City of Colleyville
City Council
Agenda

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

Tuesday, March 3, 2015 — City Council Chambers

DRAW FOR ORDER OF NAMES ON THE BALLOT
5:15 P.M.
EXECUTIVE CONFERENCE ROOM
THIRD FLOOR

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

CALL TO ORDER

PC-1 Presentation and discussion of additional recycling opportunities

PC-2 Presentation of the Quarterly Performance Management Report

PC-3 Discussion of the Glade Road Project

PC-4 Discussion of the March 3, 2015, 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 election

Section 551.071 - Legal - Consultation with attorney relative to Heritage Avenue right-of-way (access)

Section 551.071 - Legal - Consultation with attorney on contemplated litigation (Camden Lock LLC)

Section 551.071 - Legal - Consultation with attorney regarding litigation - Billy McCullough v. City of Colleyville

Section 551.071 - Legal - Consultation with attorney regarding litigation - Michael S. Newman v. City of Colleyville and City of Keller

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

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

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

INVOCATION: Pastor Ricky Texada, Colleyville Covenant Church

PLEDGE OF ALLEGIANCE: City Attorney Matthew Boyle

2. EXECUTIVE SESSION READING AND PUBLIC HEARING: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - Resolution R-15-3852

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-15-3853

4a Approval of the minutes of the regular City Council meeting of February 17, 2015

4b Approval of a construction contract with A & M Construction & Utilities, Inc., for Area 1 and Area 2 Water Facility Renewals, in an amount not to exceed $1,874,119.25, and authorize the city manager to execute the contract

4c Approval of an Interlocal Agreement with the City of North Richland Hills for cooperative purchasing of goods and services, and authorize the city manager to execute the agreement

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

5a Ordinance O-15-1949

Consideration for a Special Use Permit for a telecommunications tower on Lot 5R-1, Block 1, of the Andy Felps Addition, located at 4003 Colleyville Boulevard, Case ZC14-027

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

6a Ordinance O-15-1950

Consideration of a zoning change from the AG-Agricultural zoning district to the R-20- Single Family Residential zoning district on 2.682 acres of Abstract No. 331 of the A.J. Caldwell Survey, located at 6105 Waller Lane, Case ZC14-029

7. RESOLUTION(S): READING AND PUBLIC HEARING

7a Resolution R-15-3854

Adopting Guidelines and Criteria for Economic Development Incentives

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

9. REPORTS

Zoning Board of Adjustment Meeting Minutes - December 10, 2014

10. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR MARCH 3, 2015 - READING AND PUBLIC HEARING - RESOLUTION R-15-3855

11. ADJOURNMENT

I hereby certify this agenda was posted on City Hall bulletin boards Friday, February 27, 2015, 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
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Agenda Number PC-1 **Agenda Date** 03/03/2015
Type Pre Council
Department City Manager

Title
Presentation and discussion of additional recycling opportunities

Strategy Map Connection
C2- Deliver high quality and unique customer service
B2- Proactively seek process improvements and sustainable solutions

Explanation
The purpose of this item is to provide a presentation and discussion of opportunities to expand the current recycling program provided by the city's franchise holder, Progressive Waste. The City's recycling program has grown over the years, most recently with the introduction of 65 gallon recycling carts in October 2011. Last fall (2014), increasingly higher numbers of bagged leaves were placed at the curb for garbage collection, which led to drivers requiring more time for operations and collection. The high volume of leaves placed out for garbage collection was a contributing factor, which resulted in several days where drivers could not complete their routes between the hours of 7:00 a.m. and 7:00 p.m. as required in the franchise agreement (Section VII Contractor's Collection Duties and Responsibilities). In order to address this issue, Progressive Waste and City staff collaborated on a solution that would serve to reduce garbage volume during the peak of the fall season and provide enhanced recycling services to Colleyville citizens, at no additional cost.

The proposed recycling program expansion would add four leaf recycling collection days each fall, with Christmas trees also being collected curbside for recycling on the fourth day. The four collection days would be every other Saturday for a period of six weeks in order to accommodate unpredictable weather, with the fourth collection date (January 2, 2016) being three weeks after the third collection date (December 12, 2015) to allow time for Christmas trees to be taken down.

Proposed Leaf Recycling Collection Days:
November 14, 2015
November 28, 2015
December 12, 2015
January 2, 2016 (also curbside collection of Christmas trees)

Leaves may be placed in any type of bag for the curbside recycling. However, no other organic waste or yard/grass trimmings will be collected during leaf recycling. All collected leaves and Christmas trees will be turned into mulch. As the proposed collection dates are on Saturdays, the suggested start time for collection is 8:00 a.m. to limit any disturbance from noise.

Should the City Council approve the proposed recycling program expansion, the following communication efforts would occur:

Traditional Communication (with collection days and timely reminders as to specifics of the program - leaves only, Christmas tree collection)

- September newsletter (included in water bills): feature story – overall program
- Letters to HOAs
- Point of purchase displays at Utility Billing Office, Public Library, Community Development
- Promotional bookmarks distributed through the Public Library
- Notification to local landscaping companies
- City cable

Electronic Communication (with collection schedule and specific reminders prior to collection days, including leaves only and curbside Christmas tree collection)

- City website
- E-newsletter
- *Colleyville E-News* (repeated insertions)
- Digital signage at City facilities

Social Media (repeated insertions, including timely insertions prior to leaf collection days)

- City Facebook

Staff seeks City Council direction on the proposed recycling program expansion.

Attachments

1. Additional recycling opportunities presentation

Additional Recycling Opportunities

Pre Council Meeting
March 3, 2015

Proposed Program Expansion

- 4 leaf collections:
  - November 14, 2015
  - November 28, 2015
  - December 12, 2015
  - January 2, 2016 (plus Christmas trees)
- Collect every other Saturday during peak season to accommodate unpredictable weather
- Start collection at 8:00 a.m. to limit noise issues
- Any bag is acceptable to contain the leaves

- No other organic waste will be collected on those dates (ex. tree trimmings, grass clippings, etc.)
- **NO additional cost to residents or the City**

Benefits

- Divert substantial amounts of material from the landfills
  - Material will be turned into mulch
- Address high volume of leaf bags put out for garbage collection
  - Support compliance with TxDOT regulations for truck drivers
  - Avoid trucks being in neighborhoods into the evening
- Expanded service for residents at no additional cost
  - First ever curbside recycling of leaves and Christmas trees for Colleyville

Questions and Discussion

City of Colleyville
City Council
Agenda Briefing

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100 Main Street
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Agenda Number PC-2 **Agenda Date** 03/03/2015
Type Pre Council
Department City Manager

Title
Presentation of the Quarterly Performance Management Report

Strategy Map Connection
B2- Proactively seek process improvements and sustainable 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

Explanation
The purpose of this item is to report on performance of the programs and services identified in the City's strategy map (attached) and the general operations of the City through the use of performance measures. The performance measures presented are the scorecard by which key performance indicators are measured, and ultimately, how performance with respect to the four focus areas identified as the City Council's priorities is assessed.

In addition to performance measures, additional metrics called vital statistics are included in the report. Performance measures are measures of efficiency or effectiveness and represent outcomes that can be directly influenced by staff. Vital statistics represent data that is important to track for overall understanding of how a program is performing and for decision making, but is not necessarily a reflection of efficiency or effectiveness, and is not something that staff has significant control over. The presentation of both performance measures and vital statistics provides a well-rounded look at performance and trends in programs and services, while also furthering the City's efforts of accountability and transparency to those we serve.

The attached spreadsheet includes the first quarter of actual data from FY 2015, reflected in the FY 2015 YTD (year-to-date) column. For performance measures, the FY 2015 YTD numbers are compared to the FY 2015 target that was established by the responsible department and are color coded as listed below. Vital statistics do not have a FY 2015 target and are therefore not color coded, as those metrics represent information that is important to track, but are not necessarily appropriate to set targets for.

Gray - Data not available at this time

Green - Performance expected to meet or exceeded the target

Yellow - Performance expected to be near the target, but not meet it

Red - Performance not expected to meet the target, or come close to meeting it

A dashboard report is also included and offers a more visual presentation of highlighted performance measures and vital statistics. Each quarter, the dashboard report will highlight metrics related to one of the four focus areas from the City's strategy map, and will include charts and graphs depicting selected performance measures and vital statistics that are tied to that particular focus area.

All performance measures will be regularly evaluated to ensure they continue to appropriately measure the effectiveness of City services and will be updated as necessary. Staff will also continue to track and include vital statistics in performance management reports to provide the additional information that is necessary for informed decision making.

Attachments
1. FY15 Q1 Performance Management Report
2. Dashboard FY15 Q1
3. Strategy Map

PUBLIC SAFETY

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 Target	FY 2015 YTD
Performance Measures	Percentage of code violations located proactively	Code Enforcement	Neighborhoods	56%	62%	69%	80%	≥ 50%	94%
	Number of cases successfully resolved	Criminal Investigations	Core Service	N/A	N/A	N/A	614	≥ 400	195
	Percentage of UCR Part 1 Crimes cleared	Criminal Investigations	Core Service	47%	28%	20%	30%	≥ 30%	21%
	Percentage of crime victims contacted by investigators within 3 days	Criminal Investigations	Core Service	92%	95%	92%	98%	≥ 95%	99%
	Number of UCR Part 1 Crimes	Police Administration	Neighborhoods	201	199	175	160	≤ 180	38
	Average Priority 1 response time (call dispatch to arrival)	Police Patrol	Core Service	4:30	4:12	4:11	4:03	≤ 5:00	4:10
	Fire/Ambulance response in under six minutes (call dispatch to arrival)	EMS Operations	Core Service	84%	83%	85%	82%	≥ 85%	82%
	Percentage of plans reviewed within 48 hours	Fire Prevention / Investigations	Core Service	99%	97%	100%	100%	≥ 98%	98%
	Percentage of fire investigations cleared within 30 days	Fire Prevention / Investigations	Core Service	100%	100%	100%	100%	≥ 95%	100%
	Percentage of inspections performed within 48 hours of request	Fire Prevention / Investigations	Core Service	98%	97%	100%	100%	≥ 95%	100%

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 YTD
Vital Statistics	Injury accidents per 1,000 population	Police Patrol	Core Service	1.5	2.2	0.75	0.7	0.71
	Number of self-initiated calls for service (proactive, community policing)	Police Patrol	Neighborhoods	18,396	40,324	54,231	50,897	10,969
	Total number of outstanding warrants in system since 1/1/03	Warrant Officer	Core Service	4,555	4,170	3,971	4,056	3,912
	Number of warrants served	Warrant Officer	Core Service	3,933	7,190	1,452	2,767	838
	Fire Related Responses	Fire Operations	Core Service	N/A	N/A	381	500	127
	Service Related Responses	Fire Operations	Core Service	N/A	N/A	357	127	45
	EMS Related Responses	EMS Operations	Core Service	N/A	N/A	829	950	226
	Ambulance billing revenue	EMS Operations	Sust. Gov't	$307,000	$322,000	$323,672	$399,312	$80,489
	Percentage of billed services recovered	EMS Operations	Sust. Gov't	35%	30%	30%	32%	31%
	Total number of volunteer hours from CFAAA and Rehab Team	Fire Administration	Core Service	N/A	N/A	900	418.5	67.5
	Community Fire Prevention Events	Fire Prevention / Operations	Core Service	N/A	N/A	N/A	116	35
	Average hours of training per employee	Fire Operations	Core Service	195	205	160.9	160.99	19.41

DEVELOPMENT

Performance Measures

	Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 Target	FY 2015 YTD
Percentage of residential plan reviews completed in five days or less	Building Inspection	Eco. Dev.	New Measure	New Measure	21%	41%	≥ 75%	28%
Percentage of commercial plan reviews completed in ten days or less	Building Inspection	Eco. Dev.	New Measure	New Measure	44%	55%	≥ 75%	47%
Percentage of inspections performed within 24 hours	Building Inspection	Core Service	96%	93%	97%	98%	≥ 95%	98%
Percent of online department survey respondents satisfied with overall service	Planning and Zoning/Building Inspection	Core Service	New Measure	New Measure	89%	98%	= 100%	60%
Average percentage occupancy of retail and office spaces	Economic Development	Eco. Dev.	87%/87%	88%/89%	90%/89%	90%/90%	≥ 90%/89%	94%/90%
Colleyvilleclosebuy.com and app visitors per month	Marketing	Eco. Dev.	478	500	303	442	≥ 550	408
CloseBuy.com business exposures per quarter (includes internet search engine visits)	Marketing	Eco. Dev.	N/A	95,000	144,911	447,598	≥ 125,000	905,453
CloseBuy.com business directory queries per quarter	Marketing	Eco. Dev.	N/A	1,000	1,409	5,787	≥ 1,500	7,445
Percent of zoning case approvals consistent with Master Plan	Planning and Zoning	Neighbor-hoods	New Measure	New Measure	94%	100%	= 100%	100%

Vital Statistics

	Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 YTD
Number of commercial remodel/add-alter permits	Economic Development	Eco. Dev.	79	65	75	112	8
Value of commercial remodel/add-alter permits	Economic Development	Eco. Dev.	$13M	$11.7M	$9.44 M	$16.59M	$360,000
Fees generated from commercial remodel/add-alter permits	Economic Development	Eco. Dev.	$138,276	$101,000	$106,290	$169,916	$5,469
Fees generated from new commercial building permits	Economic Development	Eco. Dev.	$109,097	$225,000	$128,535	$162,080	$126,258
Number of new commercial building permits	Economic Development	Eco. Dev.	7	8	6	7	3
Value of new commercial building permits	Economic Development	Eco. Dev.	$4.0M	$12.9M	$3.48M	$7.71M	$2.69M
General Fund Sales Tax Revenue	Economic Development	Eco. Dev.	$2.64M	$2.86M	$3.07M	$3.35M	$253,111
Number of Inspections Performed	Building Inspection	Eco. Dev.	6,829	8,780	6,832	4,621	1,541

LEISURE

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 Target	FY 2015 YTD
Performance Measures	Percentage of revenue recovery (including donations) for athletic program	Athletic Field Maintenance	Core Service	N/A	N/A	12%	12%	≥ 12%	1%
	Percentage of park inspections meeting standards	Park Maintenance	Core Service	85%	85%	87%	80%	≥ 85%	93%
	Percentage of library materials requests filled within 30 days	Library Services	Core Service	77%	83%	86%	96%	≥ 80%	Annual Measure
	Percentage of library patrons who come to the library looking for items and find them	Library Services	Core Service	75%	82%	79%	80%	≥ 80%	81%
	Children's program attendance	Library Services	Core Service	12,003	17,145	21,955	18,363	≥ 18,000	5,225
	Adult and teen program attendance	Library Services	Core Service	426	809	910	795	≥ 750	201
	Children's summer reading program participation	Library Services	Core Service	1,010	1,054	1,182	1,188	≥ 1,100	Annual Measure
	Adult and teen summer reading program participation	Library Services	Core Service	134	106	118	114	≥ 110	Annual Measure
	Library patron visits	Library Services	Core Service	104,276	104,268	123,211	134,314	≥ 120,000	31,633
	Reference Completion Rate	Library Services	Core Service	36,036	39,799	35,048	34,073	≥ 35,000	6,136
	Circulation of the library materials collection	Library Services	Core Service	235,238	244,613	250,737	234,667	≥ 235,000	50,862
	Percentage of offered classes/programs held	Recreation	Sust. Gov't	48%	60%	65%	71%	≥ 60%	72%
	Number of participants	Senior Center	Core Service	1,384	1,500	1,751	3,734	≥ 1,500	920
	Percentage of resident membership visits	Senior Center	Sust. Gov't	54%	55%	58%	60%	≥ 60%	62%
	Percentage of cost recovery	Colleyville Center	Sust. Gov't	78%	70%	66%	81%	≥ 70%	62%
	Percentage of customer satisfaction ratings of "excellent"	Colleyville Center	Core Service	98%	98%	96.3%	96.4%	≥ 94%	93.8%
	Revenue generated from bookings	Colleyville Center	Sust. Gov't	$245,749	$240,000	$246,797	$230,793	≥ $230,000	$48,888
	Number of events held	Colleyville Center	Sust. Gov't	410	420	386	412	≥ 404	95

LEISURE CONTINUED

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 YTD
Vital Statistics	Percentage of Colleyville households with at least one active library card holder	Library Services	Core Service	50%	55%	50%	50%	50%
	Library materials collection size	Library Services	Core Service	62,997	65,740	69,736	74,525	75,341
	Number of staff hours dedicated to athletic field maintenance and game preparation	Athletic Field Maintenance	Core Service	N/A	4,725	4,884	3,697	578
	Number of youth sports participants	Athletic Field Maintenance	Core Service	4,774	4,750	4,063	4,315	N/A
	Percentage of non-resident youth sports participants	Athletic Field Maintenance	Sust. Gov't	51%	51%	49%	52%	N/A
	Value of donations	Park Maintenance	Sust. Gov't	$2,429	$2,000	$86,118	$1,460	$0
	Number of classes/programs offered	Senior Center	Core Service	150	120	151	212	42
	Average membership visits per month	Senior Center	Core Service	560	500	534	544	497
	Number of Metroport Meals on Wheels participants	Senior Center	Core Service	New Measure	1,800	1,727	1,607	482
	Percentage of Meals on Wheels participants who are residents	Senior Center	Core Service	New Measure	50%	52%	49%	46%
	Percentage of resident class participants	Recreation	Sust. Gov't	59%	60%	49%	42%	44%
	Percentage of events generating economic impact for local business	Colleyville Center	Eco. Dev.	57%	55%	57%	59%	58%
	Percent of total events held: Colleyville residents	Colleyville Center	Sust. Gov't	N/A	N/A	9%	10%	15%
	Percent of total events held: Non-residents	Colleyville Center	Sust. Gov't	N/A	N/A	41%	36%	32%
	Percent of total events held: Non-profits	Colleyville Center	Sust. Gov't	N/A	N/A	44%	47%	48%
	Percent of total events held: City departments	Colleyville Center	Sust. Gov't	N/A	N/A	6%	7%	6%

