000
TRANSFERS	<u>\$ -</u>	<u>\$ 300,000</u>
CONTRACTUAL SERVICES	859,068	925,160
NON-DEPARTMENTAL	<u>\$ 859,068</u>	<u>\$ 925,160</u>
TOTAL GENERAL FUND EXPENDITURES	<u><u>\$ 21,533,967</u></u>	<u><u>\$ 23,028,218</u></u>

UTILITY FUND REVENUE	2014 Budget	2015 Proposed
5716- EARNED INTEREST	20,300	20,300
5719- MISCELLANEOUS	13,000	13,000
5790- USE OF FUND BALANCE	250,000	-
5817- WATER REVENUE	9,820,661	11,014,359
5818- SEWER REVENUE	3,053,229	3,745,247
5821- SEWER INSTALLATION	7,000	7,000
5822- WATER INSTALLATION	21,000	21,000
5827- ENGINEERING & DEVELOP CHARGES	5,000	5,000
5829- SEWER TIE-ON CHARGES	5,000	5,000
5833- PENALTIES	190,112	218,543
TOTAL UTILITY FUND REVENUE	\$ 13,385,302	\$ 15,049,449

UTILITY FUND EXPENDITURES	2014 Budget	2015 Proposed
PERSONNEL SERVICES	205,171	208,028
CONTRACTUAL SERVICES	119,660	118,753
SUPPLIES	61,785	54,300
UTILITY BILLING	\$ 386,616	\$ 381,081
PERSONNEL SERVICES	315,780	286,190
CONTRACTUAL SERVICES	6,506,934	6,867,727
SUPPLIES	95,493	90,274
CAPITAL OUTLAY	295,000	300,000
UTILITY OPERATIONS- WATER	\$ 7,213,207	\$ 7,544,191
PERSONNEL SERVICES	188,441	188,053
CONTRACTUAL SERVICES	2,001,774	2,707,293
SUPPLIES	61,888	56,669
CAPITAL OUTLAY	50,000	50,000
UTILITY OPERATIONS- WASTEWATER	\$ 2,302,103	\$ 3,002,015
PERSONNEL SERVICES	969,771	1,006,931
CONTRACTUAL SERVICES	71,426	71,807
SUPPLIES	19,534	22,394
UTILITY SUPPORT	\$ 1,060,731	\$ 1,101,132
PERSONNEL SERVICES	20,411	21,733
COMPENSATION ADJUSTMENTS	\$ 20,411	\$ 21,733
TRANSFER TO OTHER FUNDS	1,081,499	1,160,255
TRANSFERS	\$ 1,081,499	\$ 1,160,255
DEBT SERVICE	819,137	490,100
DEBT SERVICE	\$ 819,137	\$ 490,100
CONTRACTUAL SERVICES	211,768	224,033
CAPITAL OUTLAY	81,100	81,100
NON-DEPARTMENTAL	\$ 292,868	\$ 305,133
TOTAL UTILITY FUND EXPENDITURES	\$ 13,176,572	\$ 14,005,640

DRAINAGE FUND REVENUE	2014 Budget	2015 Proposed
5716- EARNED INTEREST	2,200	2,244
5790- USE OF FUND BALANCE	-	250,500
5833- PENALTIES	16,207	16,310
5942- DRAINAGE FEE REVENUES	926,112	931,992
TOTAL DRAINAGE FUND REVENUE	\$ 944,519	\$ 1,201,046

DRAINAGE FUND EXPENDITURES	2014 Budget	2015 Proposed
PERSONNEL SERVICES	355,770	354,489
CONTRACTUAL SERVICES	96,538	115,213
SUPPLIES	39,635	40,135
CAPITAL OUTLAY	40,000	-
DRAINAGE	\$ 531,943	\$ 509,837
PERSONNEL SERVICES	9,704	9,706
CONTRACTUAL SERVICES	48,021	317,640
SUPPLIES	1,200	2,400
STORM WATER	\$ 58,925	\$ 329,746
PERSONNEL SERVICES	4,023	5,472
COMPENSATION ADJUSTMENT	\$ 4,023	\$ 5,472
TRANSFER TO OTHER FUNDS	19,032	19,032
TRANSFERS	\$ 19,032	\$ 19,032
DEBT SERVICE	255,568	252,847
DEBT SERVICE	\$ 255,568	\$ 252,847
CONTRACTUAL SERVICES	4,028	4,891
NON-DEPARTMENTAL	\$ 4,028	\$ 4,891
TOTAL DRAINAGE FUND EXPENDITURES	\$ 873,519	\$ 1,121,825

Project Year	Project ID	Title	Total Project Cost	CEDC (Parks, Trails & Libraries)	FWHA/ TxDOT	General Fund	Grants/ Other	Parkland Dedication Fund	Perimeter Street Fees	TIF	Tomorrow Fund	Utility Fund	Utility Fund - End of Year Transfer	Water Impact Fees
2015	FC15-001	Service Center - Design	\$250,000	\$0	\$0	\$0	\$250,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	OT15-002	Temporary Repair of Whites Chapel Road Bridge	\$150,000	\$0	\$0	\$150,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	OT15-003	Reconstruct Bedford Road Retaining Wall	\$350,163	\$0	\$0	\$350,163	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	PK15-001	City Park - Landscape and Amenities	\$258,000	\$258,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	PK15-002	Construct Cottonbelt II Spur @ Webb House	\$50,000	\$50,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	PK15-005	Pleasant Run Trail Construction (Bogart to Mission)	\$277,000	\$277,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	PK15-006	Improvements at Cotton Belt-LD Locket Park Trailhead	\$504,137	\$100,000	\$0	\$0	\$0	\$404,137	\$0	\$0	\$0	\$0	\$0	\$0
	PK15-008	Senior Center Repairs	\$100,000	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	PK15-009	Pleasant Run Playground	\$75,000	\$0	\$0	\$0	\$0	\$75,000	\$0	\$0	\$0	\$0	\$0	\$0
	ST15-001	2015 Miscellaneous Concrete Repairs	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST15-003	Rehabilitate Jackson Road (2015 County Project)	\$267,400	\$0	\$0	\$267,400	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST15-005	Pavement Markings 2015	\$100,000	\$0	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST15-006	Construct Glade Road (Bransford to Manning)	\$5,700,000	\$0	\$0	\$0	\$0	\$0	\$0	\$5,700,000	\$0	\$0	\$0	\$0
	ST15-007	Misc Major Asphalt Maintenance 2015	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST15-008	Construct SH 26, Phase II	\$14,000,000	\$0	\$14,000,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	T15-001	Fiber Build Phase 1-3	\$394,700	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$394,700	\$0	\$0	\$0
	UT15-001	Upsize Utility Lines (Reagan Estates)	\$662,648	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$250,000	\$360,032	\$52,616
			\$24,139,048	\$785,000	\$14,000,000	\$1,867,563	\$250,000	\$479,137	\$0	\$5,700,000	\$394,700	\$250,000	\$360,032	\$52,616
2016	PK16-001	Construct New Trail 2016	\$150,000	\$150,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST15-004	Design Pleasant Run (Shelton to Tinker)	\$156,000	\$0	\$0	\$156,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST16-004	Miscellaneous Concrete Repair	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST16-005	Rehabilitate Bandit Trail (2016 County Project)	\$250,000	\$0	\$0	\$250,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST16-007	Pavement Markings 2016	\$100,000	\$0	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST16-009	Misc Major Asphalt Maintenance 2016	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
			\$1,656,000	\$150,000	\$0	\$1,506,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2017	PK17-001	Construct New Trail 2017	\$150,000	\$150,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST16-001	Reconstruct Pleasant Run (Shelton to Tinker)	\$1,161,800	\$0	\$0	\$1,161,800	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST17-001	2017 Miscellaneous Concrete Repair	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST17-002	Rehabilitate Streets TBD (2017 County Project)	\$250,000	\$0	\$0	\$250,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST17-006	Pavement Markings 2017	\$100,000	\$0	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST17-007	Misc Major Asphalt Maintenance 2017	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	UT17-001	Upsize Utility Lines (Woodbriar/Quail Crest Estates)	\$2,161,141	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$500,000	\$1,661,141	\$0
			\$4,822,941	\$150,000	\$0	\$2,511,800	\$0	\$0	\$0	\$0	\$0	\$500,000	\$1,661,141	\$0
2018	PK18-001	Construct New Trail 2019	\$150,000	\$150,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST16-003	Design Pleasant Run (Tinker to John McCain)	\$321,000	\$0	\$0	\$232,998	\$0	\$0	\$88,002	\$0	\$0	\$0	\$0	\$0
	ST18-002	2018 Miscellaneous Concrete Repair	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST18-003	Rehabilitate Streets TBD (2018 County Project)	\$250,000	\$0	\$0	\$250,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST18-006	Pavement Markings 2018	\$100,000	\$0	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST18-007	Misc Major Asphalt Maintenance 2018	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	UT16-001	Upsize Utility Lines (Sunrise Terrace, Brighton Oaks)	\$1,889,243	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$250,000	\$1,639,243	\$0
			\$3,710,243	\$150,000	\$0	\$1,582,998	\$0	\$0	\$88,002	\$0	\$0	\$250,000	\$1,639,243	\$0
2019	PK19-001	Construct Pleasant Run Trail (Cottonbelt RR to John McCain)	\$300,000	\$300,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST18-004	Reconstruct Pleasant Run (Tinker to John McCain)	\$2,396,150	\$0	\$0	\$2,396,150	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST19-003	Rehabilitate Streets TBD (2019 County Project)	\$250,000	\$0	\$0	\$250,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST19-004	2019 Miscellaneous Concrete Repair	\$500,000	\$0	\$0	\$500,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST19-005	Pavement Markings 2019	\$100,000	\$0	\$0	\$100,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
	ST19-008	Misc Major Asphalt Maintenance 2019	\$400,000	\$0	\$0	\$400,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
			\$3,946,150	\$300,000	\$0	\$3,646,150	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

UNFUNDED

[illegible]

ORDINANCE O-14-1929

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS, APPROVING AND ADOPTING THE ANNUAL BUDGET FOR THE CITY OF COLLEYVILLE, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2015, A COPY OF SAME BEING ON FILE IN THE OFFICE OF THE CITY SECRETARY, TO BECOME EFFECTIVE ON OCTOBER 1, 2014

WHEREAS, in compliance with Article 689a-14, Vernon's Texas Civil Statutes, the city manager did file with the city secretary, a copy of the budget of the proposed expenditures for the fiscal year beginning October 1, 2014, and ending September 30, 2015, such filing being more than thirty (30) days prior to the date on which the City Council makes its tax levy for said fiscal year; and

WHEREAS, all statutory and constitutional requirements for the passage of this ordinance have been adhered to, including but not limited to the Open Meeting 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 the budget of the proposed expenditures for the fiscal year beginning October 1, 2014, and ending September 30, 2015, which was prepared by the city manager, a copy of which is on file in the Office of the City Secretary, is hereby made a part of this ordinance by reference and is hereby approved and adopted by the City Council of the City of Colleyville, Texas, as the official budget for the fiscal year beginning October 1, 2014, and ending September 30, 2015.
- Sec. 3. THAT appropriation amounts for the Fiscal Year 2015 budget for the different funds of the City of Colleyville are hereby fixed as follows:

General Fund	\$23,028,218
Utility Fund (Water & Wastewater)	\$14,005,640
Debt Service Fund	\$ 1,382,192
Drainage Utility Fund	\$ 1,121,825

Sec. 4. THAT the expenditure budget for the Fiscal Year 2015 Capital Improvement Program (CIP) of the City of Colleyville is hereby approved as follows:

Fiscal Year 2015 CIP	\$24,139,048
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Sec. 5. THAT the city manager is hereby authorized to execute all contracts and documents for which funding is appropriated in the aforementioned budgets.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 2nd day of September 2014.

The second reading and public hearing being conducted on the 16th day of September 2014.