PUBLIC WORKS

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 Target	FY 2015 YTD
Performance Measures	Percent of internal customers satisfied with facility environment	Building Services	Sust. Gov't	N/A	98%	89%	84%	≥ 98%	Annual Measure
	Percentage of work orders responded to within one business day	Building Services	Sust. Gov't	98%	99%	78%	51%	≥ 90%	60%
	Percent of scheduled lane miles of public streets swept	Stormwater Management	Core Service	New Measure	94%	98%	99%	≥ 98%	98%
	Percent of storm drain inlets inspected	Drainage Maintenance	Core Service	New Measure	New Measure	New Measure	20%	≥ 50%	Annual Measure
	Percentage of storm sewer lines inspected	Drainage Maintenance	Core Service	New Measure	New Measure	New Measure	<1%	≥ 20%	Annual Measure
	Meter reading accuracy	Utility Support	Core Service	99%	98%	99%	99%	≥ 98%	98%
	Percentage of total waste water lines cleaned annually	Waste Water Collection	Core Service	63%	88%	93%	78%	≥ 95%	Annual Measure
	Percentage of water valves exercised	Water Distribution	Core Service	New Measure	New Measure	New Measure	12%	≥ 20%	Annual Measure
	Percentage of monthly water samples testing negative for coloform bacteria	Water Distribution	Core Service	99.98%	100.00%	99.36%	99%	= 100%	100%
	Percent of street and traffic signs replaced	Street Maintenance	Neighborhoods	New Measure	8%	12%	15%	≥ 10%	Annual Measure
	Percentage of pavement markings renewed	Street Maintenance	Neighborhoods	New Measure	New Measure	New Measure	20%	≥ 20%	Annual Measure
	Lane miles of unimproved streets	Engineering Services	Neighborhoods	71.32	71.32	71.32	65.61	≤ 65.6	Annual Measure

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 YTD
Vital Statistics	Percentage of fleet time available	Fleet Maintenance	Sust. Gov't	New Measure	98%	98%	98%	99%
	Ratio of scheduled maintenance to unscheduled repairs	Building Services	Sust. Gov't	80%	77%	68%	41%	50%
	Number of infrastructure repairs needed within two- year maintenance bond period	Engineering Services	Core Service	1	0	0	0	0
	Value of newly-constructed public infrastructure in place	Engineering Services	Neighborhoods	New Measure	New Measure	New Measure	$5.82M	$3.8M
	Percentage of contstruction time with City staff present	Engineering Services	Neighborhoods	New Measure	New Measure	New Measure	18%	36%
	Percentage of time preventative maintenance is completed on schedule	Fleet Maintenance	Sust. Gov't	New Measure	New Measure	New Measure	95%	96%
	Water loss ratio	Water Distribution	Core Service	3.17%	4.50%	4.33%	4.34%	Annual Measure

ADMINISTRATION

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 Target	FY 2015 YTD
Performance Measures	City-initiated news leads	Communications	Core Service	32	40	31	23	≥ 25	6
	Responses to media inquires within 1 hour	Communications	Core Service	95%	95%	96%	96%	≥ 95%	92%
	Number of public information campaigns	Communications	Core Service	9	8	6	4	≥ 8	1
	Coverage in print, broadcast, online/associated media value	Communications	Core Service	$92,998	$130,000	$82,650	$94,976	≥ $90,000	$39,924
	Number of complaints regarding trash or recycling services	Solid Waste and Recycling	Core Service	124	149	132	104	≤ 150	32
	Percentage of board, commission, and committee members that have completed Texas Open Meeting Act training	City Secretary	Sust. Gov't	< 50%	< 50%	< 50%	89%	= 100%	90%

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 YTD
Vital Statistics	Tax rate per hundred dollars of valuation	City Council	Sust. Gov't	$0.3559	$0.3559	$0.3559	$0.3559	$0.3559
	Average pounds recycling per home/per collection	Solid Waste and Recycling	Core Service	9.2	12.2	11.5	11.9	13.03
	Number of household hazardous waste collections (at Fort Worth ECC and Clean Sweep event)	Solid Waste and Recycling	Core Service	486	524	572	553	109
	Visits to Colleyville.com	Communications	Core Service	235,217	260,000	300,605	318,759	72,760
	E-newsletter subscribers	Communications	Core Service	1,064	1,300	1,679	2,621	2,841
	Number of public information requests	City Secretary	Core Service	147	196	217	260	63
	Number of citizen survey responses	City Manager's Office	Sust. Gov't	N/A	1,665	N/A	1,323	N/A

FINANCE

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 Target	FY 2015 YTD
Performance Measures	Percent of requisitions converted to purchase orders in < 3 days	Finance	Sust. Gov't	N/A	100%	99%	99%	≥ 99%	≥ 99%
	Number of audit adjustments in period 13 closing	Finance	Sust. Gov't	20	14	12	Annual Measure	≤ 12	10
	Level of Texas Comptroller Circle of Leadership Award (for transparency in reporting)	Finance	Sust. Gov't	N/A	N/A	Silver	Silver	Silver	Silver
	Percentage warrants issued within 10 day (formerly 8 day) period after due date or court date	Municipal Court	Core Service	New Measure	New Measure	New Measure	97%	≥ 97%	99%
	Billing accuracy rate	Utility Billing	Core Service	99.0%	98.3%	99.0%	98.6%	≥ 99.5%	98.5%
	Percentage of service orders closed out on time	Utility Billing	Core Service	100%	100%	100%	100%	= 100%	100%

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 YTD
Vital Statistics	Percent of ACH payments to total accounts payable	Finance	Sust. Gov't	New Measure	New Measure	New Measure	16%	21%
	Number of citations filed per FTE	Municipal Court	Core Service	3,900	4,000	4,268	4,610	967
	Number of bench trials vs. jury trials set	Municipal Court	Core Service	New Measure	New Measure	New Measure	67 / 44	18/6
	Percentage of automatic draft customers/total customers	Utility Billing	Core Service	13%	15%	15%	19%	19%
	Percentage of customers paying before cutoff	Utility Billing	Core Service	97%	97%	97%	97%	97%
	Uncollectible accounts written off at year end (water & sewer)	Utility Billing	Core Service	N/A	$34,628	$30,500	$26,080	Annual Measure

INTERNAL SERVICES

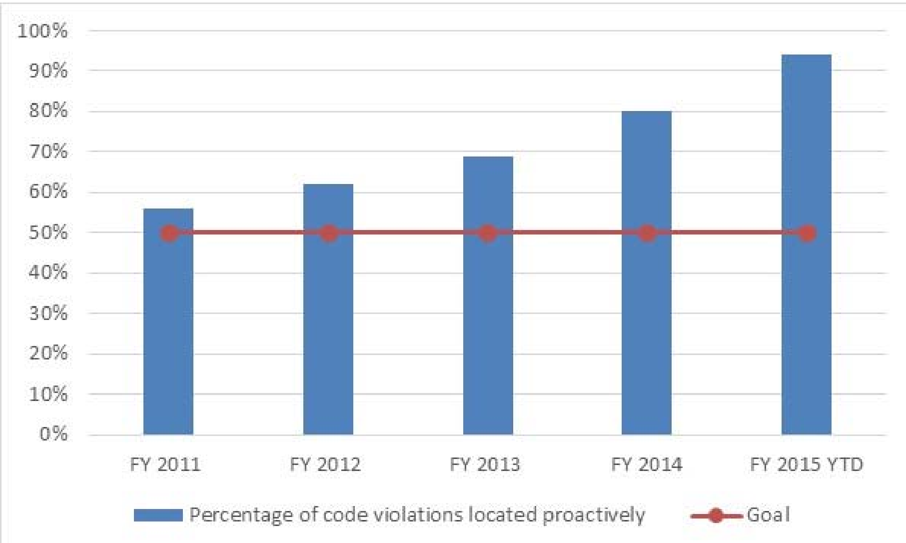
		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 Target	FY 2015 YTD
Performance Measures	Percentage turnover (per fiscal year)	Human Resources	Sust. Gov't	15%	12%	22%	15.00%	≤ 10%	4.23%
	Percentage of annual performance evaluations completed on time	Human Resources	Sust. Gov't	New Measure	36%	25%	98%	≥ 90%	N/A
	Percentage of employees who participate in wellness program	Human Resources	Sust. Gov't	New Measure	80%	78%	86%	≥ 80%	N/A
	Workers' compensation experience modification factor (actual losses compared to expected losses)	Human Resources	Sust. Gov't	New Measure	New Measure	0.48	0.45	≤ 0.85	0.64
	Medical and pharmacy loss ratio (paid claims divided by premiums)	Human Resources	Sust. Gov't	New Measure	New Measure	66%	75.8%	≤ 85%	85.0%
	Percentage of product requests completed on time	Graphical Information Services (GIS)	Sust. Gov't	98%	90%	82%	87.88%	≥ 85%	96.00%
	Percentage of address and/or plat issues responded to within 24 hours	Graphical Information Services (GIS)	Sust. Gov't	100%	96%	64%	89.13%	≥ 90%	100%
	Percentage of broadcast uptime	Network/Desktop Services	Sust. Gov't	98.65%	99.99%	99.82%	99.86%	≥ 99%	99.91%
	Percentage of work orders completed on time	Network/Desktop Services	Sust. Gov't	86%	80%	87%	78.00%	≥ 95%	74.88%
	Percentage of network data and telecommunications uptime	Network/Desktop Services	Sust. Gov't	99.84%	99.99%	99.83%	99.73%	≥ 99%	99.56%
	Percentage of IT work plan projects completed on time	Network/Desktop Services	Sust. Gov't	80%	80%	100%	96.88%	= 100%	100%
	Percentage of data backup success	Network/Desktop Services	Sust. Gov't	94%	95%	91%	90.91%	= 100%	79.05%

		Program	Focus Area	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015 YTD
Vital Statistics	Total number of equipment pieces maintained by department	Network/Desktop Services	Sust. Gov't	410	430	419	569	569

DASHBOARD REPORT

PERFORMANCE MEASURES & VITAL STATISTICS
FISCAL YEAR 2015 - QUARTER 1

CODE VIOLATIONS LOCATED PROACTIVELY

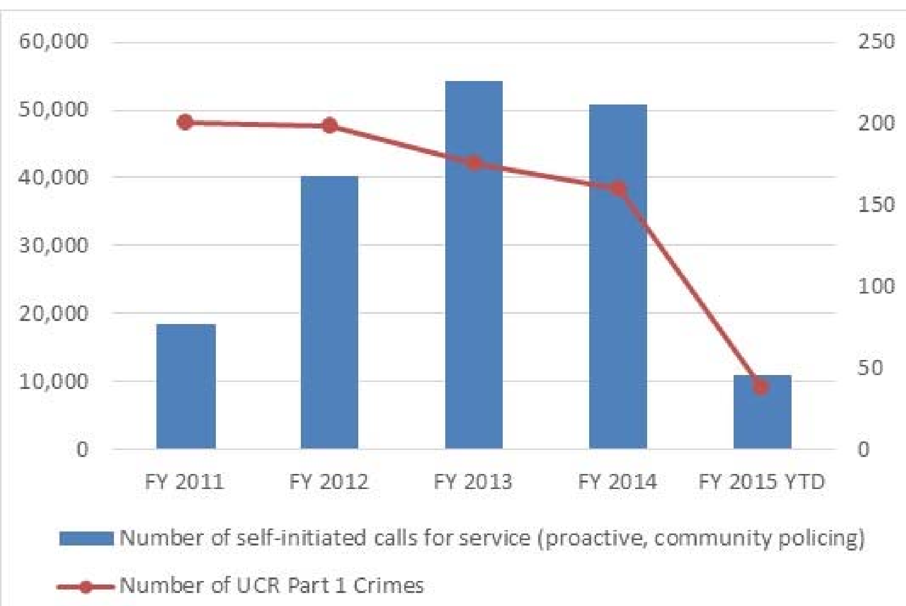


STRATEGY MAP CONNECTION:

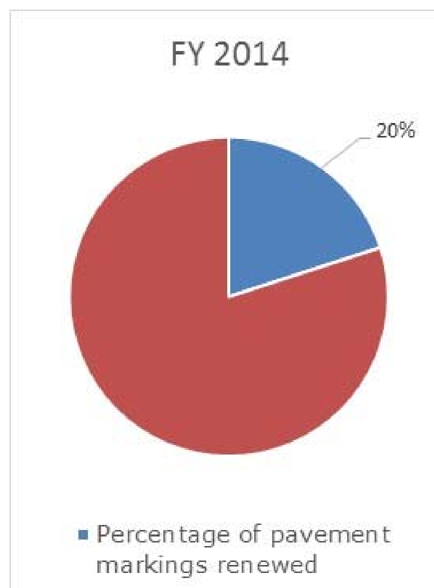
PROTECT AND PRESERVE NEIGHBORHOODS

The metrics highlighted each quarter will focus on one of the four focus areas from Colleyville's Strategy Map.

UCR PART 1 CRIMES & SELF-INITIATED CALLS FOR SERVICE



PAVEMENT MARKINGS RENEWED ANNUALLY



PERCENT OF STREET AND TRAFFIC SIGNS REPLACED ANNUALLY

FY 2012
8%

FY 2013
12%

FY 2014
15%

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.

CITY OF COLLEYVILLE TEXAS

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

- **CBO1- Maximize the highest and best use of the City's business corridors**
- **CBO2- Implement the Comprehensive Plan**
- **CBO3- Address the most critical infrastructure needs**
- **CBO4- Keep citizens informed through their preferred methods**
- **CBO5- Address traffic issues on Glade Rd.**
- **CBO6- Look for ways to finish SH26**

Integrity • Service • Innovation

City of Colleyville
City Council
Agenda Briefing

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

Agenda Number PC-3 **Agenda Date** 03/03/2015
Type Pre Council
Department City Council

Title
Discussion of the Glade Road Project

Strategy Map Connection
F2- Invest to provide and maintain high quality public assets

Explanation
This item has been added to the agenda at the request of City Councilmember Chuck Mogged.

Attachments
1. Resolution R-14-3801

RESOLUTION R-14-3801

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS, CALLING A SPECIAL ELECTION FOR MAY 9, 2015, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS, OF THE CITY OF COLLEYVILLE, THE ADOPTION OR REJECTION OF PROPOSITIONS RELATIVE TO THE PROTECTION OF GLADE ROAD

WHEREAS, the City of Colleyville, Texas, desires to conduct a Special Election as set forth by the City of Colleyville Charter and Texas Election Code, Section 41.001, to be held on Saturday, May 9, 2015, at which time the voters will elect to adopt or reject the proposition as provided for in Exhibit A.

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

Sec. 1. THAT a Special Election is hereby called for the purpose of submitting to the qualified voters, of the City of Colleyville, the adoption or rejection of propositions relative to the protection of Glade Road as provided for in Exhibit A. Such election shall be held at Bransford Elementary School, 601 Glade Road, Colleyville, Texas, on Saturday, May 9, 2015, from 7:00 a.m. to 7:00 p.m. This location may be revised through subsequent Resolution.

Sec. 2. THAT the times and locations for early voting and election day will be provided by later Resolution.

Sec. 3. THAT Early Voting shall be conducted at Tarrant County's Main Early Voting location: Tarrant County Elections Center, 2700 Premier Street, Fort Worth, Texas 76111; Colleyville City Hall, 100 Main Street, Training Room, second floor, and branch offices for early voting by personal appearance shall also be established as outlined in the Election Agreement with Tarrant County Elections Administration.

Sec. 4. THAT the Election shall be conducted according to the election laws of the State of Texas and requirements of the Charter of the City of Colleyville.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF 7 AYES, 0 NAYS, AND 0 ABSTENTIONS, THIS THE 21ST DAY OF OCTOBER 2014.

ATTEST:

Amy Shelley, TRMC
City Secretary

CITY OF COLLEYVILLE

David Kelly
Mayor

RECEIVED
OCT 06 2014
CITY SECRETARY'S OFFICE

Petition to Protect Glade Road in Colleyville, TX

RESOLUTION TO PROTECT GLADE ROAD IN COLLEYVILLE

WHEREAS it is necessary to protect the rural feel of the City of Colleyville and the community quality of life and in order to protect mature trees along Glade Road and the property rights of Colleyville Citizens living along Glade Road which was designed to be a residential street

THEREFORE BE IT RESOLVED that the City of Colleyville may complete the 5 foot sidewalk on the south side of Glade Road but will not add a 10 foot sidewalk or any sidewalk or trail along the north side of Glade Road.

BE IT FURTHER RESOLVED that The City of Colleyville may add left turn lanes and round-abouts deemed necessary by polling of area residents but will not add medians to Glade Road nor widen Glade Road in any other way or fill in bar ditches along the sections of Glade Road that will result in the potential loss of mature trees and/or potential flooding of homes.