PASSED, APPROVED and ADOPTED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS, THIS THE _____ DAY OF _____ 2014, BY THE FOLLOWING VOTE:

David Kelly _____
Chuck Mogged _____
Jody Short _____
Mike Taylor _____

Carol Wollin _____
Chris Putnam _____
Tom Hart _____

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney



City of Colleyville City Council Agenda Briefing

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

Agenda Number 6c

Agenda Date 09/02/2014

Number Ordinance O-14-1930

Type Ordinance

Department City Manager

Title

Adoption of the Ad Valorem Tax Rate for Fiscal Year 2015 (FY 2015)

Explanation

First Reading and Public Hearing

Chapter 26, Texas Property Tax Code, requires taxing units to comply with "Truth-in-Taxation" laws in setting tax rates and performing an effective tax rate calculation. The calculated Fiscal Year 2015 (FY 2015) effective tax rate is \$.349586. As the current and proposed rate of \$.3559 is higher than the effective tax rate of \$.349586, legislation requires that a city take several actions in order to be in compliance with Chapter 26 of the Texas Property Tax Code. The city must publish the attached "Notice of 2014 Tax Year Proposed Property Tax Rate for the City of Colleyville". This notice was published in the *Fort Worth Star-Telegram* on Thursday, August 14, 2014. The City must also hold two public hearings on the tax rate. The first public hearing was held on Tuesday, August 26, 2014 at 6:00 p.m., at 100 Main Street, Colleyville, Texas. There were no speakers at the first public hearing. This is the second of the two public hearings, where citizens have an opportunity to address the City Council on the proposed tax rate. In order that the citizens of Colleyville be informed of the proposed FY 2015 tax rate, City Council adopted Resolution R-14-3771 (attached) reflecting their intention to adopt a tax rate of \$.3559 per hundred dollars of valuation at a City Council Special Meeting and public hearing held on August 12, 2014.

Additionally, the FY 2015 proposed tax rate remains at \$.3559 per hundred dollars of valuation for the eighth consecutive year. The average residential value for FY 2014 was \$406,040, and the average residential value for FY 2015 is \$421,497. The increase in average residential property value between FY 2014 and FY 2015 was primarily driven by higher values for new residential construction, as in many cases, the value of new homes constructed during the assessment period was greater than \$400,000. This equates to an average annual property tax increase of \$55.01, or an adjustment of \$0.15 per day to support City services. If the taxable valuation for a residence did not increase from FY 2014, there is no corresponding increase in taxes paid, as there is no proposed tax rate increase in FY 2015.

As a point of reference, the effective tax rate calculation sets the interest and sinking rate (Debt Service Fund rate) at \$.02129. The remainder of the tax rate of \$.33461 will be allocated to operations and maintenance (General Fund rate). The ordinance adopting the FY 2015 tax rate will reflect these rates, as required by the effective tax

rate calculation. The tax rate is scheduled for adoption at the September 16, 2014 regular City Council meeting.

Financial Impact

Adoption of the tax rate and its subsequent levy will provide a portion of the funding for the Fiscal Year 2015 General Fund budget.

Recommendation

Approve

Attachments

1. Notice of 2014 Tax Year Proposed Property Tax Rate for the City of Colleyville
2. Resolution R-14-3771
3. Ordinance O-14-1930

NOTICE OF 2014 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF COLLEYVILLE

A tax rate of \$0.355900 per \$100 valuation has been proposed for adoption by the governing body of City of Colleyville. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

PROPOSED TAX RATE	\$0.355900 per \$100
PRECEDING YEAR'S TAX RATE	\$0.355900 per \$100
EFFECTIVE TAX RATE	\$0.349586 per \$100
ROLLBACK TAX RATE	\$0.365444 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for City of Colleyville from the same properties in both the 2013 tax year and the 2014 tax year.

The rollback tax rate is the highest tax rate that City of Colleyville may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS
FOLLOWS:

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

Colette Ballinger
City of Colleyville Tax Assessor-Collector
3072 Mustang Drive, Grapevine, TX 76051
817-481-1242
colette.ballinger@gcisd.net
www.colleyville.com

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: August 26, 2014 at 6:00 PM at City Hall, 100 Main Street, Colleyville, Texas 76034.

Second Hearing: September 2, 2014 at 7:30 PM at City Hall, 100 Main Street, Colleyville, Texas 76034.

RESOLUTION R-14-3771

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS PASSED PURSUANT TO SECTION 26.04 AND 26.05, OF THE PROPERTY TAX CODE OF THE STATE OF TEXAS, APPROVING A PROPOSAL OF THE INTENT TO SET PROPERTY TAX RATES AT THIRTY FIVE AND FIFTY-NINE HUNDREDTHS CENTS (\$.3559) PER ONE HUNDRED DOLLARS VALUATION FOR FISCAL YEAR 2015; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Tax Assessor/Collector for the City of Colleyville, Texas (the "City"), has calculated the amount of the effective tax rate and the rollback tax rate pursuant to Section 26.04(c) of the Property Tax Code of the State of Texas (the "Property Tax Code"); and

WHEREAS, pursuant to Section 26.04(e) of the Property Tax Code, the said tax rates have been submitted to the City Council; and

WHEREAS, it appears necessary to adopt a tax rate of thirty five and fifty-nine hundredths cents (.3559) per one hundred dollars of valuation and the proposed tax rate is unchanged from Fiscal Year 2014.

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

- Sec. 1. THAT the City Council does hereby, by the approval of this resolution, state its intention to adopt a tax rate for Fiscal Year 2015 of thirty five and fifty-nine hundredths cents (.3559) per one hundred dollars of valuation. The Fiscal Year 2015 tax rate will be adopted at the City Council meeting to be held on Tuesday, September 16, 2014.
- Sec. 2. THAT the 2014 tax roll as certified on July 25, 2014 by the Chief Appraiser of Tarrant Appraisal District is adopted and is the basis for the Fiscal Year 2015 proposed tax rate.
- Sec. 3. THAT pursuant to Section 26.05(d) of the Property Tax Code, the two public hearings on the tax rate will be held on Tuesday, August 26, 2014 at 6 p.m. and Tuesday, September 2, 2014 at 7:30 p.m. at 100 Main Street, Colleyville, Texas.

Sec. 4. THAT this resolution shall take effect from and after the date of its passage.

AND IT IS SO RESOLVED.

APPROVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS,
THIS THE 12TH DAY OF AUGUST 2014, BY THE FOLLOWING RECORD VOTE:

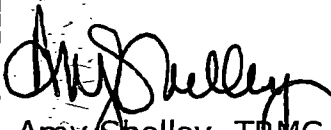
David Kelly
Chuck Mogged
Jody Short
Mike Taylor

Aye
Aye
Absent
Aye

Carol Wollin
Chris Putnam
Tom Hart

Aye
Aye
Aye

ATTEST:


Amy Shelley, TRMC
City Secretary

CITY OF COLLEYVILLE


David Kelly
Mayor

ORDINANCE O-14-1930

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS, LEVYING TAXES FOR THE OPERATION OF THE MUNICIPAL GOVERNMENT OF THE CITY OF COLLEYVILLE, TEXAS, FOR THE FISCAL YEAR 2015; ESTABLISHING THE AD VALOREM TAX RATE OF THIRTY-FIVE AND FIFTY-NINE HUNDREDTHS CENTS (\$.3559) PER ONE HUNDRED DOLLARS PROPERTY ASSESSMENT; PROVIDING FOR APPORTIONMENT OF TAXES FOR INTEREST AND SINKING FUND FOR CERTAIN BOND INDEBTEDNESS AND FOR GENERAL OPERATING NEEDS, PROVIDING PENALTIES AND INTEREST FOR THE DELINQUENT TAXES, AND TO BECOME EFFECTIVE ON OCTOBER 1, 2014

WHEREAS, a budget has been adopted by the City Council of the City of Colleyville, Texas, covering the proposed expenditures of the municipal government of the City of Colleyville for the fiscal year beginning October 1, 2014 and ending September 30, 2015; and

WHEREAS, said budget reflects the needs for revenue to meet the expenses proposed therein; and

WHEREAS, the City is required to accumulate an Interest and Sinking Fund for certain outstanding bond indebtedness; 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 there is hereby levied an ad valorem tax that shall be collected for the use and support of the municipal government of the City of Colleyville. It shall provide the legally required Interest and Sinking Fund for certain outstanding bond indebtedness during the 2015 fiscal year. Such tax shall be levied upon all property, real, personal, or mixed within the corporate limits of Colleyville, Texas, which is subject to

taxation. The rate of tax shall be thirty-five and fifty-nine hundredths cents (\$.3559) on each one hundred dollars (\$100.00) property assessment. Said tax levied for and apportioned to the following specific purposes:

A. For the General Fund, a tax rate of \$.33461 is levied.

B. For the Interest and Sinking Fund, a tax rate of \$.02129 is levied.

Sec. 2. THAT taxes levied by this ordinance shall be due and payable on the first day of October 2014, and shall become delinquent on the first day of February 2015, if unpaid. Upon taxes becoming delinquent, interest and penalty will be added as required in Section 33.01 of the Texas Property Tax Code, and shall commence on the first day of February 2015. The City of Colleyville is hereby authorized to adopt any and all legal remedies provided by the Texas Property Tax Code for the purpose of collecting delinquent taxes.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 2nd day of September 2014.

The second reading and public hearing being conducted on the 16th day of September 2014.

PASSED, APPROVED, and ADOPTED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS, THIS THE _____ DAY OF _____ 2014, BY THE FOLLOWING VOTE:

David Kelly _____
Chuck Mogged _____
Jody Short _____
Mike Taylor _____

Carol Wollin _____
Chris Putnam _____
Tom Hart _____

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC

David Kelly

City Secretary

Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C. G. Boyle
City Attorney



City of Colleyville City Council Agenda Briefing

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

Agenda Number 6d
Type Ordinance
Department City Manager

Agenda Date 09/02/2014

Number Ordinance O-14-1931

Title

Adoption of the Colleyville Economic Development Corporation Fiscal Year 2015 (FY 2015) Budget

Explanation

First Reading and Public Hearing

Per the Colleyville Economic Development Corporation (CEDC) Corporate Bylaws, the Board of Directors must adopt an annual budget for the CEDC. This budget must also be approved and adopted by the City Council. The CEDC Board unanimously adopted the Fiscal Year 2015 (FY 2015) budget proposed in Ordinance O-14-1931 at the annual Board meeting held August 26, 2014. This budget replicates the FY 2015 expenditures in the Economic Development Capital Improvement Program (EDCIP) FY 2015 - 2019 adopted by the Board on August 26, 2014.

The sales tax portion of the revenue estimate (\$1,600,000) is one-half of the sales tax revenue estimate in the City's proposed FY 2015 budget. Total proposed expenditures totaling \$2,279,464 include the following:

Capital:	
City Park Update – Landscape and amenities \$114,000 FY 2014 carry forward	\$258,000
Colleyville Center – Replacement of catering oven	\$ 7,000
Colleyville Center – Site Master Plan FY 2014 carry forward	\$ 25,000
Cotton Belt II Spur @ Webb House Construction FY 2014 carry forward	\$50,000
Pleasant Run Trail construction (Mission to Bogart) FY 2014 carry forward	\$277,000
Improvements at Cotton Belt – L.D. Lockett Park Trailhead FY 2014 carry forward	\$100,000
Senior Center – Repairs FY 2014 carry forward	\$100,000
Future Projects	\$500,000

Operating:	
Administrative	\$2,000
Debt service - 2005 sales tax refunding bonds	\$645,383
Water/wastewater McPherson Park	\$ 18,000
Personnel - Senior Center	\$ 67,106
Personnel - Library	\$ 79,030
Operations – Library	\$ 4,553
Promotional:	
Old Tyme BBQ event	\$ 15,000
Holly Colley Holiday/Fall event	\$ 36,000
Red, White & Sousa event	\$ 36,000
Economic Development promotional	\$ 21,000
PT Marketing Coordinator	\$ 38,392

The budget also utilizes \$932,791 in available cash balance, from the projected ending Fiscal Year 2014 Fund Balance being \$2,412,373.

Financial Impact

Adoption will provide appropriations for the FY 2015 CEDC budget.