Exhibit A

City of Colleyville
City Council
Agenda Briefing

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

Agenda Number PC-4 **Agenda Date** 03/03/2015
Type Pre Council
Department City Secretary

Title
Discussion of the March 3, 2015, 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** 03/03/2015
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 election

Section 551.071 - Legal - Consultation with attorney relative to Heritage Avenue right-of-way (access)

Section 551.071 - Legal - Consultation with attorney on contemplated litigation (Camden Lock LLC)

Section 551.071 - Legal - Consultation with attorney regarding litigation - Billy McCullough v. City of Colleyville

Section 551.071 - Legal - Consultation with attorney regarding litigation - Michael S. Newman v. City of Colleyville and City of Keller

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

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

Attachments

RESOLUTION R-15-3852

A RESOLUTION APPROVING COUNCIL ACTION REGARDING EXECUTIVE SESSION ITEMS AT THE REGULAR CITY COUNCIL MEETING OF MARCH 3, 2015

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 3RD DAY OF MARCH 2015.

ATTEST:	**CITY OF COLLEYVILLE**
Amy Shelley, TRMC City Secretary	David Kelly Mayor

RESOLUTION R-15-3853

A RESOLUTION APPROVING CITY COUNCIL ACTION UNDER CONSENT ITEMS AT THE REGULAR CITY COUNCIL MEETING OF MARCH 3, 2015

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

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

Sec. 1. THAT the agenda decisions approved by City Council action under Consent Items as follows are hereby adopted:

a. Approval of the minutes of the regular City Council meeting of February 17, 2015

b. Approval of a construction contract with A & M Construction & Utilities, Inc., for Area 1 and Area 2 Water Facility Renewals, in an amount not to exceed $1,874,119.25, and authorize the city manager to execute the contract

c. Approval of an Interlocal Agreement with the City of North Richland Hills for cooperative purchasing of goods and services, and authorize the city manager to execute the agreement

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF ____ AYES, ____ NAYS, AND ____ ABSTENTIONS ON THIS THE 3RD DAY OF MARCH 2015.

ATTEST: **CITY OF COLLEYVILLE**

Amy Shelley, TRMC
City Secretary

David Kelly
Mayor

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

Tuesday, February 17, 2015 City Council Chambers

Mayor David Kelly called the Pre Council meeting of the Colleyville City Council to order on February 17, 2015, at 5:05 p.m.

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

City Manager Jennifer Fadden, Assistant City Manager and Chief Financial Officer Terry Leake, Executive Director of Development and Infrastructure Chris Fuller, Police Chief Mike Holder, Assistant Police Chief Robert Hinton, Fire Chief Brian Riley, Economic Development Director Marty Wieder, Parks Manager James Hubbard, Public Works Director Bob Lowry, City Engineer Jeremy Hutt, Field Operations Manager Ken Tywater, Finance Manager Karen Hines, Interim Community Development Director Adam Marsh, Communications and Marketing Director Mona Gandy, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, Assistant City Attorney Cathy Cunningham, and City Secretary Amy Shelley

PC-1 Presentation and discussion by Tarrant Regional Water District (TRWD) and Trinity River Authority (TRA)

Public Works Director Bob Lowry presented this item and introduced Wayne Owen, Tarrant Regional Water District and Fiona Allen, Trinity River Authority, who gave presentations on their respective organizations and briefed City Council.

Councilmember Putnam asked Mr. Owen if there are 700,000 acres of storage capacity and if only 63 percent is in use. Mr. Owen replied correct.

Councilmember Putnam asked Mr. Owen why water costs are increasing, if overall water demand is down. Mr. Owen replied the same fixed costs are spread out over fewer gallons. He explained less water is spread over a lower number of units delivered, which is the actual rate for what is charged.

Mayor Pro Tem Taylor asked Mr. Owen if there is a problem with the duplication of raw water providers, given that the need to spread the commodity around is regional. Mr. Owen replied this is actually being addressed by developing of shared infrastructure, such as with the City of Dallas.

Mayor Pro Tem Taylor questioned Mr. Owen if there has been consideration given to merge these together to cut costs by having one infrastructure to increase efficiencies. Mr. Owen replied they are asked this frequently, and the regional service providers have been created to respond to specific needs at specific locations at specific times. He explained that some provide wastewater treatment; some provide water treatment; some provide both water and wastewater treatment; and some provide just raw water supply.

Councilmember Putnam stated a huge component of the Trinity River Vision (TRV) project is to benefit Fort Worth's economic development. Mr. Owen replied correct.

Councilmember Putnam asked Mr. Owen if Colleyville citizens are taking on water increases to pay for Fort Worth's economic development. Mr. Owen replied not at all. He further explained the uses for both the TRWD General and Revenue Funds. He stated the General Fund is supported by tax revenues and oil and gas leases, which are then used for flood control and levee maintenance, the Trinity trail system, Eagle Mountain Park, Twin Pointes Park, and the Trinity River Vision (TRV) project. He stated the Revenue Fund is supported 100 percent by water supply sales, which is then used for reservoirs, pipelines, wetlands, future water supplies, operation and maintenance of the pipelines, pump stations and reservoirs, and energy to pump supplies to customers. He stated these funds are not interchangeable.

Councilmember Putnam stated the revenues received from the oil and gas leases, since they are constructed on the reservoirs, could be used to offset the water rates, if they were applied to the Revenue Fund, as opposed to economic development activities. Mr. Owen stated the reason they do not is because those reservoirs were constructed with general obligation debt, and the General Fund owns those assets; therefore, the revenue accrued from those mineral properties are limited to just the General Fund.

Councilmember Putnam stated those general obligation debt proceeds were created to create water sources, and then the oil and gas revenues came in. Mr. Owen replied some cities own the water utilities, such as Arlington, with Lake Arlington. He stated the Arlington Foundation used this as a way to use oil and gas revenues.

Mayor Pro Tem Taylor asked Mr. Owen if this was something dictated as a statute, or was it a board-made decision. Mr. Owen replied it was a dictate by the way the Governmental Accounting Standards Board treats assets.

Mayor Kelly stated each revenue has to be kept separate for accounting purposes. Councilmember Putnam stated that is fair. Mayor Pro Tem Taylor stated this is a district. Mr. Owen explained their district is set up relative to special legislation specific to water districts and state laws.

Councilmember Putnam asked Mr. Owen if they sell water to oil and gas companies for the purpose of fracking and how much of that impacts capacity. Mr.

Owen replied it is less than one percent of their total water sales, and the water rate for fracking purposes is twice the raw water rate.

Councilmember Mogged stated it was a political decision of the TRWD Board regarding the use of the oil and gas lease revenues. Mr. Owen agreed.

Councilmember Putnam stated if the $50 million was applied to the revenue side of the equation, rather than economic development, then the water bills would not be going up 10 percent, they would be going down, particularly in a period of decline in consumption.

Mayor Pro Tem Taylor asked TRWD Boardmember Mary Kelleher if that had been discussed with the board. Ms. Kelleher replied she would certainly bring it up to the board and follow up on it.

Councilmember Putnam asked Mr. Owen if 70 percent of the General Fund is going to the TRV. Mr. Owen replied the TRV project is capped at the original $64 million in TRWD contributions.

Mayor Pro Tem Taylor asked Mr. Owen if there is a cap on the total contributions. Mr. Owen replied yes.

Mayor Kelly asked Mr. Owen what would be the timeframe to construct a new reservoir. Mr. Owen replied it would take at least 25 years.

Councilmember Putnam questioned Mr. Owen regarding if it is important to build the pipeline from the Richland-Chambers Reservoir. Mr. Owen replied we do not have the ability to move the water without the pipeline from the wetland.

Councilmember Putnam stated it does not increase the capacity. Mr. Owen stated it does not increase the supply, it just helps to move the supply to where it is needed.

Mayor Pro Tem Taylor questioned Mr. Owen regarding if there is a reason why the revenues from the minerals are used for capital improvements within the district in which it is collected. Mr. Owen replied it can be used for operation and maintenance within the General Fund.

Mayor Kelly questioned Mr. Owen regarding how much rain is needed to really make a difference, in a short time span. Mr. Owen replied it depends on where and when it rains within the watershed. He stated there are a lot of factors that determine how bountiful the rain actually is.

Mayor Kelly questioned Mr. Owen regarding zebra mussels, and how they will impact water services. Mr. Owen replied it is an operational and maintenance concern, and they are working to address this issue in conjunction with customers.

Councilmember Putnam asked Mr. Owen if the zebra mussels are in Cedar Creek. Mr. Owen replied no; however, they are showing up at Lake Ray Hubbard.

Councilmember Putnam asked if there are any other raw water suppliers other than TRWD. Ms. Allen replied no, TRA has no other place to get water from.

Councilmember Mogged questioned if there is an analysis done, mid-year, given the watering restrictions. Ms. Allen stated those numbers are looked at beginning in May, and refunds are given to their customers if there are any overall cost savings.

Councilmember Putnam stated he totally understands the TRA administration; however, he stated he does not agree with TRWD's administration of revenues.

Mayor Pro Tem Taylor questioned Ms. Allen if the numbers are reflective of the progressive increase in poplulation in the marketplace. Ms. Allen replied yes, and infrastructure replacements are constructed to meet the population growth to 2040.

Councilmember Putnam questioned Ms. Allen regarding the raw water costs from TRWD, if the cost is grossed up before it gets to TRA; and what is the premium we pay. Ms. Allen replied, for example, the rate for the 2015 budget is $1.09 per thousand gallons, and they add $1.82 to treat. She stated in 2020, TRWD is anticipating $1.55 per thousand gallons, and TRA is adding $2.08 to treat.

Councilmember Putnam stated he is trying to separate the treatment costs from the raw water costs. Ms. Allen stated those are the figures.

Mayor Pro Tem Taylor asked Ms. Allen if those are being inflated to present dollars, or for the need for expansion. Ms. Allen replied they are being inflated. She added they keep up with what is going to be needed or maintained. She stated a comprehensive master plan is being done currently for Tarrant County to meet those demands through 2050.

Mayor Pro Tem Taylor asked Ms. Allen if there may be an integration or partial integration with direct re-use of wastewater. Ms. Allen replied it is currently an ongoing discussion in the DFW area for this opportunity.

Councilmember Short stated it may not be impacting Colleyville as much as the eastern neighbors, such as the North Texas Municipal Water District (NTMWD). He then asked Ms. Allen how these two things are happening at the same time. Ms. Allen stated one of the problems with NTMWD is that they have to provide water to those customers, regardless of growth; therefore, they are seeking additional opportunities to help with their current situation.

Councilmember Short asked Ms. Allen if Dallas is in Stage One watering restrictions. Ms. Allen replied yes, and their reservoirs are at 70 percent.

PC-2 Update and discussion of the 2014 Water and Wastewater Master Plan and Water and Sewer Rate Study

Public Works Director Bob Lowry presented this item and briefed the City Council. Jeff Sober, with Garver, presented this item and briefed City Council.

Mayor Pro Tem Taylor questioned if the Hall-Johnson water tower is lower than needed for this plane. Mr. Sober replied yes, it is a factor of elevation in that tower. He stated had it had a higher elevation, it would have an elevated pressure; however, the interconnectivity of piping is a factor to consider as well.

Mayor Kelly stated he thought the L.D. Lockett ground storage tank was supposed to satisfy Colleyville's long term water storage needs. Councilmembers Hart and Wollin concurred. Mr. Sober replied that the ground storage tank (GST) is one of the best system improvements done; however, it is not the answer for the next 20 years, as it does not provide elevated storage capacity for the low pressure plane.

Councilmember Mogged questioned Mr. Sober regarding if the elevated storage tank (EST) is the second lowest option. Mr. Sober replied that the capital cost of an EST is more than the GST; however, when looking over a 20-year period, the costs are equal.

Councilmember Mogged stated the booster pump station and pipelines are more expensive. Mr. Sober added those options do not solve our pressure challenges.

Mayor Pro Tem Taylor stated even with a power outage, the gravity pulls from the EST. Mr. Sober replied yes.

Mayor Pro Tem Taylor questioned Mr. Sober regarding his percentage recommendation for emergency storage needed, other than the 15 percent, which is what is already being stored. Mr. Sober replied that is a policy decision based on public safety needs under extreme conditions. He stated there are no such standards or requirements noted in the industry.

Mayor Pro Tem Taylor stated he would like to know if 15 percent is sufficient, given emergencies may occur during the more problematic times during the day. Mr. Sober stated it could be an issue as to what may be available, but that must be a decision made by the City Council.

Councilmember Short questioned Mr. Sober regarding what is the driving factor from the high plane to the low plane, given there is no development in the low plane. Mr. Sober replied 80 percent of the water usage is in the low-pressure plane.

Councilmember Mogged questioned Mr. Sober regarding if the water usage is for the year 2040 or from 2014. Mr. Sober replied yes to both, as the graph represents current and future water usage over time.

Mayor Pro Tem Taylor questioned Mr. Sober regarding what is restricting the flow, given the current elevated storage tanks. Mr. Sober replied the pipes in the ground are restricting the flow.

Mayor Kelly questioned Mr. Sober regarding if the L.D. Lockett GST is being considered in any of these equations. Mr. Sober replied yes, all of them.

Mayor Kelly questioned Mr. Sober regarding storage, and where does the L.D. Lockett GST fit into the scenario. Mr. Sober replied it is able to solve all of the storage needs, except in the event of a loss of power, since it will rely on the pump station to get the water out of it; therefore, all that is left are the ESTs.

Mayor Kelly questioned Mr. Sober regarding if a generator will help in those situations. Mr. Sober replied yes, the water storage would be provided; however, the pressure would not be met within the entire system.

Mayor Kelly questioned Mr. Sober regarding if the EST would help with the pressure. Mr. Sober replied yes, but only for a very short period of time.

Mayor Kelly stated being concerned that the GST was not being considered in the modeling. Mr. Sober replied the GST does have the capability to supply the EST to keep them operational, and that it is necessary. Mayor Kelly stated in emergency situations, there may be a need to drop those PSI levels.

Mayor Pro Tem Taylor questioned Mr. Sober regarding what is the turnover ratio of our static capacity; how many times is the water turned over in a 24-hour cycle. Mr. Sober replied the modeling is looking at worst case and average day demands. He stated he does not know the water ratio turnover. Director Lowry stated this time of year, the tanks are not kept full as irrigation is at a minimum, and the water can be recycled.

Mayor Pro Tem Taylor asked Mr. Sober if the modeling has taken into consideration the City's CIP for improving, replacing or upsizing infrastructure. Mr. Sober replied this map includes all of the CIP projects being implemented within the master plan; therefore, this is the best case scenario.

Councilmember Short questioned Mr. Sober regarding how long the state has mandated a PSI of 35. Mr. Sober replied for a long time.

Councilmember Mogged questioned staff regarding if there is a margin of safety below the 35 PSI, relative to firefighting. Fire Chief Brian Riley replied it would not be much below that.

Mayor Pro Tem Taylor questioned staff regarding if all of the fire mains are segmented, or are they at the maximum pressure, aside from the rest of the neighborhood. City Manager Jennifer Fadden replied that fire hydrants are connected to the same water lines that serve the City.

Councilmember Mogged questioned Mr. Sober regarding if the $55 million is projected to be spent over the 20 years, or spent all at once. Mr. Sober replied there are near-term and long-term improvements outlined in the plan, and all have been ranked over time to appropriate funding for them.

Mayor Pro Tem Taylor questioned staff regarding when a four-inch meter would be used. Director Lowry replied the City currently uses four inch meters for the soccer and ball fields.

Councilmember Short questioned staff regarding why someone would have such a large meter. Director Lowry replied in order to irrigate a large area, a large amount of water would be necessary.

Councilmember Short questioned staff regarding if three or four smaller meters could do the same thing. Director Lowry replied you could not get the coverage. He stated there is an issue with watering now, with the two day a week watering, such as with the schools or playground fields.

Councilmember Mogged stated the larger meters are with the larger institutions, such as the City, churches, and schools. Director Lowry concurred and added grocery stores and restaurants.

Councilmember Mogged questioned staff regarding of the $55 million, what is needed over the next five to seven years. Director Lowry replied $33 million is needed in the next five years. Councilmember Mogged stated the open gap is somewhere around $16-17 million. Director Lowry concurred.

Councilmember Putnam stated he viewed increasing the rates to cover the City's capital improvement needs as a separate issue from the cost of water increases from TRWD/TRA. He stated when we accept the rate increases from TRWD/TRA, without challenging how they are managing their business, we are willing to be exploited, and we are agreeing to pass those rates to our residents. He stated it is so very clear that TRWD has the revenue means to not pass along all these increases, and it is inherently unfair that our residents have to subsidize economic development. He asked City Council what is the forum in which a discussion can be had with other regional partners, so that Colleyville does not have to accept the status quo.

Mayor Kelly stated we can only control what we can control, and we could go to other water sources, such as Fort Worth, but they are more expensive than TRA. He stated in the past, we have absorbed TRWD/TRA rate increases. He stated we have aging infrastructure, and so do they.

Councilmember Mogged stated there appears to be two issues: 1) there are higher marginal costs for TRWD in getting the water here; and, 2) those funds being used for economic development projects. He stated TRWD's board had already made those decisions. Councilmember Putnam stated he would like to challenge that board.

Mayor Kelly stated there may be some restrictions in place. Councilmember Putnam stated there are none. Mayor Kelly stated Mr. Owen quoted some restrictions in that the funds cannot be comingled.

Councilmember Putnam stated we are passing along increases without challenging the resource. He stated we should question what TRWD is doing with our money. Councilmember Mogged said someone should be going to those board meetings to better understand this. Councilmember Putnam agreed.

Mayor Pro Tem Taylor stated we need to know what is truly being done with the separation of these funds. He agreed we should go to their decision makers.

Councilmember Short stated there are some questions to be formulated for their attorney or staff members. City Manager Jennifer Fadden agreed.

Councilmember Putnam stated some staff energy needs to be spent to see if there is a forum to ask the questions about their funding.

Mayor Kelly stated rates have nothing to do with oil/gas lease revenue on the other side. Councilmember Putnam stated they can apply those to debt reduction rather than economic development, staff or overhead costs. Mayor Kelly stated we can do the same, but it is a choice we make, and that is a policy choice they are making.

Councilmember Putnam stated he does not agree that Colleyville residents should have to subsidize the costs to pay for Fort Worth economic development efforts. Mayor Kelly stated he did not believe any funds we are paying are being used to pay for those efforts.

Councilmember Putnam stated Mr. Owen stated there may be some cross pollination between various administrative functions, so maybe we are subsidizing those efforts.

Councilmember Putnam stated not being comfortable with passing along raw water rate increases, understanding this is what is going on with our core supplier.

Mayor Pro Tem Taylor questioned staff regarding if TRA is the only vendor for purchasing water. City Manager Jennifer Fadden stated we are contractually obligated to the TRA.

Councilmember Putnam stated we should do something other than blindly agreeing to a raw water cost increase from TRWD.

Mayor Kelly stated we do not blindly pass along those rate increases. He stated we have questioned their increases. Councilmember Putnam stated we are accepting their justification; however, he does not accept it.

Mayor Pro Tem Taylor stated we need to better understand the laws that govern TRWD's funds.

Councilmember Putnam stated we need to take an active role in understanding how TRWD's economics work, so that we can attempt to influence them. Mayor Pro Tem Taylor stated we need to learn more about the district. Councilmember Putnam agreed.

Councilmember Wollin stated she agrees with Councilmember Putnam in that we need to understand what the statute is, and what the general obligation bonds they sold actually states regarding use.

Mayor Kelly stated we are paying for what we are receiving.

Mayor Pro Tem Taylor questioned staff regarding the contracting parties for the water project. City Manager Jennifer Fadden stated there are five contracting parties for the TRA water project. Mayor Pro Tem Taylor stated they should be faced with these same issues.

Mayor Kelly stated we can seek to understand their statutes, and then query the board for how those funds are being used. He stated we have to focus on how they are using our dollars.

Councilmember Putnam stated he would like to see if there is anything that would legally prevent TRWD from using oil and gas revenues to actually offset the expenses of their Revenue Fund from the General Fund.

Mayor Pro Tem Taylor questioned staff regarding what validates the price per gallon TRWD charges. Councilmember Putnam again stated he would like to know what legally prevents them from using the oil and gas revenues to offset expenses of their Revenue Fund from the General Fund.

Mayor Kelly stated they are using it for specific items they have outlined, just as Colleyville did with its gas well revenues. Councilmember Putnam stated it is different because TRWD is using that revenue specifically for one city's economic development efforts rather than for all cities.

Mayor Pro Tem Taylor stated those properties are in Fort Worth.

Councilmember Putnam stated we do not have another supplier source as they are required to service everyone in their jurisdiction.

Mayor Pro Tem Taylor questioned staff regarding if the contract is forever. City Manager Jennifer Fadden stated Colleyville has a contract with TRA that is in place until such time as their debt service is retired. Mayor Pro Tem Taylor stated then we could seek another contract. City Manager Jennifer Fadden replied as long as TRA no longer has debt for the water project we are a part of. Councilmember Putnam stated it would never be cost effective.

Mayor Kelly stated the question to be asked of TRWD is "if the oil and gas revenues received is for that site-specific revenue to the project, or is it from other sources being funneled to that project within the general account."

Mayor Pro Tem Taylor stated he would like to know specifically what it is. Mayor Kelly agreed and stated they would find out.

City Manager Jennifer Fadden asked City Council, relative to the City's rate structure, if they would like staff to seek a legal opinion before making a decision.

Councilmember Short questioned staff if there is some urgency in making this decision. City Manager Jennifer Fadden stated making the decision now allows for time to educate the customers, and for preparing the budget.

Councilmember Short stated he would like to have the answers from TRWD prior to making a decision. Assistant City Attorney Cathy Cunningham stated some answers may go beyond statutes relative to those funds. She stated there are restrictions on those funds and it may take a little more time to get those answers.

Mayor Pro Tem Taylor said TRWD had stated there is a very broad authority to use those funds. He stated there may be a cost involved in finding out these answers, and we need to decide what we are willing to spend to get these answers. Assistant City Attorney Cathy Cunningham stated it could be a lot of work. Mayor Pro Tem Taylor stated we will need to know these costs.

Mayor Kelly stated they may have full discretion to use those revenues and; therefore, how will that affect Colleyville on the supply side.

Councilmember Putnam asked why we should be restricted to an agreement that we cannot terminate. He stated they should be concerned with producing water efficiently rather than funding economic development efforts. Assistant City Attorney Cathy Cunningham stated there may be an opportunity in making a request of their economic development records. She stated they have staff who can take care of this request. She suggested if they are making economic development efforts for just one city, then a recommendation may be made to change their economic development policy.

City Manager Jennifer Fadden asked City Council if they would like more discussion on a future agenda, relative to the elevated storage tank. Mayor Kelly stated he needed some clarification as to the benefit of keeping the 15 percent of total capacity by having the ground storage tank at L.D. Lockett pump water into the elevated storage tanks. He stated the flow would come from TRA into the ground storage tank to then be pumped into the elevated storage tanks. He stated keeping 15 percent of our capacity is ESTs becomes less of a concern, but it does not solve the pressure needed to the south.

Mayor Kelly questioned Mr. Sober regarding if power would be built into the ground storage tank. Mr. Sober explained TRA has standby generators in the event of an emergency. He stated some power can come from the Murphy station too.

Mayor Kelly questioned Mr. Sober regarding if four million gallons at the 15 percent capacity is needed for future years. Mr. Sober replied it would be a .4 million-gallon deficiency. Mayor Kelly questioned Mr. Sober regarding if that takes into account the pumping. Mr. Sober replied yes.

City Manager Jennifer Fadden stated she would not recommend a new rate structure decided on in July, and then implemented in October. She stated she did not believe one more meeting will produce a decision about the rate structure.

Mayor Pro Tem Taylor asked if the rate structure is one decision and then capacity is another. Mayor Kelly stated implementing the master plan and the City's rate structure has cost increases, outside of the pass-through rate increase, which will go into the CIP.

Councilmember Mogged stated it seems like the new structure will depend on how much debt we will take on, or pay as we go. City Manager Jennifer Fadden stated the assumption is to pay as we go, with no debt service.

Councilmember Mogged stated he would like to see the other pieces of this puzzle that would have to be funded, maybe at the first meeting in April. He asked from an execution standpoint, what are we really talking about?

Director Lowry stated it will be a risk assessment and more of a policy decision.

Mayor Kelly asked Councilmember Mogged if he would prefer to look at a particular project. City Manager Jennifer Fadden asked if he would like to see a scenario in which the $33 million could be executed in five years. Councilmember Mogged stated he would like to see what that looks like.

City Manager Jennifer Fadden asked City Council if they needed additional information relative to the elevated storage tank. Councilmember Hart stated he understands the need. Councilmember Short asked why are we just now finding out about this need for another elevated storage tank, and what prompted this revelation that this is the solution. Mr. Sober stated there has been a lot of changes since the last master plan that was done 20 years ago. He stated changes in other parts of the city does have an effect on the water demand.

Mayor Kelly recessed the Pre Council meeting at 8:05 p.m. into Executive Session.

Mayor Kelly reconvened the Pre Council meeting at 8:20 p.m.

PC-3 Discussion of the February 17, 2015, City Council regular agenda items

There was no discussion of this item.

Mayor Kelly adjourned the Pre Council meeting at 8:24 p.m.

The regular meeting of the Colleyville City Council was called to order by Mayor Kelly at 8:30 p.m.

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

City Manager Jennifer Fadden, Assistant City Manager and Chief Financial Officer Terry Leake, Executive Director of Development and Infrastructure Chris Fuller, Police Chief Mike Holder, Assistant Police Chief Robert Hinton, Fire Chief Brian Riley, Economic Development Director Marty Wieder, Recreation and Library Director Mary Rodne, Parks Manager James Hubbard, Public Works Director Bob Lowry, City Engineer Jeremy Hutt, Interim Community Development Director Adam Marsh, Communications and Marketing Director Mona Gandy, Strategic Services Manager Adrienne Lothery, Information Systems Manager Chris Pena, Assistant City Attorney Cathy Cunningham, 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 relative to Heritage Avenue right-of-way (access and Creekside plat)

Section 551.071 - Legal - Consultation with attorney on contemplated litigation (Camden Lock LLC)

Section 551.071 - Legal - Consultation with attorney regarding litigation - Billy McCullough v. City of Colleyville
Section 551.071 - Legal - Consultation with attorney regarding litigation - Michael S. Newman v. City of Colleyville and City of Keller

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

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

Mayor Kelly explained the Executive Session had been called in accordance with the Texas Government Code, Chapter 551, Subchapter D, Section 551.071, Legal, Section 551.072, Real Estate, and Section 551.087, Economic Development. He further explained there would be no decisions made or action taken during this time. The meeting was adjourned at 8:05 p.m. and reconvened at 8:06 p.m.

INVOCATION: Pastor Jeff Strickland, Colleyville Assembly of God

PLEDGE OF ALLEGIANCE: Assistant City Attorney Cathy Cunningham

2. EXECUTIVE SESSION READING AND PUBLIC HEARING: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - Resolution R-15-3844

This resolution was not needed.

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

Presentation of a donation to the Colleyville Public Library for the 2015 Summer Reading Program from the Robert J. & Helen H. Glaser Family Foundation in the amount of $10,000 - by the Colleyville Public Library Foundation, Cecilia Monacelli, President

On behalf of the Robert J. and Helen H. Glaser Family Foundation, Colleyville Public Library Foundation President Cecilia Monacelli, presented a $10,000 donation to the Library for the 2015 Summer Reading Program. Library and Recreation Director Mary Rodne expressed her appreciation to the Robert J. and Helen H. Glaser Family for the annual donation in support of the Summer Reading Program. She stated the Summer Reading Program would not be possible without this donation.

Proclamation in recognition of the Robert J. & Helen H. Glaser Family Foundation – Mayor David Kelly and Library Director Mary Rodne

Mayor David Kelly and Library Director Mary Rodne presented the Robert J. and Helen H. Glaser Family Foundation a proclamation in recognition of the support and donations provided by the Foundation. The Robert J. and Helen H. Glaser Family expressed their appreciation for the recognition.

Proclamation in recognition of the Colleyville Heritage Cheerleaders earning first place in the 2014 American School Spirit Award - Mayor David Kelly

Mayor David Kelly presented a proclamation to the Colleyville Heritage Cheerleaders in recognition of earning the 2014 American School Spirit Award. Various cheerleaders were present and expressed their appreciation to the City of Colleyville for the recognition.

In recognition of Colleyville's featured business - Studio Movie Grill, 5655 Colleyville Boulevard, Angie Roberts, Head of Private Sales and Group Events - Mayor David Kelly and Economic Development Director Marty Wieder

Mayor David Kelly and Economic Development Director Marty Wieder recognized Studio Movie Grill and Angie Roberts, Head of Private Sales and Group Events, as Colleyville's featured business. Ms. Roberts expressed her appreciation to the City of Colleyville for the recognition.

4. CONSENT: READING AND PUBLIC HEARING- Resolution R-15-3845

4a Approval of the minutes of the regular City Council meeting of February 3, 2015

4b Approval of a proposal for bank depository services with Wells Fargo Bank

Mayor Kelly read Resolution R-15-3845 in its entirety.

Mayor Kelly opened the public hearing at 8:48 p.m.

Kathy Hadley, 204 North Timberline Drive, spoke in opposition to the bank depository services with Wells Fargo Bank.

There were no others present wishing to speak and Mayor Kelly closed the public hearing at 8:49 p.m.

Mayor Kelly stated commercial banking services are different than retail banking services. Assistant City Manager/Chief Financial Officer Terry Leake explained in detail the level of service with this banking service.

Mayor Kelly stated a list can be provided to Ms. Hadley explaining those commercial banking services.

Mayor Kelly moved to approve Resolution R-15-3845. Councilmember Short seconded the motion.

The motion to approve carried by the following vote:

Aye: 7 – Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, Jody Short, and Tom Hart

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

5a Ordinance O-15-1948

Consideration of a Special Use Permit for a second hand goods shop on Lot 8A, Block 1, of the Thompson Terrace Subdivision located at 5117 Colleyville Boulevard, Suite A, Case ZC14-028

Mayor Kelly read the caption of Ordinance O-15-1948.

Interim Community Development Director Adam Marsh presented this item and briefed the City Council.

Mayor Kelly opened the public hearing at 8:52 p.m.

Sumer Morgan and Della Greener presented this item and briefed City Council.

Mayor Kelly questioned Ms. Morgan regarding if the 17 parking space requirement would pose any issues. Ms. Morgan replied no.

There were no others present wishing to speak and Mayor Kelly closed the public hearing at 8:54 p.m.

Councilmember Hart moved to approve Ordinance O-15-1948. Mayor Pro Tem Taylor seconded the motion.

The motion to approve carried by the following vote:

Aye: 7 – Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, Jody Short, and Tom Hart

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

6a Ordinance O-15-1949
Consideration for a Special Use Permit for a telecommunications tower on Lot 5R-1, Block 1, of the Andy Felps Addition, located at 4003 Colleyville Boulevard, Case ZC14-027

Mayor Kelly read the caption of Ordinance O-15-1949.

Interim Community Development Director Adam Marsh presented this item and briefed the City Council.

Mayor Kelly opened the public hearing at 9:00 p.m.

Kathy Zibilich, 8150 N. Central Expressway #1475, Dallas, presented this item and briefed the City Council.

Kathy Hadley, 204 North Timberline Drive, stated she is not opposed to the monopole design, but thought it might look better on SH121. Her speaker card indicates she is in opposition to this item.

Jeff Brand, 5217 McKinney Avenue, Dallas, spoke in opposition to this request with concerns for the aesthetics of the pole design, given he will be developing the adjacent property with restaurant uses. He stated he has concerns that the pole might fall down on someone.

There was no one else present wishing to speak and Mayor Kelly closed the public hearing at 9:12 p.m.

Mayor Kelly questioned Assistant City Attorney Cathy Cunningham regarding the federal limitations or issues for City Council. Assistant City Attorney Cathy Cunningham stated there are certain limitations on the City's zoning in which they have to work within, such as the gap in coverage. Mayor Kelly stated in terms of gap in coverage, if certain requirements are met, the request must be approved. Assistant City Attorney Cathy Cunningham stated the gap in coverage is something that will have to be considered.

Mayor Kelly questioned Ms. Zibilich regarding if there were other sites considered for the tower. Ms. Zibilich replied she did not know what other sites were considered for this request, or if the zoning on those sites would allow for it.

Mayor Kelly stated there are other towers in Colleyville such as on John McCain and in Tara Village.

Councilmember Hart stated there is a tower at the Senior Center. Mayor Kelly stated it is more of a tower with three sides, rather than a stealth tower.

Mayor Pro Tem Taylor questioned Ms. Zibilich if there will be any guy wires. Ms. Zibilich replied it will be sunk into the ground.

Mayor Pro Tem Taylor questioned Ms. Zibilich regarding at what wind speed the tower will hold before there is failure. Ms. Zibilich replied the tower is tornado proof, but they will bend in a hurricane because there is something like water pushing it over.

Mayor Pro Tem Taylor questioned Ms. Zibilich regarding who she represents. Ms. Zibilich stated she represents Verizon Wireless.

Mayor Pro Tem Taylor questioned Ms. Zibilich regarding if the site across the street was looked at. Ms. Zibilich replied there is another company that looks at the site acquisition, and she did not know if that contractor spoke with Sprouts. She stated sometimes the site is not good for engineering or the owner will not lease the property.

Councilmember Mogged questioned Ms. Zibilich regarding the diameter of the monopole base. Ms. Zibilich replied 30 inches at the widest point; however, she did not know for sure.

Councilmember Mogged questioned if a flag on the pole would interfere with the pole. Ms. Zibilich replied she did not believe it would interfere with anything.

Mayor Kelly stated the stealth monopole design is more appropriate. He encourage everyone to look at the one at Tara Village.

Mayor Kelly questioned Ms. Zibilich regarding if the March 17th continuation would allow for the 150 day period. Ms. Zibilich agreed.

Councilmember Wollin asked Mayor Kelly if the tower at Tara Village was required to be a certain color. Mayor Kelly replied yes; however, stated not knowing what color was chosen. Councilmember Wollin stated she would like to know the color. Mayor Pro Tem Taylor stated he believed it was gray, so that it would blend in with the sky.

Mayor Pro Tem Taylor stated he did not think the pole falling down is a concern.

Mayor Kelly stated he would like to make sure other sites were considered; therefore a site acquisition person may need to be present.

Ms. Zibilich stated she could bring forward an engineered design letter.

Ms. Zibilich asked City Council if they would like a site acquisition person to be present to answer any questions at the next meeting. City Councilmembers agreed.

Mayor Pro Tem Taylor stated he would like for that person to be prepared to answer any questions. Ms. Zibilich agreed.

This is the first reading of this item; therefore, City Council did not take any action on this item during this meeting.

7. RESOLUTION(S): READING AND PUBLIC HEARING

7a Resolution R-15-3846

Consideration of an appointment to the Architectural Review Commission

There was no action or discussion made on this item.