Recommendation

Approve

Attachments

1. Proposed FY 2015 CEDC Budget summary
2. Ordinance O-14-1931

COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION
FY 2015 Proposed Budget

	Anticipated 2014	Proposed 2015
FISCAL YEAR		
BEGINNING FUND BALANCE	\$ 2,268,996	\$ 2,412,373
REVENUES:		
SALES TAX REVENUE	\$ 1,437,500	\$ 1,600,000
INTEREST INCOME	\$ 4,027	\$ 4,825
USE OF AVAILABLE CASH	\$ 114,475	\$ 932,791
TOTAL REVENUES	\$ 1,556,002	\$ 2,537,616
LESS EXPENDITURES:		
OPERATING:		
ADMINISTRATIVE	\$ 2,000	\$ 2,000
2005 DEBT SERVICE	\$ 644,630	\$ 645,383
WATER / WASTEWATER- MC PHERSON PARK	\$ 270	\$ 18,000
PERSONNEL - SENIOR CENTER	\$ 64,975	\$ 67,106
PERSONNEL - LIBRARY	\$ 76,448	\$ 79,030
OPERATIONS - LIBRARY	\$ 4,421	\$ 4,553
PROMOTIONAL:		
OLD TYME BBQ EVENT	\$ 15,000	\$ 15,000
HOLLY COLLEY HOLIDAY/FALL EVENT	\$ 36,000	\$ 36,000
RED, WHITE & SOUSA EVENT	\$ 36,000	\$ 36,000
ECONOMIC DEVELOPMENT PROMOTIONAL	\$ 57,153	\$ 21,000
PT MARKETING COORDINATOR	\$ -	\$ 38,392
CAPITAL:		
INTERFUND LOAN - COLLEYVILLE CENTER RENOVATIONS (\$661,325 REPAID OVER 4 YEARS)	\$ 165,332	\$ -
CITY PARK - LANDSCAPE AND AMENITIES- \$114,000 CARRY FORWARD FROM FY14	\$ 61,000	\$ 258,000
COLLEYVILLE CENTER - REPLACEMENT ORIGINAL STAGE CURTAIN	\$ 25,000	\$ -
COLLEYVILLE CENTER - REFINISH STAGE	\$ 4,000	\$ -
COLLEYVILLE CENTER - REPAIRS TO ORIGINAL SLOPED METAL ROOF	\$ 48,000	\$ -
COLLEYVILLE CENTER - REPLACEMENT OF CATERING OVEN	\$ -	\$ 7,000
COLLEYVILLE CENTER - SITE MASTER PLAN- CARRY FORWARD	\$ -	\$ 25,000
CITYWIDE TRAIL SYSTEM -		
COTTON BELT II SPUR @ WEBB HOUSE CONSTRUCTION-CARRY FORWARD	\$ -	\$ 50,000
PLEASANT RUN TRAIL ROW ACQUISITION (BOGART TO MISSION)-CARRY FORWARD	\$ 32,922	\$ -
PLEASANT RUN TRAIL CONSTRUCTION (BOGART TO MISSION)-CARRY FORWARD	\$ -	\$ 277,000
IMPROVEMENTS AT COTTON BELT - LD LOCKETT PARK TRAILHEAD - CARRY FORWARD	\$ -	\$ 100,000
SENIOR CENTER		
RENOVATION - DESIGN	\$ 25,000	\$ -
REPAIRS- CARRY FORWARD	\$ -	\$ 100,000
FUTURE PROJECTS	\$ -	\$ 500,000
TOTAL EXPENDITURES	\$ 1,298,151	\$ 2,279,464
EXCESS REVENUES OVER EXPENDITURES	\$ 257,852	\$ 258,152
ENDING FUND BALANCE	\$ 2,412,373	\$ 1,737,734

NOTE: A COVERAGE RATIO OF 1.4 IS REQUIRED TO MEET THE SALES TAX BOND COVENANTS
FOR FY 2015; REVENUES MUST EXCEED EXPENDITURES BY AT LEAST \$258,152.

ORDINANCE O-14-1931

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS, APPROVING AND ADOPTING THE ANNUAL BUDGET FOR THE COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2015; A COPY OF SAME BEING ON FILE IN THE OFFICE OF THE CITY SECRETARY

WHEREAS, the Bylaws of the Colleyville Economic Development Corporation require the Board of Directors of the Corporation to adopt a budget of proposed revenues and expenditures and the budget must be formally approved by the City Council; and

WHEREAS, on August 26, 2014, the Board of Directors of the Colleyville Economic Development Corporation approved the following budget for expected revenues and expenditures; and

WHEREAS, the Colleyville Economic Development Corporation Board of Directors and the City Council have determined that the projects, included in the annual budget for the fiscal year beginning October 1, 2014 through September 30, 2015, further the objectives of the purpose of the Colleyville Economic Development Corporation, as established by the electorate of the City and the provisions of state statute.

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

Sec. 1. THAT the budget of the proposed revenues and expenditures for the fiscal year beginning October 1, 2014, and ending September 30, 2015, for the Colleyville Economic Development Corporation, a copy of which is on file in the Office of the City Secretary, is hereby made a part of this ordinance by reference and is hereby approved and adopted by the City Council of the City of Colleyville, Texas, as the official budget for the fiscal year beginning October 1, 2014, and ending September 30, 2015.

Sec. 2. THAT the revenue and expenditure amounts for the Fiscal Year 2015 budget for the Colleyville Economic Development Corporation are hereby fixed as follows:

Revenues	\$2,537,616
----------	-------------

Expenditures

\$2,279,464

Ordinance O-14-1931

Page 2 of 2

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 2nd day of September 2014.

The second reading and public hearing being conducted on the 16th day of September 2014.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the _____ day of _____ 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

APPROVED AS TO FORM AND LEGALITY:

Matthew C.G. Boyle
City Attorney



City of Colleyville City Council Agenda Briefing

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

Agenda Number 7a

Agenda Date 09/02/2014

Number Resolution R-14-3777

Type Resolution

Department Human Resources

Title

Approval of a resolution appointing a Regional Municipal Court Judge

Explanation

Reading and Public Hearing

In 2010, the cities of Keller and Southlake explored the feasibility of establishing a combined municipal court operation, but the overall cost savings were not significant enough to pursue at that time by both cities. During the feasibility study, it was noted that legislation would be required to provide for the consolidation of municipal court operations. On May 19, 2011, legislation was approved, during the most recent legislative session, providing authorization that, *"A municipality may enter into an agreement with a contiguous municipality or a municipality with boundaries that are within one-half mile of the municipality seeking to enter into the agreement to establish concurrent jurisdiction of the municipal courts in the municipalities and provide original jurisdiction to a municipal court in which a case is brought as if the municipal court were located in the municipality in which the case arose."*

Keller then approached Colleyville in late Summer 2011 about exploring the feasibility of combining municipal court operations due to our contiguous boundaries and the fact that both cities' municipal courts utilize the same third party service providers of prosecution, software, and warrant collections. Over the next six months staff members from both cities analyzed the feasibility of combining municipal court operations. On February 21, 2012, staff members from Colleyville and Keller presented information regarding the potential for combined Municipal Court services to both the Colleyville City Council and the Keller City Council, at their respective Pre Council meetings. Both City Councils expressed interest in moving forward with the possibility of combining Municipal Court services, and directed staff to bring forward an interlocal agreement for City Council consideration. The Colleyville City Council unanimously approved the interlocal agreement at the March 20, 2012 meeting, and the Keller City Council unanimously approved the interlocal agreement at the April 3, 2012 meeting.