7b Resolution R-15-3847

Consideration of an appointment to the Colleyville Events Steering Committee

Mayor Kelly read Resolution R-15-3847 in its entirety.

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

There was no one present wishing to speak and Mayor Kelly closed the public hearing at 9:23 p.m.

Councilmember Wollin moved to approve Resolution R-15-3847, appointing Linda Barton to the Colleyville Events Steering Committee. Councilmember Mogged seconded the motion.

The motion to approve carried by the following vote:

Aye: 7 – Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, Jody Short, and Tom Hart

7c Resolution R-15-3848
Consideration of appointments to the Colleyville Sidewalks Committee

There was no action or discussion made on this item.

7d Resolution R-15-3849
Consideration of appointments to the Traffic Safety Advisory Committee

There was no action or discussion made on this item.

7e Resolution R-15-3850
Accepting a proposal for funding the full reconstruction of State Highway 26/Colleyville Boulevard

Mayor Kelly read Resolution R-15-3850 in its entirety.

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

Mayor Kelly opened the public hearing at 9:28 p.m.

Tom Smith, 1217 Tuscany Drive, on behalf of the Colleyville Area Chamber of Commerce, spoke in support of this resolution.

Kathy Hadley, 204 North Timberline Drive, spoke in opposition to this resolution saying she would like to keep Colleyville rural, and stated concerns about the increase in traffic and existing businesses, such as Luke's Locker, leaving Colleyville.

Bobby Lindamood, 4913 Jim Mitchell Trail West, spoke in support of this resolution, but stated having concerns for landscaping or irrigation in the medians.

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

The following persons did not wish to speak, but did register their support for this resolution: Judy Chappell, 1716 Glade Road; Elizabeth Zeitlin, 1800 Glade Road; Trip Buchwald, 1309 Ashford Court; David Medlin, 605 Montreux Avenue; and Tom Aikens, 4500 Dartmoore.

There were no other present wishing to speak and Mayor Kelly closed the public hearing at 9:41 p.m.

Mayor Kelly stated, in response to Ms. Hadley's comment, Luke's Locker is leaving Colleyville due to economic development incentives offered by Southlake. He stated staff did try to work with them to keep them in Colleyville.

Councilmember Mogged questioned staff regarding what happens after the approval and the timeline for construction. City Manager Jennifer Fadden replied staff has been told 90 days to complete the plans, and that this can happen concurrently with modifications at the regional level from the transportation improvement plan. She stated another change that will need to happen, through this process, is a modification to the metropolitan transportation plan, since it currently shows SH26 as four lanes. She stated the timeframe for that is 12 to 18 months from now. She stated realistically the earliest this project will be funded and ready to go to bid would be this fall, either September or October. She added the funding would be available between September and October. The utilities will be completed and out of the way, and by late fall or early 2016 before dirt turns. Public Works Director Bob Lowry concurred.

Councilmember Mogged questioned staff regarding if the actual construction cycle will be 30 months. City Manager Jennifer Fadden replied TxDOT has stated 30 months for construction.

Councilmember Mogged stated tonight's discussion is to consider the NCTCOG response to our request; however, there are many more discussions to be had relative to medians and curb cuts along SH26. City Manager Jennifer Fadden agreed, and stated staff is requesting City Council accept the funding proposal to complete lanes five and six as the initial project, per City Council's request in December.

Councilmember Mogged moved to approve Resolution R-15-3850. Councilmember Putnam seconded the motion.

Mayor Kelly stated NCTCOG made projections relative to traffic, both TxDOT and NCTCOG stated the current traffic count does not warrant six lanes of construction. He then explained the previous discussions relative to the roadway construction. He added it does not seem fiduciarily responsible to spend $715,000 to redesign the roadway, especially since TxDOT had agreed to the change in the cost of the plans originally. He asked City Council why the roadway needs to be expanded to six lanes, due to projections for 15 years from now and why do we want to spend money from our taxpayers' pockets for the redesign of the plans. He added he had hoped the roadway would stay as a parkway not a highway.

Councilmember Putnam stated he does not believe it will only be two and a half years of construction; therefore, if we are going to put businesses through this type of construction, it needs to be permanently future-proofed so that we never put our businesses through that again. He added if you are going to spend that amount of taxpayer, TxDOT, NCTCOG, or Colleyville money, it needs to be done right the first time, and it needs to be a permanent solution. He stated the argument is really to do nothing rather than something; however, if we are going to do something, let us make sure it lasts forever.

Mayor Kelly stated being in favor of doing improvements, since the infrastructure is failing. He stated the current traffic projections do not support a six-lane concept, it suggests a four-lane concept, but to be prudent and widen from the inside, as to not disturb the businesses on the outside. He added being in favor of this since this is our main street, not a six-lane highway situation, to preserve the Colleyville character.

Councilmember Putnam questioned staff regarding if the pass-through financing, with some amount of debt and associated interest, was the option for Phase 3. City Manager Jennifer Fadden replied that was correct, but the option City Council chose was the turn-back option.

Councilmember Short stated the turn back option was not available during the discussions we had 18 months ago; however, it has now been put on the table. Mayor Kelly concurred.

Councilmember Putnam stated this is a $1.7150 million dollar investment to future proof it now.

Councilmember Mogged stated, according to NCTCOG, the traffic levels on SH26, today, are at the 95 percentile of all four-lane highways in Texas. He stated there is an uncertainty about when there will be a need for lanes five and six; however, as part of planning, we look at 20 year horizons. He stated it would appear to make sense to complete this construction now, when traffic counts are lower rather than higher. He stated this can be done in a distinctive way and be very Colleyville-like when completed.

Mayor Kelly stated this was addressed 18 months ago, based on NCTCOG's and TxDOT's recommendations. He stated the traffic concerns will still exist moving south past Brown Trail, since it will remain four lanes. He stated having a concern that this is not fiduciarily responsible to spend money on the redesign.

Councilmember Putnam stated it is far more responsible than spending $40 million on a four-lane roadway with a center median.

Mayor Kelly stated it is our main street through Colleyville, it should not be a six-lane roadway.

Councilmember Wollin stated she concurred with Councilmember Mogged. She stated those are not hard numbers, but she does not want to be within a five percent margin, which states you must go with five or six lanes. She stated if we are going to do it, let us do it right, and do it once. She stated there is no guarantee down the road they will add the two additional lanes for us. She stated it has taken them a decade and a half now to do something that should have been done 15 years ago. She stated the turn-back option was not given to us in the beginning, and there is a non-tangible with that in that we can put our own stamp and flavor on SH26, after it is built. She stated we can make it the Colleyville Boulevard that we want it to be. We will not have to do what TxDOT says to do to it. She stated that means more to her.

Mayor Kelly stated now we are going to have to fund $1.7 million. Councilmember Wollin stated, according to a recent conference she attended, this is the new normal, in that we are going to have to help fund transportation, to not expect help from the state.

Mayor Kelly stated City Council had given direction to go with the expanded six lanes, just do four lanes, and then do the turn-back option, with no money out of our pocket. He stated that in December, City Council went with the option to have NCTCOG and TxDOT fund lanes five and six at 100 percent, no money out of our pocket.

Councilmember Putnam stated we did not all agree with the four-lane option, nor the turn-back option with a four-lane construction. Mayor Kelly stated the majority of the City Council did. Councilmember Putnam stated there would be no reason to do the four lane construction with the turn-back option.

Councilmember Short stated NCTCOG did present the fact that the current traffic numbers are at 95 percent of capacity. He stated they were not able to show us other examples of roadways at this level. He stated he would like to know what it is they would like for us to look like. He stated the community does not want that level of congestion. He stated doing this all at one time is better than doing it multiple times. He stated building the roadway from the outside in, creating the median to construct lanes later if needed, was a good alternative when that was the only thing on the table.

Mayor Kelly stated constructing six lanes was always an option too. Councilmember Short stated that was not a fiscally responsible approach until this time.

Councilmember Mogged stated the turn-back option allows us to have local control, even if it means we pay $1 million toward the construction, which takes care of the traffic congestion now and for a certain future.

Mayor Kelly stated having concerns for the community, in that this is Colleyville Boulevard, not Colleyville Highway. He stated he does not want to lose the uniqueness or character that Colleyville has.

Mayor Pro Tem Taylor stated the landscaping will be drought tolerant and low maintenance, and would be within the median. He stated the traffic counts continue to decrease, moving south on Colleyville Boulevard, given the various intersections. He stated the perception since 1998 was six lanes, but more so

Colleyville was going to be a destination, not a pass through. He stated there will still be traffic congestion south of Brown Trail, since it will remain four lanes. He stated 60 percent of the roadway was going to be done for free, with the remaining to be done through the turn-back option. He stated now we will be responsible for 100 percent of the roadway forever to get the other 40 percent, which did not make sense.

Mayor Pro Tem Taylor questioned staff regarding if the $1 million is solid from the County Commissioner’s office. City Manager Jennifer Fadden replied Commissioner Fickes has committed to providing that funding for this project; however, we do not have a contractual agreement, at this point. She stated Commissioner Fickes is on record, and the County staff has talked to our staff about moving forward with documenting that commitment.

Mayor Kelly stated Commissioner Fickes has committed to him several times that the $1 million is a hard dollar. City Manager Jennifer Fadden clarified that it was for this phase of the project. She stated City Council may recall the County has approximately $4 million in the current phase under construction.

Mayor Pro Tem Taylor stated he believed Commissioner Fickes had committed another $1 million to do Phase 2 before any of the turn back. City Manager Jennifer Fadden replied this is that $1 million.

Mayor Pro Tem Taylor questioned staff regarding if we are looking at an additional one-half million dollars on top of that. City Manager Jennifer Fadden replied nothing has been formalized beyond that $1 million commitment for this phase of the project.

Mayor Pro Tem Taylor questioned staff regarding if there is the ability to negotiate down the $715,000 for the redesign. City Manager Jennifer Fadden replied TxDOT is of the opinion that the estimate of $715,000, from the design engineer, is on the high side, and has offered to assist the City in bringing that cost down.

Mayor Pro Tem Taylor stated he knew where the Mayor was coming from; however, the turn-back option changed the game and he has accepted that Colleyville will be responsible for the roadway. He believes it will still be a destination area, even with six lanes.

Mayor Kelly re-stated he wants it to remain Colleyville Boulevard not Colleyville Highway.

Councilmember Wollin questioned staff regarding how the current businesses will be helped during construction. City Manager Jennifer Fadden explained the various programs by which the City can help those businesses, such as being a marketing and advertising arm, during the construction phase. She stated a staff person is designated to make sure the Colleyville Boulevard businesses will be assisted during this construction.

Councilmember Mogged stated having the Colleyville Chamber in support of this helps to get it done too.

Mayor Kelly applauded the Colleyville Chamber, since this will be a community effort.

Mayor Pro Tem Taylor questioned staff regarding if a staff member will be available to mobilize and help businesses remain open during the construction phases. City Manager Jennifer Fadden replied yes, we have dedicated our Construction Manager Craig Knight to be available to ensure businesses are accessible during the construction. She stated he has a working relationship with TxDOT to ensure everything runs smoothly in helping to advance this project.

Councilmember Wollin stated being in favor of daily updates to ensure everyone is in the loop. She stated Grapevine provided an option for people to sign up to get daily updates on their iPhones and such for the DFW Connector project. City Manager Jennifer Fadden replied they just need to send an email to colleyville@colleyville.com to subscribe to updates.

The motion to approve carried by the following vote:

Aye: 7 – Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, Jody Short, and Tom Hart

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

Kathy Hadley, 204 North Timberline Drive, stated having concerns for the removal of the bar ditches on Bransford Road. She stated it makes people be more careful and slow down along this roadway.

Bobby Lindamood, 4913 Jim Mitchell Trail West, stated he hopes City Council will have the same passion for the Glade Road discussion. He stated he would like someone to make an addendum for full depth reclamation on Glade Road.

David Medlin, 605 Montreux Avenue, stated the Glade Road petition was not a special interest group driven petition. He stated having concerns for the construction on SH26, and hoped City Council will get it done right.

9. REPORTS

Colleyville Library Board Meeting Minutes - October 27, 2014

Planning and Zoning Commission Meeting Minutes - January 12, 2015

Monthly Financial Report - January 2015

There was no discussion of this item.

10. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR FEBRUARY 17, 2015 - READING AND PUBLIC HEARING - RESOLUTION R-15-3851

This resolution was not needed.

11. ADJOURNMENT

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

The motion to approve carried by the following vote:

Aye: 7 – Mayor David Kelly, Mayor Pro Tem Mike Taylor, and Councilmembers Carol Wollin, Chuck Mogged, Chris Putnam, Jody Short, and Tom Hart

Mayor Kelly adjourned the City Council meeting at 10:37 p.m.

APPROVED BY A VOTE OF __ AYES, __ NAYS, AND __ ABSTENTIONS ON THIS THE 3RD DAY OF MARCH 2015.

Minutes taken and prepared by:

Amy Shelley, TRMC
City Secretary

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

Agenda Number 4b **Agenda Date** 03/03/2015 **Number** Resolution R-15-3853
Type Resolution
Department Public Works

Title

Approval of a construction contract with A & M Construction & Utilities, Inc., for Area 1 and Area 2 Water Facility Renewals, in an amount not to exceed $1,874,119.25, and authorize the city manager to execute the contract

Strategy Map Connection

F2- Invest to provide and maintain high quality public assets

Explanation

Reading and Public Hearing

The Comprehensive Five Year Capital Improvement Program (CIP) that was adopted by City Council on September 17, 2013 by attached Resolution R-13-3666 includes Area 1 (Western Trails) and Area 2 (Reagan Estates) Water Facility Renewals Projects. On April 16, 2013, City Council approved attached Resolution R-13-3618, authorizing the city manager to execute a Professional Service Agreement with Jerry Parche' Consulting Engineers, in the amount of $362,780, to design water and sanitary sewer improvements at five separate locations throughout the City. The work included in the proposed construction contract represents two of these five locations. The water renewals are necessary, due to the conditions and sizes of existing water lines and were included in the City’s 2014 Water and Wastewater Master Plan as Projects 1 and 2.

The water renewals will include the installation of approximately 7,800 linear feet of 6”-12” water lines for Area 1, and approximately 4,500 linear feet of 6”-8” water lines for Area 2. Utility relocation improvements are shown for Areas 1 and 2 on Exhibits 1 and 2, respectively; new water lines are shown in blue. Construction for the Water Facility Renewals project is anticipated to begin in April 2015 and be completed in 240 calendar days (8 months).

Staff advertised this project in the *Fort Worth Star-Telegram* on January 18 and January 25, 2015. Five bids for this project were received and opened by staff on February 5, 2015. To receive the most advantageous contract for this project, it was advertised as a "best value" contract. This allowed the City to consider several factors in selecting a contractor, including cost, personnel experience, and past performance on similar projects. Upon consideration of all criteria, A & M Construction & Utilities, Inc. was determined to be the contractor that would provide the best value to the City. The bid amount was $1,874,119.25, which was the lowest bid. This amount includes a $250,000 miscellaneous allowance, which will be used to address field changes.

Prior to the bid opening, an opinion of probable construction cost for the project was provided by Jerry Parche' Consulting Engineers. The estimated amount for the project was $1,861,071. The Recommendation of Award letter from the design engineer is attached, along with a summary of the bids and the "best value" scoring criteria and results.

Financial Impact

Area 1 (Western Trails) and Area 2 (Reagan Estates) Water Facility Renewals Projects were included in the Comprehensive Five Year Capital Improvement Program (CIP) adopted by City Council on September 17, 2013 by Resolution R-13-3666. The projects will be performed under a single contract for a total amount of $1,874,119.25. Staff has determined there is sufficient funding available in the Utility Renewal Cash Account.

Recommendation

Approve

Attachments

1. Recommendation of Award letter
2. Bid Tab
3. Resolution R-13-3618
4. Resolution R-13-3666
5. Exhibit 1-Map of Area 1 - Western Hills
6. Exhibit 2-Map of Area 2 - Reagan Estates

Jerry Parché Consulting Engineers

February 18, 2015

Mr. Dale Crown, P.E.
City of Colleyville
100 Main Street
Colleyville, Texas 76034

RE: **RECOMMENDATION OF AWARD FOR AREA 1, WATER FACILITY RENEWALS**

Dear Dale:

On Thursday, February 5, 2015 the City of Colleyville received and opened bids for construction of the referenced project. The project scope includes reconstruction of water facilities in Area 1 and Area 2. Area 1 was bid as the 'Base Bid'. Area 2 was bid as 'Add Alternate #1'. The following five (5) total bids for both Area 1 and Area 2 were received:

A & M Construction & Utilities Inc.	$1,874,119.25	240 Calendar Days.
P. C. Contractors LLC	$2,002,437.50	215 Calendar Days
Saber Development Corporation	$2,170,164.50	200 Calendar Days
Jackson Construction Ltd.	$2,736,878.10	240 Calendar Days
SYB Construction Co., Inc.	$2,817,186.00	240 Calendar Days

The bid proposal was structured as a Best Value proposal with the following categories and rating ranges:

	Rating Category	Point Value		
1.	Proposed Contract Amount	0	to	10
2.	Proposed Contract Time	0	to	4
3.	Key project personnel with similar project experience	-3	to	3
4.	References from previous performance on similar projects	-3	to	3
5.	Evaluation of Bidder's Qualification Data Sheets	-4	to	4
6.	Adequate and complete responses to requested information	-2	to	2

After review of the materials and information provided by each bidder for the above categories, the following summary matrix was developed.

Category	A & M Constr. & Utilities	P. C. Contractors	Saber Development	Jackson Construction	SYB Construction
Contract Amount	10	8	6	0	0
Contract Time	0	1	2	0	0
Key Personnel	3	3	3	3	3
References	3	2	3	3	3
Data Sheets	4	3	4	2	4
Adequate Info	2	2	2	2	2
Total	22	19	20	10	12

The results of the evaluation process indicate the A & M Construction & Utilities Inc. represents the Best Value to the City of Colleyville on this project.

We have reviewed the qualifications and information provided by A & M Construction & Utilities Inc. and have contacted their references. We have not discovered or received any information warranting the disqualification of the bid from A & M Construction & Utilities Inc. or indication that they are unqualified or incapable of performing the proposed water facility construction. The contract amount is appropriate and is within 1% of our construction cost estimate. For these reasons we support awarding the project to A & M Construction & Utilities Inc. in the amount of $1,874,119.25. The award should be contingent upon the procurement of appropriate Performance, Payment and Maintenance Bonds, as well as proof of acceptable insurance by A & M Construction & Utilities Inc.

The electronic version of the bid tabulation has been delivered to you via email. Thank you for this opportunity to be of service to the City of Colleyville. Please contact us if you have any questions or need additional information.

Sincerely,

Jerry Parche', P.E.

JP:cp

Bid Tabulation
Area 1, Water Facility Renewals
Colleyville, Texas

Bid Opening: FEBRUARY 5, 2015 2:00 pm				A&M Constr. & Utilities Inc.		P. C. Contractors LLC		Saber Development Corp.	
				4950 Grisham Dr.		P O Box 470930		P O Box 540186	
Jerry Parche Consulting Engineers				Rowlett, TX 75088		Fort Worth, TX 76147		Dallas, TX 75354-0186	
Item	**Quan**	**Unit**	**Description**	**Unit**	**Total**	**Unit**	**Total**	**Unit**	**Total**
AREA 1, WATER FACILITY RENEWALS									
101	1	LS	Mobilization & Bonds	$15,000.00	$15,000.00	$54,946.00	$54,946.00	$70,000.00	$70,000.00
102	1	LS	Stormwater Pollution Prevention Plan	$2,500.00	$2,500.00	$13,652.00	$13,652.00	$1,700.00	$1,700.00
103	1	LS	Traffic Control Plan	$3,500.00	$3,500.00	$11,817.00	$11,817.00	$7,500.00	$7,500.00
104	40	LF	12" C-900 Water Line	$49.00	$1,960.00	$37.52	$1,500.80	$70.00	$2,800.00
105	7119	LF	8" C-900 Water Line	$38.00	$270,522.00	$35.22	$250,731.18	$55.00	$391,545.00
106	7747	LF	Trench Safety	$0.50	$3,873.50	$0.88	$6,817.36	$0.50	$3,873.50
107	1	EA	16" X 8" Tapping Sleeve & Valve	$4,195.00	$4,195.00	$4,659.00	$4,659.00	$3,200.00	$3,200.00
108	1	EA	16" X 6" Tapping Sleeve & Valve	$3,700.00	$3,700.00	$3,988.00	$3,988.00	$2,650.00	$2,650.00
109	10	EA	12" X 8" Tapping Sleeve & Valve	$3,190.00	$31,900.00	$3,771.00	$37,710.00	$3,000.00	$30,000.00
110	11	EA	12" X 6" Tapping Sleeve & Valve	$2,740.00	$30,140.00	$3,034.00	$33,374.00	$2,500.00	$27,500.00
111	2	EA	12" Gate Valve	$2,335.00	$4,670.00	$2,751.00	$5,502.00	$2,000.00	$4,000.00
112	17	EA	8" Gate Valve	$1,260.00	$21,420.00	$1,571.00	$26,707.00	$1,150.00	$19,550.00
113	11	EA	Fire Hydrant Assembly with 6" Gate Valve	$3,200.00	$35,200.00	$4,786.00	$52,646.00	$3,700.00	$40,700.00
114	17	EA	Fire Hydrant Assembly without 6" Gate Valve	$2,600.00	$44,200.00	$3,956.00	$67,252.00	$2,850.00	$48,450.00
115	13	EA	Remove and Salvage Fire Hydrant	$445.00	$5,785.00	$609.00	$7,917.00	$200.00	$2,600.00
116	3	EA	Connect to Existing 6" Water Line	$1,415.00	$4,245.00	$911.00	$2,733.00	$3,200.00	$9,600.00
117	5	EA	Connect to Existing 8" Water Line	$1,558.00	$7,790.00	$1,042.00	$5,210.00	$4,300.00	$21,500.00
118	3	EA	Connect to Existing 12" Water Line	$1,870.00	$5,610.00	$1,386.00	$4,158.00	$4,500.00	$13,500.00
119	1	EA	Connect to Existing 16" Water Line	$3,250.00	$3,250.00	$3,944.00	$3,944.00	$4,000.00	$4,000.00
120	63	EA	1" Standard Water Service (Short Side)	$780.00	$49,140.00	$794.00	$50,022.00	$800.00	$50,400.00
121	77	EA	1" Standard Water Service (Long Side)	$955.00	$73,535.00	$1,273.00	$98,021.00	$1,300.00	$100,100.00
122	1	EA	2" Standard Water Service (Long Side)	$2,572.00	$2,572.00	$2,947.00	$2,947.00	$9,000.00	$9,000.00
123	8	EA	Cut and Plug Existing 6" Water Line	$490.00	$3,920.00	$479.00	$3,832.00	$1,300.00	$10,400.00
124	6	EA	Cut and Plug Existing 8" Water Line	$600.00	$3,600.00	$537.00	$3,222.00	$1,400.00	$8,400.00
125	2	EA	Cut and Plug Existing 12" Water Line	$810.00	$1,620.00	$935.00	$1,870.00	$1,800.00	$3,600.00
126	3	EA	Cut and Plug Existing 16" Water Line	$1,105.00	$3,315.00	$1,445.00	$4,335.00	$3,500.00	$10,500.00
127	1	LS	Ductile Iron Mechanical Joint Fittings	$19,000.00	$19,000.00	$38,746.00	$38,746.00	$35,000.00	$35,000.00
128	4	EA	Remove and Dispose of Existing Water Valve	$250.00	$1,000.00	$523.00	$2,092.00	$650.00	$2,600.00
129	40	EA	Remove Stack and Abandon Ex. Water Valve	$300.00	$12,000.00	$189.00	$7,560.00	$175.00	$7,000.00
130	2	EA	Remove Existing Blowoff Valve and Discard	$500.00	$1,000.00	$339.00	$678.00	$1,000.00	$2,000.00
131	5030	SY	HMAC Trench Repair	$78.00	$392,340.00	$74.03	$372,370.90	$70.00	$352,100.00
132	188	LF	Concrete Trench Repair	$95.00	$17,860.00	$38.12	$7,166.56	$15.00	$2,820.00
133	170	LF	Remove & Replace Reinf. Conc. Curb & Gutter	$15.00	$2,550.00	$16.45	$2,796.50	$20.00	$3,400.00
134	36	SY	Remove & Replace Conc. Sidewalk or Walkway	$40.00	$1,440.00	$44.02	$1,584.72	$60.00	$2,160.00
135	10	LF	Remove and Replace Concrete Valley Gutter	$15.00	$150.00	$66.20	$662.00	$22.00	$220.00
136	24	SY	Remove and Replace Reinf. Conc. Driveway	$60.00	$1,440.00	$47.00	$1,128.00	$65.00	$1,560.00
137	400	CY	Rock Cushion in excess of std. embedment	$30.00	$12,000.00	$28.00	$11,200.00	$15.00	$6,000.00
138	1843	LF	Sodding	$3.75	$6,911.25	$2.94	$5,418.42	$4.00	$7,372.00
139	1	LS	GPS Asset Date	$5,500.00	$5,500.00	$21,380.00	$21,380.00	$4,000.00	$4,000.00
140	11	EA	Adj.Water Meter Location & Con. to Ex. Service	$350.00	$3,850.00	$95.00	$1,045.00	$1,585.00	$17,435.00
141	1	LS	Construction Contingency	$250,000.00	$250,000.00	$250,000.00	$250,000.00	$250,000.00	$250,000.00
TOTAL AREA 1, WATER FACILITY RENEWALS					**$1,364,203.75**		**$1,483,341.44**		**$1,590,735.50**

Bid Tabulation
Area 1, Water Facility Renewals
Colleyville, Texas

Bid Opening: FEBRUARY 5, 2015 2:00 pm				Jackson Construction, Ltd.		SYB Construction Co. Inc.	
				5112 Sun Valley Drive		421 Compton	
Jerry Parche Consulting Engineers				Fort Worth, TX 76119		Irving, TX 75061	
Item	**Quan**	**Unit**	**Description**	**Unit**	**Total**	**Unit**	**Total**
AREA 1, WATER FACILITY RENEWALS							
101	1	LS	Mobilization & Bonds	$70,000.00	$70,000.00	$166,122.00	$166,122.00
102	1	LS	Stormwater Pollution Prevention Plan	$6,000.00	$6,000.00	$7,500.00	$7,500.00
103	1	LS	Traffic Control Plan	$12,000.00	$12,000.00	$7,500.00	$7,500.00
104	40	LF	12" C-900 Water Line	$80.00	$3,200.00	$76.00	$3,040.00
105	7119	LF	8" C-900 Water Line	$54.00	$384,426.00	$64.00	$455,616.00
106	7747	LF	Trench Safety	$0.10	$774.70	$1.00	$7,747.00
107	1	EA	16" X 8" Tapping Sleeve & Valve	$4,800.00	$4,800.00	$6,000.00	$6,000.00
108	1	EA	16" X 6" Tapping Sleeve & Valve	$4,300.00	$4,300.00	$5,500.00	$5,500.00
109	10	EA	12" X 8" Tapping Sleeve & Valve	$4,200.00	$42,000.00	$5,000.00	$50,000.00
110	11	EA	12" X 6" Tapping Sleeve & Valve	$3,600.00	$39,600.00	$4,500.00	$49,500.00
111	2	EA	12" Gate Valve	$2,500.00	$5,000.00	$2,650.00	$5,300.00
112	17	EA	8" Gate Valve	$1,400.00	$23,800.00	$1,500.00	$25,500.00
113	11	EA	Fire Hydrant Assembly with 6" Gate Valve	$4,500.00	$49,500.00	$5,250.00	$57,750.00
114	17	EA	Fire Hydrant Assembly without 6" Gate Valve	$4,900.00	$83,300.00	$5,250.00	$89,250.00
115	13	EA	Remove and Salvage Fire Hydrant	$500.00	$6,500.00	$500.00	$6,500.00
116	3	EA	Connect to Existing 6" Water Line	$2,100.00	$6,300.00	$2,000.00	$6,000.00
117	5	EA	Connect to Existing 8" Water Line	$2,200.00	$11,000.00	$2,150.00	$10,750.00
118	3	EA	Connect to Existing 12" Water Line	$2,500.00	$7,500.00	$3,250.00	$9,750.00
119	1	EA	Connect to Existing 16" Water Line	$3,300.00	$3,300.00	$5,250.00	$5,250.00
120	63	EA	1" Standard Water Service (Short Side)	$1,200.00	$75,600.00	$1,250.00	$78,750.00
121	77	EA	1" Standard Water Service (Long Side)	$2,000.00	$154,000.00	$2,150.00	$165,550.00
122	1	EA	2" Standard Water Service (Long Side)	$3,700.00	$3,700.00	$6,000.00	$6,000.00
123	8	EA	Cut and Plug Existing 6" Water Line	$900.00	$7,200.00	$1,100.00	$8,800.00
124	6	EA	Cut and Plug Existing 8" Water Line	$950.00	$5,700.00	$1,300.00	$7,800.00
125	2	EA	Cut and Plug Existing 12" Water Line	$1,100.00	$2,200.00	$2,150.00	$4,300.00
126	3	EA	Cut and Plug Existing 16" Water Line	$1,600.00	$4,800.00	$2,850.00	$8,550.00
127	1	LS	Ductile Iron Mechanical Joint Fittings	$44,000.00	$44,000.00	$27,500.00	$27,500.00
128	4	EA	Remove and Dispose of Existing Water Valve	$250.00	$1,000.00	$500.00	$2,000.00
129	40	EA	Remove Stack and Abandon Ex. Water Valve	$200.00	$8,000.00	$250.00	$10,000.00
130	2	EA	Remove Existing Blowoff Valve and Discard	$600.00	$1,200.00	$500.00	$1,000.00
131	5030	SY	HMAC Trench Repair	$120.00	$603,600.00	$87.00	$437,610.00
132	188	LF	Concrete Trench Repair	$85.00	$15,980.00	$75.00	$14,100.00
133	170	LF	Remove & Replace Reinf. Conc. Curb & Gutter	$60.00	$10,200.00	$60.00	$10,200.00
134	36	SY	Remove & Replace Conc. Sidewalk or Walkway	$65.00	$2,340.00	$57.00	$2,052.00
135	10	LF	Remove and Replace Concrete Valley Gutter	$85.00	$850.00	$76.00	$760.00
136	24	SY	Remove and Replace Reinf. Conc. Driveway	$100.00	$2,400.00	$115.00	$2,760.00
137	400	CY	Rock Cushion in excess of std. embedment	$38.00	$15,200.00	$30.00	$12,000.00
138	1843	LF	Sodding	$7.00	$12,901.00	$5.00	$9,215.00
139	1	LS	GPS Asset Date	$8,500.00	$8,500.00	$4,400.00	$4,400.00
140	11	EA	Adj.Water Meter Location & Con. to Ex. Service	$650.00	$7,150.00	$500.00	$5,500.00
141	1	LS	Construction Contingency	$250,000.00	$250,000.00	$250,000.00	$250,000.00
TOTAL AREA 1, WATER FACILITY RENEWALS					**$1,999,821.70**		**$2,043,422.00**

Bid Tabulation
Area 1, Water Facility Renewals
Colleyville, Texas

Bid Opening: FEBRUARY 5, 2015 2:00 pm				A&M Constr. & Utilities Inc.		P. C. Contractors LLC		Saber Development Corp.	
				4950 Grisham Dr.		P O Box 470930		P O Box 540186	
Jerry Parche Consulting Engineers				Rowlett, TX 75088		Fort Worth, TX 76147		Dallas, TX 75354-0186	
Item	Quan	Unit	Description	Unit	Total	Unit	Total	Unit	Total
ADD ALTERNATE #1: AREA 2, WATER FACILITY RENEWALS									
101	1	LS	Mobilization & Bonds	$5,000.00	$5,000.00	$23,737.00	$23,737.00	$35,000.00	$35,000.00
102	1	LS	Stormwater Pollution Prevention Plan	$1,200.00	$1,200.00	$4,186.00	$4,186.00	$600.00	$600.00
103	1	LS	Traffic Control Plan	$1,500.00	$1,500.00	$6,279.00	$6,279.00	$3,000.00	$3,000.00
105	4373	LF	8" C-900 Water Line	$38.00	$166,174.00	$30.60	$133,813.80	$50.00	$218,650.00
106	4464	LF	Trench Safety	$0.50	$2,232.00	$0.47	$2,098.08	$0.50	$2,232.00
109	1	EA	12" X 8" Tapping Sleeve & Valve	$3,320.00	$3,320.00	$3,627.00	$3,627.00	$3,000.00	$3,000.00
112	6	EA	8" Gate Valve	$1,265.00	$7,590.00	$1,571.00	$9,426.00	$1,150.00	$6,900.00
113	8	EA	Fire Hydrant Assembly with 6" Gate Valve	$3,200.00	$25,600.00	$4,872.00	$38,976.00	$3,700.00	$29,600.00
115	3	EA	Remove and Salvage Fire Hydrant	$445.00	$1,335.00	$823.00	$2,469.00	$200.00	$600.00
117	1	EA	Connect to Existing 8" Water Line	$1,558.00	$1,558.00	$1,105.00	$1,105.00	$1,400.00	$1,400.00
120	17	EA	1" Standard Water Service (Short Side)	$780.00	$13,260.00	$788.00	$13,396.00	$800.00	$13,600.00
121	19	EA	1" Standard Water Service (Long Side)	$955.00	$18,145.00	$1,349.00	$25,631.00	$1,200.00	$22,800.00
123	3	EA	Cut and Plug Existing 6" Water Line	$490.00	$1,470.00	$856.00	$2,568.00	$1,300.00	$3,900.00
124	1	EA	Cut and Plug Existing 8" Water Line	$600.00	$600.00	$1,095.00	$1,095.00	$1,400.00	$1,400.00
127	1	LS	Ductile Iron Mechanical Joint Fittings	$6,000.00	$6,000.00	$10,522.00	$10,522.00	$8,000.00	$8,000.00
129	3	EA	Remove Stack and Abandon Ex. Water Valve	$300.00	$900.00	$139.00	$417.00	$175.00	$525.00
131	2663	SY	HMAC Trench Repair	$78.00	$207,714.00	$74.43	$198,207.09	$70.00	$186,410.00
132	107	LF	Concrete Trench Repair	$76.00	$8,132.00	$40.67	$4,351.69	$15.00	$1,605.00
137	250	CY	Rock Cushion in excess of std. embedment	$50.00	$12,500.00	$28.53	$7,132.50	$15.00	$3,750.00
138	3974	LF	Sodding	$3.75	$14,902.50	$2.85	$11,325.90	$3.00	$11,922.00
139	1	LS	GPS Asset Date	$33.00	$33.00	$14,168.00	$14,168.00	$3,000.00	$3,000.00
140	11	EA	Adj.Water Meter Location & Con. to Ex. Service	$350.00	$3,850.00	$95.00	$1,045.00	$1,585.00	$17,435.00
142	2	EA	Cut & Plug Existing 2" Water Line	$400.00	$800.00	$276.00	$552.00	$800.00	$1,600.00
143	180	SY	Gravel Driveway Repair	$30.00	$5,400.00	$11.95	$2,151.00	$10.00	$1,800.00
144	1	EA	Remove & Reconstruct Brick Mailbox	$700.00	$700.00	$817.00	$817.00	$700.00	$700.00
TOTAL ADD ALTERNATE #1, AREA 2, WATER FACILITY RENEWALS					**$509,915.50**		**$519,096.06**		**$579,429.00**
	TOTAL AREA 1 AND AREA 2				**$1,874,119.25**		**$2,002,437.50**		**$2,170,164.50**