Included in the interlocal agreement (Exhibit "A") is a provision for the appointment of a municipal court judge. The respective charter requirements of both cities for municipal court and judicial services are as follows:

City of Colleyville, Texas Charter

Section 8.01. - Municipal Court:

There shall be established and maintained a court designated as a "Municipal Court in the City of Colleyville", for the trial of misdemeanor offenses, with all such powers and duties as are now or hereafter may be prescribed by State law relative to municipal courts. All fines imposed by said court shall be paid into the City Treasury for the use and benefit of the City.

Section 8.02. - Judge of the Municipal Court:

The Judge of the Municipal Court shall be appointed by the City Council to serve at the discretion of the City Council. He shall be an attorney licensed and practicing in the State of Texas, and shall receive such salary as may be fixed by the City Council. In case of the disability or absence of the Judge of the Municipal Court, the City Council shall appoint a qualified person to act in his place.

City of Keller, Texas Charter

Section 5.05 - Municipal Court.

There shall be a court or courts known as the municipal court or courts of the City of Keller. The court shall be a municipal court of record, with such jurisdiction, powers and duties, as are given and prescribed by the laws of the State of Texas.

The municipal court or courts shall be presided over by a magistrate or magistrates who shall be known as the judge of the municipal court, who shall be a qualified and licensed attorney in the State of Texas appointed by the Keller City Council and who shall meet all the requirements set out in state law for a judge of a municipal court of record. The judge may be removed from office as provided for by state law or in Section 1-a, Article V of the Texas Constitution or, additionally, may be removed by the City Council after a hearing in an open meeting upon a finding of official misconduct, willful or persistent violation of rules promulgated by the Supreme Court of Texas, incompetence in performing the duties of the office, willful violation of the Code of Judicial Conduct, or willful or persistent conduct that is clearly inconsistent with the proper performance of his/her duties or casts public discredit upon the judiciary or administration of justice.

With the execution of the interlocal agreement between the cities of Colleyville and Keller for combined municipal court services, it was recognized that the combined municipal court will operate most efficiently with the appointment of a single municipal court judge. Per the attached Exhibit "A" of the interlocal agreement, a review and selection committee representing both cities was established for the purpose of recommending to each respective City Council a municipal court judge for formal

appointment.

The Municipal Court Review and Selection Committee consisted of the Mayors and two City Councilmembers from both Colleyville and Keller. The Committee conducted interviews of candidates for the position, and recommends to the full Colleyville and Keller Councils, the appointment of Sara Jane del Carmen as the Regional Municipal Court Judge, for a two year term effective October 1, 2014, and is also appointed as Associate Municipal Court Judge for the period of September 15-30, 2014 per the attached resolution.

Financial Impact

Funding for the annual salary of the Regional Municipal Court Judge will be available in the FY 2014 and FY 2015 Municipal Court budget with reimbursement from the City of Keller as contained in the Interlocal Agreement for Combined Municipal Court Services for the cities of Colleyville and Keller - Exhibit C.

Recommendation

Approve

Attachments

1. Interlocal Agreement - Exhibit A
2. Resolution R-14-3777

Exhibit A

Colleyville and Keller recognize that the combined Municipal Court will operate most efficiently with the appointment of a single Municipal Court Judge, and the parties will endeavor to achieve that goal. That said, Colleyville and Keller reserve the right to select and/or remove their Municipal Court Judge in accordance with their applicable Charter provisions. A municipal judge review and selection committee consisting of both Mayor's and two duly appointed City Council members from each City will formulate a process for obtaining and assessing candidates for the Municipal Court Judge position. The current Judges for Colleyville and Keller will be invited to submit their candidacy for the combined Court. Upon the conclusion of such process, the Committee shall make a recommendation to the full Colleyville and Keller City Councils for the selection of the Municipal Court Judge. If such candidate is approved by both the Colleyville and Keller City Councils, that candidate shall serve as the Municipal Court Judge for the combined Municipal Court for an initial term of two (2) years. In the event the candidate is not approved by both Colleyville and Keller, the matter shall be referred back to the standing committee for the recommendation of an alternative appointment. In the event such alternative appointment is not approved by both Colleyville and Keller, then this issue shall be sent to dispute resolution pursuant to Section 9 of the Agreement. Any renewals of term or approval of a replacement Judge will be subject to this process.

Upon appointment, the Municipal Court Judge will be responsible for all judicial services for the combined Court, including but not limited to the following: adjudication of all cases, plea dockets, trial dockets (both before the court and jury trials), property hearings, arraignments, emergency protective order hearings, dangerous dog hearings, warrant issuance (including search, arrest, and blood warrants), juror notification, setting of bonds, other judicial proceedings and magistrate services. The Municipal Judge shall propose to the standing committee a temporary replacement(s) who shall perform the duties of the Municipal Judge in his/her absence. In the event either Colleyville or Keller objects to the proposed temporary replacement Judge(s), the Municipal Court Judge must propose an alternative replacement(s) until such replacement(s) is approved by both Colleyville and Keller. If for any reason, the Municipal Court Judge is unable to attend to their duties on a given date, the Judge must notify the Court Administrator. Any temporary replacement Judge will be compensated by the Municipal Court Judge out of his/her salary.

The standing committee shall recommend an annual salary for the Municipal Judge to be considered by the respective City Councils and if approved incorporated into the employment contract of the Municipal Judge.