Bid Tabulation
Area 1, Water Facility Renewals
Colleyville, Texas

Bid Opening: FEBRUARY 5, 2015 2:00 pm				Jackson Construction, Ltd.		SYB Construction Co. Inc.			
				5112 Sun Valley Drive		421 Compton			
Jerry Parche Consulting Engineers				Fort Worth, TX 76119		Irving, TX 75061			
Item	**Quan**	**Unit**	**Description**	**Unit**	**Total**	**Unit**	**Total**		
ADD ALTERNATE #1: AREA 2, WATER FACILITY RENEWALS									
101	1	LS	Mobilization & Bonds	$25,000.00	$25,000.00	$71,312.00	$71,312.00		
102	1	LS	Stormwater Pollution Prevention Plan	$2,000.00	$2,000.00	$5,000.00	$5,000.00		
103	1	LS	Traffic Control Plan	$5,000.00	$5,000.00	$5,000.00	$5,000.00		
105	4373	LF	8" C-900 Water Line	$54.00	$236,142.00	$64.00	$279,872.00		
106	4464	LF	Trench Safety	$0.10	$446.40	$1.00	$4,464.00		
109	1	EA	12" X 8" Tapping Sleeve & Valve	$4,200.00	$4,200.00	$4,500.00	$4,500.00		
112	6	EA	8" Gate Valve	$1,400.00	$8,400.00	$1,500.00	$9,000.00		
113	8	EA	Fire Hydrant Assembly with 6" Gate Valve	$4,500.00	$36,000.00	$5,250.00	$42,000.00		
115	3	EA	Remove and Salvage Fire Hydrant	$500.00	$1,500.00	$500.00	$1,500.00		
117	1	EA	Connect to Existing 8" Water Line	$2,200.00	$2,200.00	$2,150.00	$2,150.00		
120	17	EA	1" Standard Water Service (Short Side)	$1,100.00	$18,700.00	$950.00	$16,150.00		
121	19	EA	1" Standard Water Service (Long Side)	$2,000.00	$38,000.00	$1,850.00	$35,150.00		
123	3	EA	Cut and Plug Existing 6" Water Line	$900.00	$2,700.00	$1,100.00	$3,300.00		
124	1	EA	Cut and Plug Existing 8" Water Line	$950.00	$950.00	$1,300.00	$1,300.00		
127	1	LS	Ductile Iron Mechanical Joint Fittings	$10,000.00	$10,000.00	$10,000.00	$10,000.00		
129	3	EA	Remove Stack and Abandon Ex. Water Valve	$200.00	$600.00	$250.00	$750.00		
131	2663	SY	HMAC Trench Repair	$105.00	$279,615.00	$87.00	$231,681.00		
132	107	LF	Concrete Trench Repair	$85.00	$9,095.00	$75.00	$8,025.00		
137	250	CY	Rock Cushion in excess of std. embedment	$38.00	$9,500.00	$30.00	$7,500.00		
138	3974	LF	Sodding	$7.00	$27,818.00	$5.00	$19,870.00		
139	1	LS	GPS Asset Date	$5,000.00	$5,000.00	$2,800.00	$2,800.00		
140	11	EA	Adj.Water Meter Location & Con. to Ex. Service	$650.00	$7,150.00	$500.00	$5,500.00		
142	2	EA	Cut & Plug Existing 2" Water Line	$400.00	$800.00	$750.00	$1,500.00		
143	180	SY	Gravel Driveway Repair	$28.00	$5,040.00	$23.00	$4,140.00		
144	1	EA	Remove & Reconstruct Brick Mailbox	$1,200.00	$1,200.00	$1,300.00	$1,300.00		
TOTAL ADD ALTERNATE #1, AREA 2, WATER FACILITY RENEWALS					**$737,056.40**		**$773,764.00**		
	TOTAL AREA 1 AND AREA 2				**$2,736,878.10**		**$2,817,186.00**		

RESOLUTION R-13-3618

A RESOLUTION APPROVING CITY COUNCIL ACTION UNDER CONSENT ITEMS AT THE REGULAR CITY COUNCIL MEETING OF APRIL 16, 2013

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

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

Sec. 1. THAT the agenda decisions approved by City Council action under Consent Items as follows are hereby adopted:

a. Approval of the minutes of the regular City Council meeting of April 2, 2013

b. Approval of an Engineering Services Agreement with Jerry Parche' Consulting Engineers, for the design of water and sewer line rehabilitation, in the amount of $362,780, and authorize the city manager to execute the agreement

c. Approval of a construction contract with 3D Paving and Contracting, LLC, for the Fiscal Year 2013 Sidewalk Improvement Project, in an amount not to exceed $79,787.50, and authorize the city manager to execute the contract

d. Approval an Interlocal Agreement with Tarrant County to expand and modify the West Nile Virus Surveillance and Response Program, and authorize the city manager to execute the agreement

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF 7 AYES, 0 NAYS, AND 0 ABSTENTIONS ON THIS THE 16TH DAY OF APRIL 2013.

ATTEST:

Amy Shelley
Amy Shelley
City Secretary

CITY OF COLLEYVILLE

David Kelly
David Kelly
Mayor

RESOLUTION R-13-3666

A RESOLUTION ADOPTING A COMPREHENSIVE FIVE YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 2014-2018 FOR THE CITY OF COLLEYVILLE, TEXAS

WHEREAS, planning for capital expenditures is an essential function of local government; and

WHEREAS, a multi-year capital improvement program is an important communication tool for residents and businesses; and

WHEREAS, a multi-year capital improvement program is a valuable tool in addressing infrastructure renewal and replacement needs and an essential part of the City's financial planning.

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

Sec. 1. THAT the Fiscal Year 2014-2018 Capital Improvement Program attached as Exhibit "A", is hereby adopted.

Sec. 2. THAT the Capital Improvement Program will be reviewed and updated on an annual basis, or as otherwise necessary.

Sec. 3. THAT changes to the Capital Improvement Program will require approval of the City Council.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF 7 AYES, 0 NAYS, AND 0 ABSTENTIONS ON THIS THE 17TH DAY OF SEPTEMBER 2013.

ATTEST:

Amy Shelley
Amy Shelley, TRMC
City Secretary

COLLEYVILLE CITY COUNCIL

David Kelly
David Kelly
Mayor

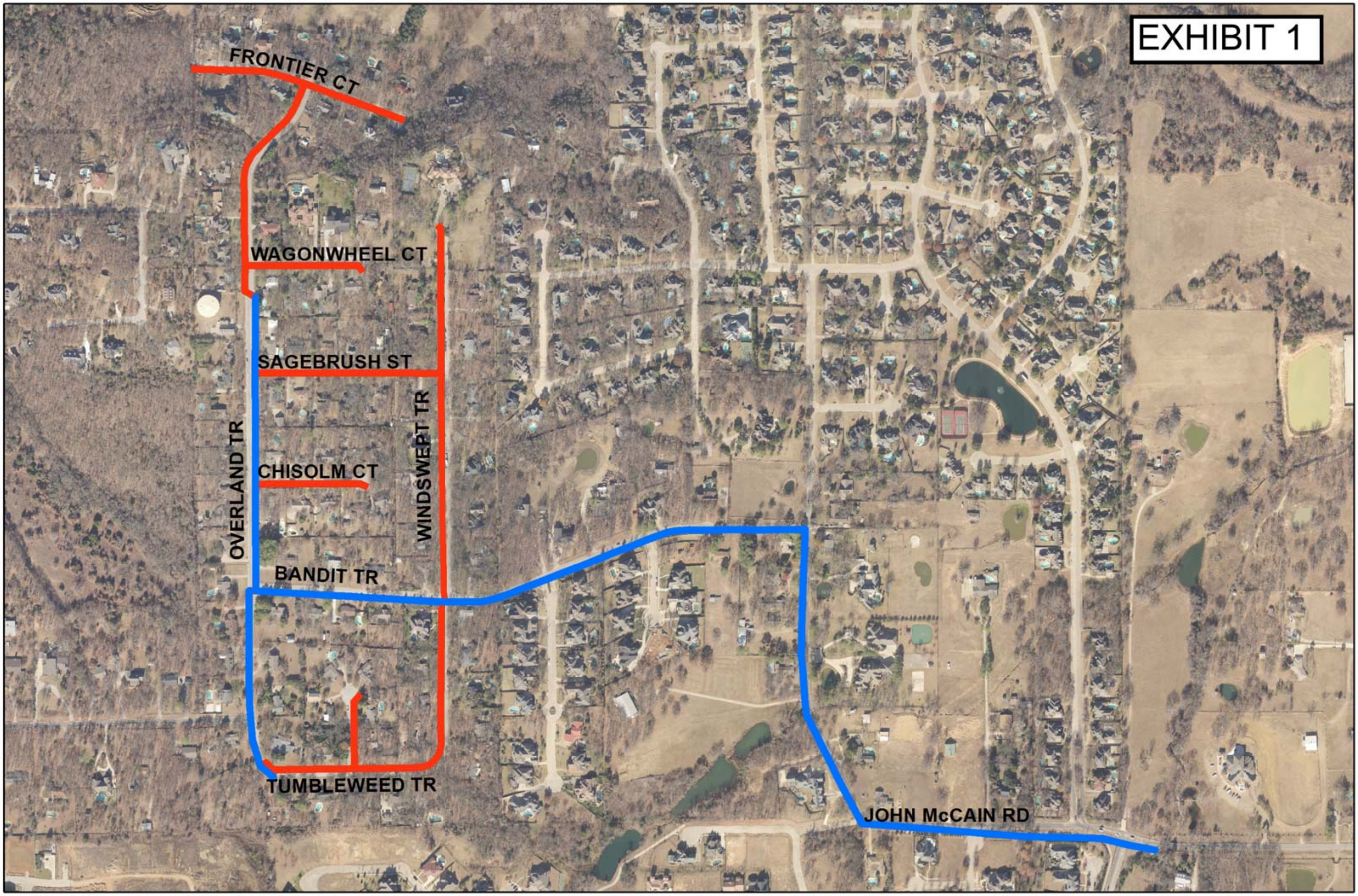
EXHIBIT "A"

City of Colleyville

Capital Improvement Program
FY 2014 to FY 2018

#	Code	Project Title	Project Category	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	
				Project Costs					
1	ST14-001	Reconstruct Kingston Estates	Streets - Reconstruction	$ 1,879,814	$ -	$ -	$ -	$ -	
2	ST14-002	Rehabilitate Lavaca Trail - 2014 County Project	Streets - Rehabilitation	$ 151,000	$ -	$ -	$ -	$ -	
3	ST14-003	Rehabilitate Streets in Jewel Estates Subdivision	Streets - Rehabilitation	$ 575,806	$ -	$ -	$ -	$ -	
4	ST14-004	Construct Jackson Cheek-Sparger Roundabout	Streets - Intersection Improvements	$ 2,153,433	$ -	$ -	$ -	$ -	
5	ST14-005	Design of Frontier Court Reconstruction	Streets - Reconstruction	$ 130,000	$ -	$ -	$ -	$ -	
6	ST14-006	Reconstruct Pleasant Run: Veranda to Bogart	Streets - Reconstruction	$ 1,054,865	$ -	$ -	$ -	$ -	
7	ST14-007	Construction SH26 Phase I Enhancements	Streets - Reconstruction	$ 333,250	$ -	$ -	$ -	$ -	
8	ST14-008	Construct SH26, Phase II	Streets - Reconstruction	$ 14,000,000	$ -	$ -	$ -	$ -	
9	ST14-009	2014 Miscellaneous Concrete Repairs	Other	$ 422,300	$ -	$ -	$ -	$ -	
10	ST14-010	Final Design of Glade Road	Streets - Reconstruction	$ 701,000	$ -	$ -	$ -	$ -	
11	UT14-001	Upsize Utility Lines - Western Trails	Utilities - Waterline Renewals/Upsizing	$ 886,979	$ -	$ -	$ -	$ -	
12	RC14-001	Design of Senior Center Renovation	Facility-Rehabilitation	$ 125,000	$ -	$ -	$ -	$ -	
13	PK14-001	Construct Cottonbelt Trail - Phase 3	Parks	$ 230,000	$ -	$ -	$ -	$ -	
14	FA14-001	Clean and Seal Exterior Stone City Hall/Library	Facility-Rehabilitation	$ 300,000	$ -	$ -	$ -	$ -	
15	ST14-011	Pavement Markings	Streets - Rehabilitation	$ 100,000	$ -	$ -	$ -	$ -	
16	PK14-002	Improvements @ Trailhead	Parks	$ 100,000	$ -	$ -	$ -	$ -	
17	ST14-012	Glade Road ROW Acquisition	Streets - Reconstruction	$ 3,000,000	$ -	$ -	$ -	$ -	
18	ST14-013	Construct Roundabout at Bedford and Cheek-Sparger	Streets - Intersection Improvements	$ 800,000	$ -	$ -	$ -	$ -	
19	PK14-003	Landscape & Amenity Upgrades	Parks	$ 175,000	$ -	$ -	$ -	$ -	
				$ 27,118,446	**$ -**	**$ -**	**$ -**	**$ -**	
1	UT15-001	Upsize Utility Lines - Reagan Estates	Utilities - Waterline Renewals/Upsizing	$ -	$ 650,209	$ -	$ -	$ -	
2	OT15-001	Install Quiet Zones at Three RR Crossings	Other	$ -	$ 1,600,921	$ -	$ -	$ -	
3	OT15-002	Reconstruct Whites Chapel Road Bridge	Other	$ -	$ 150,000	$ -	$ -	$ -	
4	ST15-001	2015 Miscellaneous Concrete Repairs	Other	$ -	$ 422,300	$ -	$ -	$ -	
5	ST16-002	Reconstruct Streets in Western Trails	Streets - Reconstruction	$ -	$ 1,377,058	$ -	$ -	$ -	
6	ST15-003	Rehabilitate Jackson Road - 2015 County Project	Streets - Rehabilitation	$ -	$ 151,000	$ -	$ -	$ -	
7	ST15-004	Design Pleasant Run: Shelton to Tinker	Streets - Reconstruction	$ -	$ 91,000	$ -	$ -	$ -	
8	OT15-003	Reconstruct Bedford Road Retaining Wall	Other	$ -	$ 300,050	$ -	$ -	$ -	
9	ST15-005	Pavement Markings	Streets - Rehabilitation	$ -	$ 100,000	$ -	$ -	$ -	
10	PK15-001	Construct New Trail	Parks	$ -	$ 150,000	$ -	$ -	$ -	
11	ST15-006	Construct Glade Road	Streets - Reconstruction	$ -	$ 3,507,875	$ -	$ -	$ -	
12	PK15-002	Construct Cottonbelt Trail Spur	Parks	$ -	$ 165,000	$ -	$ -	$ -	
				$ -	**$ 8,665,413**	**$ -**	**$ -**	**$ -**	
1	ST16-001	Reconstruct Pleasant Run: Shelton to Tinker	Streets - Reconstruction	$ -	$ -	$ 856,167	$ -	$ -	
2	ST16-002	Rehabilitate Streets in Western Trails Subdivision	Streets - Rehabilitation	$ -	$ -	$ 737,770	$ -	$ -	
3	ST16-003	Design Pleasant Run: Tinker to John McCain	Streets - Rehabilitation	$ -	$ -	$ 201,000	$ -	$ -	
4	ST16-004	2016 Miscellaneous Concrete Repair	Other	$ -	$ -	$ 422,300	$ -	$ -	
5	ST16-005	Rehabilitate Bandit Trail - 2016 County Project	Streets - Rehabilitation	$ -	$ -	$ 151,000	$ -	$ -	
6	UT16-001	Upsize Utility Lines, Sunrise Terrace/Brighton Oaks	Utilities - Waterline Renewals/Upsizing	$ -	$ -	$ 1,833,320	$ -	$ -	
7	ST16-006	Design Pleasant Run: John McCain to North City Limits	Streets - Reconstruction	$ -	$ -	$ 131,000	$ -	$ -	
8	PK16-001	Construct New Trail	Parks	$ -	$ -	$ 150,000	$ -	$ -	
9	ST16-007	Pavement Markings	Streets - Rehabilitation	$ -	$ -	$ 100,000	$ -	$ -	
10	ST16-008	Construct Glade Road	Streets - Reconstruction	$ -	$ -	$ 2,479,250	$ -	$ -	
						$ 7,061,807			
1	UT17-001	Upsize Utility Lines - Woodbriar/Qualicrest Estates	Utilities - Waterline Renewals/Upsizing	$ -	$ -	$ -	$ 1,697,035	$ -	
2	ST17-001	2017 Miscellaneous Concrete Repair	Other	$ -	$ -	$ -	$ 414,050	$ -	
3	ST17-002	Rehabilitate Street TBD - 2017 County Project	Streets - Reconstruction	$ -	$ -	$ -	$ 151,000	$ -	
4	ST17-003	Rehabilitate Streets Pecan Park and Sand Oaks	Streets - Rehabilitation	$ -	$ -	$ -	$ 1,516,064	$ -	
5	ST17-004	Construct Glade Road	Streets - Reconstruction	$ -	$ -	$ -	$ 1,503,375	$ -	
6	ST17-005	Design Reconstruction of Roberts Road	Streets - Reconstruction	$ -	$ -	$ -	$ 100,000	$ -	
7	PK17-001	Construct New Trail	Parks	$ -	$ -	$ -	$ 150,000	$ -	
				$ -	**$ -**	**$ -**	**$ 5,531,524**	**$ -**	
1	ST18-001	Rehabilitate Streets in Woodbriar, Quail Crest Estates	Streets - Rehabilitation	$ -	$ -	$ -	$ -	$ 1,443,269	
2	ST18-002	2018 Miscellaneous Concrete Repair	Other	$ -	$ -	$ -	$ -	$ 264,050	
3	ST18-003	Rehabilitate Streets TBD - 2018 County Road Project	Streets - Reconstruction	$ -	$ -	$ -	$ -	$ 151,000	
4	ST18-005	Reconstruct Pleasant Run: Tinker to John McCain	Streets - Reconstruction	$ -	$ -	$ -	$ -	$ 2,099,959	
5	PK18-001	Construct Pleasant Run Trail	Parks	$ -	$ -	$ -	$ -	$ 300,000	
6	ST18-006	Construct Glade Road	Streets - Reconstruction	$ -	$ -	$ -	$ -	$ 1,002,250	
								$ 5,260,528	
			Five Year Total:	**$ 27,118,446**	**$ 8,665,413**	**$ 7,061,807**	**$ 5,531,524**	**$ 5,260,528**	**$ 53,637,719**