RESOLUTION R-14-3777

A RESOLUTION APPOINTING A REGIONAL MUNICIPAL COURT JUDGE IN ACCORDANCE WITH THE PROVISIONS OF THE CITY OF COLLEYVILLE, TEXAS CHARTER, SECTION 8.02 AND WITH EXHIBIT "A" OF THE INTERLOCAL AGREEMENT FOR COMBINED MUNICIPAL COURT SERVICES FOR THE CITIES OF COLLEYVILLE AND KELLER

WHEREAS, the Interlocal Agreement for Combined Municipal Court Services for the cities of Colleyville and Keller, Exhibit "A", provided for the selection of a Regional Municipal Judge; and

WHEREAS, Section 8.02 of the City of Colleyville, Texas Charter states that "The Judge of the Municipal Court shall be appointed by the City Council to serve at the discretion of the City Council. He shall be an attorney licensed and practicing in the State of Texas, and shall receive such salary as may be fixed by the City Council. In case of the disability or absence of the Judge of the Municipal Court, the City Council shall appoint a qualified person to act in his place.

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

- Sec. 1. THAT the above findings are hereby found to be true and correct and are incorporated herein in their entirety.
- Sec. 2. THAT the City Council of the City of Colleyville, Texas in accordance with the Interlocal Agreement for Combined Municipal Court Services for the cities of Colleyville and Keller, Exhibit "A", hereby appoints Sara Jane del Carmen as the City of Colleyville Municipal Court Judge for the City of Colleyville Municipal Court of Record for a period of two years effective October 1, 2014, and is hereby also appointed as Associate Municipal Court Judge for the period of September 15-30, 2014.
- Sec. 3. THAT the Mayor is authorized to sign the Regional Municipal Court Judge agreement.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF __ AYES, __ NAYS, AND __ ABSTENTIONS ON THIS
THE 2ND DAY OF SEPTEMBER 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

Exhibit A

Colleyville and Keller recognize that the combined Municipal Court will operate most efficiently with the appointment of a single Municipal Court Judge, and the parties will endeavor to achieve that goal. That said, Colleyville and Keller reserve the right to select and/or remove their Municipal Court Judge in accordance with their applicable Charter provisions. A municipal judge review and selection committee consisting of both Mayor's and two duly appointed City Council members from each City will formulate a process for obtaining and assessing candidates for the Municipal Court Judge position. The current Judges for Colleyville and Keller will be invited to submit their candidacy for the combined Court. Upon the conclusion of such process, the Committee shall make a recommendation to the full Colleyville and Keller City Councils for the selection of the Municipal Court Judge. If such candidate is approved by both the Colleyville and Keller City Councils, that candidate shall serve as the Municipal Court Judge for the combined Municipal Court for an initial term of two (2) years. In the event the candidate is not approved by both Colleyville and Keller, the matter shall be referred back to the standing committee for the recommendation of an alternative appointment. In the event such alternative appointment is not approved by both Colleyville and Keller, then this issue shall be sent to dispute resolution pursuant to Section 9 of the Agreement. Any renewals of term or approval of a replacement Judge will be subject to this process.

Upon appointment, the Municipal Court Judge will be responsible for all judicial services for the combined Court, including but not limited to the following: adjudication of all cases, plea dockets, trial dockets (both before the court and jury trials), property hearings, arraignments, emergency protective order hearings, dangerous dog hearings, warrant issuance (including search, arrest, and blood warrants), juror notification, setting of bonds, other judicial proceedings and magistrate services. The Municipal Judge shall propose to the standing committee a temporary replacement(s) who shall perform the duties of the Municipal Judge in his/her absence. In the event either Colleyville or Keller objects to the proposed temporary replacement Judge(s), the Municipal Court Judge must propose an alternative replacement(s) until such replacement(s) is approved by both Colleyville and Keller. If for any reason, the Municipal Court Judge is unable to attend to their duties on a given date, the Judge must notify the Court Administrator. Any temporary replacement Judge will be compensated by the Municipal Court Judge out of his/her salary.

The standing committee shall recommend an annual salary for the Municipal Judge to be considered by the respective City Councils and if approved incorporated into the employment contract of the Municipal Judge.



City of Colleyville City Council Agenda Briefing

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

Agenda Number 9

Agenda Date 09/02/2014

Type Report

Department City Secretary

Title

Colleyville Library Board Meeting Minutes - June 16, 2014

Attachments

1. Colleyville Library Board Meeting Minutes - June 16, 2014



City of Colleyville

Colleyville Library Board Minutes

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

Monday, June 16, 2014
6:00 p.m.

Colleyville Public Library
110 Main Street

1. CALL TO ORDER

Chair Thad Bolline called the meeting of the Colleyville Public Library to order at 6:05 p.m.

Roll Call: Present Chairperson Thad Bolline, Board members Jerome Davis, Kay Newton, Billie Tuttle, Charna Logan-Gray, and Nancy Andrews; Library and Recreation Director Mary Rodne, Administrative Assistant Kathy Moore

Absent Board members Victoria Kennedy-Ziegler, Vernon Noronha and Sue Anne Martinez; Ex-Officio member Cecilia Monacelli

2. APPROVAL OF MINUTES

April 14, 2014

A motion was made by Charna Logan-Gray and seconded by Nancy Andrews to approve the April 14, 2014 minutes as presented. **Motion approved unanimously.**

3. REGULAR AGENDA ITEMS

3a Update on the 2014 Summer Reading Program - Paws to Read

Director Mary Rodne stated that this year's Summer Reading Program, *Paws to Read*, was launched with a kick-off party on Thursday, June 5, and featured Rocket, the Reading Dog as the mascot for the event. Rodne noted that the event was well received and that over 400 had attended; the kick-off included photos with Rocket, face painting, balloons, crafts and activities, along with the opening of the prize room.

Director Rodne informed the Board that presently 915 patrons were signed up for the Summer Reading Program and added that registrations were ahead of last year at this time. Additionally, Rodne stated that all programs that required registration were full and had waiting lists. It was also noted that staff had added an additional Snacks and Stories story time to accommodate Colleyville residents who were on a waiting list. It was also noted that the Adventure Kidz program currently had 54 kids enrolled.

Director Rodne stated that attendance had been high at the two events offered so far; Cody Fisher's magic show had close to 400 in attendance, and Monkey Mania with Miki the Monkey had 425 attendees. It was noted that Walmart had donated bananas to hand out to those attending the Monkey Mania event. Rodne stated that upcoming events included Mad Science and Critterman, which are both popular programs. Additionally, Rodne informed the Board that the Library had launched the new "Rocket" Readers program on Saturday, June 14, and explained that this program used therapy dogs to create a non-judgmental, stress free environment, to help children improve the fluency of their reading. It was noted that there were 10 children who had participated in this new program and that the Library would be offering the second session on Saturday, July 12. Rodne added that dependent upon its success, the Library hoped to continue this program throughout the school year.