	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	
CITY FUNDING	**Proposed Funding**					
Capital Project Transfer for Street Rehab *(PROJECTED AVAILABLE: $1,667,000)*	$ 1,652,656	$ -	$ -	$ -	$ -	$ 1,652,656
CEDC (Parks, Trails & Libraries)	$ 904,000	$ 315,000	$ 150,000	$ 150,000	$ 300,000	$ 1,819,000
COG/TxDOT/County	$ 175,000	$ -	$ -	$ -	$ -	$ 175,000
County Bond Program	$ 535,415	$ -	$ -	$ -	$ -	$ 535,415
Crime Tax	$ -	$ -	$ -	$ -	$ -	$ -
Drainage Fund	$ 200,000	$ -	$ -	$ -	$ -	$ 200,000
Perimeter Street Fees	$ 676,587	$ -	$ 236,546	$ 9,394	$ -	$ 922,527
General Fund *(PROJECTED AVAILABLE: $2.4M/YEAR = $12M)*	$ 2,262,959	$ 2,491,408	$ 2,362,691	$ 2,171,720	$ 2,758,278	$ 12,047,056
Grants/Other	$ -	$ -	$ -	$ -	$ -	$ -
NCTCOG	$ 349,320	$ -	$ -	$ -	$ -	$ 349,320
Parkland Dedication Fund and Voluntary Park Fund	$ 230,000	$ -	$ -	$ -	$ -	$ 230,000
Roadway Impact - West District	$ -	$ -	$ -	$ -	$ -	$ -
Roadway Impact - East District	$ 222,964	$ -	$ -	$ -	$ -	$ 222,964
Tomorrow Fund	$ -	$ -	$ -	$ -	$ -	$ -
Utility Fund	$ 962,131	$ 597,593	$ 1,833,320	$ 1,697,035	$ -	$ 5,090,079
Wastewater Impact Fees	$ -	$ -	$ -	$ -	$ -	$ -
Water Impact Fees	$ 62,458	$ 52,616	$ -	$ -	$ -	$ 115,074
End of Year Transfer to GF	$ 958,250	$ 100,000	$ -	$ -	$ 1,200,000	$ 2,258,250
	$ 9,191,740	**$ 3,556,617**	**$ 4,582,557**	**$ 4,028,149**	**$ 4,258,278**	**$ 25,617,341**
NON-CITY FUNDING						
FWHA/TxDOT/Other	$ 14,800,000	$ 1,280,737	$ -	$ -	$ -	$ 16,080,737
Other: FWTA	$ -	$ 320,184	$ -	$ -	$ -	$ 320,184
TIF	$ 3,126,707	$ 3,507,875	$ 2,479,250	$ 1,503,375	$ 1,002,250	$ 11,619,457
	$ 17,926,707	**$ 5,108,796**	**$ 2,479,250**	**$ 1,503,375**	**$ 1,002,250**	**$ 28,020,378**
TOTAL FUNDING	**$ 27,118,447**	**$ 8,665,413**	**$ 7,061,807**	**$ 5,531,524**	**$ 5,260,528**	**$ 53,637,719**



CITY OF COLLEYVILLE TEXAS

Western Trails
Area 1

Water Improvements

Transfer Services to Existing Lines

Proposed Water Lines

Reagan Estates
Area 2

CITY OF
COLLEYVILLE
TEXAS

Water Improvements

Proposed Water Lines

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

Agenda Number 4c **Agenda Date** 03/03/2015 **Number** Resolution R-15-3853
Type Resolution
Department Engineering

Title
Approval of an Interlocal Agreement withthe City of North Richland Hills for cooperative purchasing of goods andservices, and authorize the city manager to execute the agreement

Strategy Map Connection
B3- Utilize partnerships to implement cost-effective service solutions

Explanation
Reading and Public Hearing

In the State of Texas, an interlocal agreement establishes a cooperative purchasing program, allowing for multiple cities to purchase goods and services under a competitively bid contract pursuant to the Texas Local Government Code, Subchapter F, Chapter 271. The cities of Colleyville, North Richland Hills, and Fort Worth, entered into an Interlocal Governmental Contract for Purchasing, (attached) on August 21, 1998. The contract has continued to automatically renew, as none of the parties have filed a written notice to withdraw.

In preparing for the micro-resurfacing contract, City staff determined utilization of the North Richland Hills contract would provide significant savings. Staff reviewed the interlocal contract and noted the contract is between the three cities, however, the contract was written as being between the City of Fort Worth and the City of Colleyville. Staff contacted the City of North Richland Hills, who verified the contract is between the three cities, however, their contract was also written as being between the City of Fort Worth and the City of North Richland Hills. Both cities agreed a new interlocal agreement between the cities of Colleyville and North Richland Hills would eliminate future confusion and be of financial benefit. The attached proposed Interlocal Agreement will allow the cities of Colleyville and North Richland Hills to purchase goods and services at a reduced cost because of the higher volume of quantities purchased. This agreement is not specific to any one type of good or service and may be used for any goods or services purchased by the cities. The agreement is for a period of 12 months and automatically renews every 12 months unless terminated by either party.

The City of North Richland Hills has placed this item on the March 2, 2015 City Council agenda under consent with staff recommending approval.

Financial Impact
There will be a cost savings realized for all purchases under the Interlocal Agreement due to purchasing in larger quantities.

Recommendation
Approve

Attachments
1. 1998 Interlocal Governmental Contract for Purchasing
2. Proposed Interlocal Agreement between City of Colleyville and City of North Richland Hills

CITY SECRETARY
CONTRACT NUMBER 24159

INTERLOCAL GOVERNMENTAL CONTRACT FOR PURCHASING

CITY OF FORT WORTH

AND

CITY OF COLLEYVILLE

This contract is made and entered into this ________ day of ________, 1998 by and between the City of Colleyville Texas, a governmental agency, (hereinafter referred to as Colleyville), acting by and through its duly authorized Mayor, Richard Newton, and the City of Fort Worth, (hereinafter referred to as Fort Worth) acting by and through Charles Boswell, its duly authorized Assistant City Manager.

WHEREAS, Colleyville and Fort Worth (hereinafter collectively referred to as the "parities" or either "party") are political subdivisions of the State of Texas authorized to contract with each other relative to governmental functions and services by the Interlocal Cooperating Act, Texas Government Code, Chapter 791; and

WHEREAS, the parties believe that cooperating in the purchasing of various goods, materials, equipment and supplies which both parties use in carrying out their governmental functions and services will enable the parties to obtain these goods, materials, equipment and supplies in better terms and/or prices than by making such purchases individually, and both desire to increase efficiency and effectiveness of such purchasing by acting joint in competitively procuring selected goods, materials, equipment and supplies.

NOW, THEREFORE, for and in consideration of the mutual promises and covenants contained herein, the parties agree as follows:

1.
AGREEMENT

This Contract shall be for a term of one (1) year beginning on June 26, 1998, and ending on Sept. 30, 1999. This Contract shall automatically renew for one (1) year terms thereafter unless one party gives written notice to the other party of its desire not to renew. The written notice required shall be at least sixty (60) days prior to the expiration of an existing one year term.

2.
SCOPE AND IMPLEMENTATION

It is the intent of the parties that the joint or cooperative purchasing through each other's contracts will be as broad as is allowed by applicable state statutes. Unless otherwise prevented by law, it is the intent of the parties that the two may take part in joint purchase for any goods and services they may need to carry out their governmental functions, and that either one will use reasonable efforts to allow the other to make purchases under its contracts. In each instance, however, there shall be a "purchasing agreement" or "purchase order" issued by the entity desiring to make the purchase, and agreed to or countersigned by the entity having the contract with the supplier of goods or services, or which is the lead entity in that contract, which purchasing agreement or purchase order shall specify the supply contract in question and set out any and all terms and conditions appropriate to such joint purchase. The purchasing agreement or purchase order shall be acknowledged by the supplier and shall be considered as being issued under this agreement and shall be subject to all of the terms and conditions of this agreement without the necessity of those being set out or specifically referred to in such purchasing agreement or purchase order.

3.
COMPENSATION

The parties agree to share the cost of the respective joint solicitations in a fair and equitable manner, to be agreed upon in connection with each such solicitation.

4.
COMPLIANCE WITH LAWS

The parties hereby agree to abide by and obey all applicable local, state and federal laws and requirements, which apply to their respective procurement policies. It is specifically understood and agreed that whichever party is handling the preparation and processing of the joint invitations for bid shall comply with all legal requirements for competitive bidding which are applicable to both parties.

5.
NOTICES

Any notices or other communication required or allowed to be given by one party to the other pursuant to this Contract shall be hand delivered or mailed by United States Postal Service, proper postage affixed to the addresses shown below:

To City of Fort Worth:

Purchasing Manager
City of Fort Worth
1000 Throckmorton
Fort Worth, Texas 76102

To ______________

6.
GOVERNING LAW AND VENUE

This contract shall be governed by and interpreted on accordance with the laws of the State of Texas. This contract is entered into and is to be performed, wholly or in part, in the State of Texas and in Tarrant County, Texas. In any action brought under the contract, venue shall be exclusively in Tarrant County, Texas. In the event that any portion of this contract shall be found to be contrary to law, it is the intent of the parties hereto that the remaining portions shall remain valid and in full force and effect to the extent possible.

7.
MISCELLANEOUS PROVISIONS

By execution of this contract, each party represents to the other that:

a. In performing its duties and obligations hereunder, it will be carrying out one or more governmental functions or services which it is authorized to perform;

b. The undersigned officer or agent of the party has been properly authorized by that part's governing body to execute this contract and that any necessary resolutions extending such authority have been duly passed and are now in effect;

c. All payments required or permitted to be made by a party will be made from current revenues available to the paying party; and

d. All payments provided at be hereunder by one party to the other shall be such amounts as to fairly compensate the other party for the services or functions performed hereunder.

8.
CONSTRUCTION OF CONTRACT

This contract represents the full, final and complete agreement of the parties related to its subject matter and may not be added to, contradicted or otherwise modified by evidence of prior or contemporaneous agreement or subsequent oral agreements or statements of either of the parties, nor by any writing not signed by both parties after the date of this contract. No representations, inducements, promises, or agreements, oral or otherwise, not embodied or incorporated herein shall be of any force or effect. In case if any apparent ambiguity or conflict among any of the terms or provisions of this contract, they shall be construed as nearly as possible as to effectuate each and all of such terms or provisions keeping in mind that the overriding purpose of this contract is the public purpose of increasing the efficiency and effectiveness of the respective purchases of goods, materials, equipment and supplies by the parties

IN WITNESS WHEREOF, the Parties hereto have executed this contract on this date, the 21 day of August, 1998.

By: ______
NAME Richard Newton
TITLE Mayor

ATTEST:

By: Jean Harris
NAME Jean Harris
TITLE City Secretary

APPROVED AS TO FORM AND LEGALITY

BY: ______
NAME Ross Foster
TITLE City Attorney

City of Fort Worth

By: ______
Bob Terrell
City Manager

ATTEST:

By: Alice Pearson
NAME ______
City Secretary

APPROVED AS TO FORM AND LEGALITY

By: ______
NAME Gary Steinberger
Ast. City Attorney

P-8675
Contract Authorization

8-18-98
Date

City of Fort Worth, Texas
Mayor and Council Communication

Date	Reference Number	Log Name	Page
8/18/98	**P-8675	98-0274	1 of 1
Subject	AUTHORIZE AN INTERLOCAL AGREEMENT FOR THE PURCHASE OF GOODS AND SERVICES BETWEEN THE CITIES OF FORT WORTH, COLLEYVILLE, AND NORTH RICHLAND HILLS		

RECOMMENDATION:
It is recommended that the City Council authorize the City Manager to execute an interlocal agreement for the purchase of goods and services between the cities of Fort Worth, Colleyville and North Richland Hills.

DISCUSSION:
PURPOSE – This authorization would allow the cities of Fort Worth, Colleyville, and North Richland Hills to take advantage of favorable pricing obtained through the competitive bidding process.

BID DISCUSSION – The Texas Governmental Code Chapter 271 authorizes political subdivisions to contract with each other relative to governmental functions and services such as purchasing. The City's Law Department has deemed interlocal agreements for cooperative purchasing acceptable.

The cities of Fort Worth, Colleyville, and North Richland Hills will be purchasing goods and/or services through this interlocal agreement for no specific time period, according to City ordinance, state law, and administrative regulation. This agreement will remain in effect until one of the three cities submits a written request to cease the interlocal agreement.

Goods or services the City of Fort Worth and the cities of Colleyville and North Richland Hills wish to purchase through the interlocal agreement will be done according to state law, City ordinances and administrative regulation.

FISCAL INFORMATION/CERTIFICATION:
The Finance Director certifies that this M&C will have no material effect on City funds.

CB:j
BQN/98-0274 /KDK

Submitted for City Manager's Office by:	FUND	ACCOUNT	CENTER	AMOUNT	CITY SECRETARY
	(to)				
Charles Boswell 8511					
Originating Department Head:					
Jim Keyes 8517	(from)				
Additional Information Contact:					
Pat Diffee/Acting Purchasing Mgt. 8537					

INTERLOCAL AGREEMENT

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

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

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

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

WHEREAS, **COLLEYVILLE and NORTH RICHLAND HILLS** have current funds available to satisfy any fees owed pursuant to this Agreement.

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

1. **COLLEYVILLE and NORTH RICHLAND HILLS** may cooperate in the purchase of various goods and services commonly utilized by the parties, where available and applicable, and may purchase goods and services from vendors under present and future contracts;

2. **COLLEYVILLE and NORTH RICHLAND HILLS** shall each be individually responsible for payments directly to the vendor and for the vendor's compliance with all conditions of delivery and quality of the purchased items under such contracts. **COLLEYVILLE and NORTH RICHLAND HILLS** shall each make their respective payments from current revenues available to the paying party;

3. The City Manager of **COLLEYVILLE** and the City Manager of **NORTH RICHLAND HILLS** are designated to act on all matters related to this Agreement;

4. The Agreement shall be in full force and effect for a period of 12 months and then continue to automatically renew for additional 12 month periods unless it is terminated by either party as provided below.

5. Notwithstanding anything herein to the contrary, participation in this Agreement may be terminated by either party upon thirty (30) days written notice to the other party;

6. The undersigned officer and/or agents of the party(ies) hereto are duly authorized officials and possess the requisite authority to execute this Agreement on behalf of the parties;

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

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

APPROVED BY THE CITY OF COLLEYVILLE, TEXAS:

BY:

______________________________________ DATE: ____________________

Jennifer Fadden, CITY MANAGER

ATTEST:

____

Amy Shelley, CITY SECRETARY

APPROVED AS TO FORM:

____

Matthew Boyle, CITY ATTORNEY

APPROVED BY THE CITY OF NORTH RICHLAND HILLS, TEXAS:

BY:

______________________________________ DATE: ____________________

Mark Hindman, CITY MANAGER

ATTEST:

____

Alicia Richardson, CITY SECRETARY

APPROVED AS TO FORM:

____

George Staples, CITY ATTORNEY

City of Colleyville
City Council
Agenda Briefing

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

Agenda Number 5a **Agenda Date** 03/03/2015 **Number** Ordinance O-15-1949
Type Ordinance
Department Community Development

Title
Consideration for a Special Use Permit for a telecommunications tower on Lot 5R-1, Block 1, of the Andy Felps Addition, located at 4003 Colleyville Boulevard, Case ZC14-027

Strategy Map Connection
There is no strategy map connection for this item.

Explanation
Second Reading and Public Hearing

The applicant requested a continuance to the March 17, 2015 City Council meeting in order to address comments and input received from City Council. There were two speakers who spoke in opposition of this item and one speaker who spoke in support of this item at the February 17, 2015 City Council meeting. All speaker cards are attached.

First