3b Update on the status of the Colleyville Public Library Long-Range Plan

Library Director Rodne informed the Board that the recommendation for the approval to utilize funds from the Voluntary Library Fund to hire an outside consultant to facilitate in the update of the Colleyville Public Library's Long-Range Plan would go to City Council for approval in July. Rodne added that when approved, Aaron Babock of Hidell and Associates Architects, Inc. would begin the background work for the project. Rodne stated that this planning phase would follow the same process that was used with the second floor expansion, noting that Hidell would work with the library to establish a comprehensive set of data projections, which would be utilized during the workshop process to create an articulated vision and plan for the Colleyville Public Library. Additionally, it was noted that they would research programming needs within the community, coordinating with the Recreation Department to complement one another. Rodne added that Hidell Architects would also review hours of operation, staffing levels, marketing, spacing, and funding needs. Discussion ensued.

Rodne provided hand-outs with the Library's current cost for replacement and processing fees materials. Rodne stated that there would be a review of these fees, and that no changes to the fee structure were anticipated at this time. Additionally, it was noted that State Law mandates what services and fees the Library can charge, and it was explained that charges are used to help off-set the cost of replacing items. Also, there was discussion concerning Navigator, the new statewide interlibrary loan program, which the Library recently implemented.

Rodne concluded stating that she would provide the Board with an update in August; with the possibility of calling a special meeting in September with Hidell and Associates Architects, Inc.

3c Whole Foods Market Grand Opening update

Director Rodne reported that Whole Foods Market announced in early June that the Friends of the Colleyville Public Library had been selected as the 501c(3) organization

to receive 1% of net sales on their grand opening day, July 8. Rodne added that Whole Foods was very interested in partnering with the community and that the Library was very excited to have been chosen to receive the donation.

Rodne stated that staff would be onsite promoting Library services and programs on the grand opening day. Additionally, Director Rodne informed Board members that volunteers were needed to help with Library activities throughout the day; it was noted that staff was preparing a schedule for those who were interested in volunteering.

3d Discussion of items for future agendas

Board members agreed that the Library Long-Range plan should have additional discussion at a future meeting. Additionally, the Board agreed to hold the next regularly scheduled meeting on August 11, 2014 at 6:00 p.m.

4. REPORTS

4a Librarian's Report

Monthly Statistics

Library Director Mary Rodne gave an overview of the statistics for the months of April and May. Rodne noted that digital checkouts are up, along with the new downloadable service called One Click. Additionally, Rodne reported that the Library had 262 volunteer hours in April and 172 in May; bringing the year-to-date totals for volunteer hours to 1119. Rodne stated that volunteer hours would increase substantially with the Summer Reading Program.

Donations

Rodne reported that the Library had received a total of \$18,500 in donations for the months of April and May. In April, the Saddlebrook Homeowners Association donated \$50 for the purchase of materials in memory of Mrs. Lynne Ferris and Mrs. Judy McDermott, Saddlebrook residents. In May, donations included a \$250 donation from the Colleyville Garden Club for the purchase of gardening and landscape books; a \$3000 grant from the Colleyville Women's Club for the purchase of Books on CD; a \$200 matching grant from the Microsoft Corporation; and a \$15,000 donation from Betty Sanders in honor of her son and daughter-in-law who are now residents of Colleyville. Rodne noted that the \$15,000 donation had to be accepted by the City Council due to the amount being over \$1000. Rodne added that the donation would be used for a future project at the Library.

4b Friends of the Colleyville Public Library Report

President Kay Newton reported for the Friends of the Colleyville Public Library and informed the Board that the Friends would be holding their annual meeting on June

24, 2014. Newton noted that the meeting would include the election of new officers and a volunteer appreciation program.

Newton also announced that the Friends had netted a profit of \$1,200 at the Friends of the Library Annual Book Sale on Saturday, April 26. Additionally, Newton stated that the Friends would be partnering with Dinosaur George to sell his book at the Library's July 15 event being offered through the Summer Reading Program. It was noted that the Library would receive 30% of the total sales from the event. Kay Newton added that the Friends planned to help staff at the Whole Foods Grand Opening event on July 8, and also would be providing \$500 for grand prizes at the Summer Reading Finale.

4c Colleyville Public Library Foundation Report

Mary Rodne reported for the Library Foundation and stated that they had received quotes for the tables and chairs in the adult reading area and that Cecilia Monacelli, President of the Library Foundation, was planning to request approval to purchase the items at the next Foundation meeting scheduled later in June. Additionally, Rodne stated that their next project would be the purchase of some type of art gallery display system, which was currently being researched.

Mary Rodne also informed the Board that staff was researching the cost of new 3M software updates and the purchase of large screen monitors for the self-check machines to utilize new marketing features of the software. Rodne stated that funding was available for this purchase through technology money from the Colleyville Public Library Foundation.

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

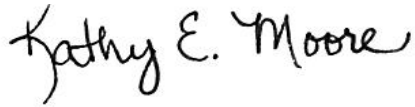
There were no citizen comments/presentations regarding items not on the agenda. However, Board members questioned how the annual City survey questions were determined. Discussion ensued; Mary Rodne gave an overview of how the survey process works.

6. ADJOURNMENT

A motion was made by Billie Tuttle and seconded by Jerome Davis to adjourn the meeting of the Colleyville Library Board at 6:59 p.m. **Motion approved unanimously.** Upon adjournment, Board members toured the Library facility to see the set-up for the Summer Reading Program.

APPROVED BY A VOTE OF 7 AYES 0 NAYS, AND 0 ABSTENTIONS ON THIS THE 18th DAY OF August, 2014.

Minutes taken and prepared by:

A handwritten signature in black ink that reads "Kathy E. Moore". The signature is written in a cursive style with a large, stylized 'K' and 'M'.

Kathy Moore
Administrative Secretary

RESOLUTION R-14-3778

**A RESOLUTION APPROVING CITY COUNCIL ACTION
UNDER BUSINESS AT THE REGULAR CITY COUNCIL MEETING OF
SEPTEMBER 2, 2014**

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:

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, AND ____ ABSTENTIONS
ON THIS THE 2ND DAY OF SEPTEMBER 2014.

ATTEST:

CITY OF COLLEYVILLE

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor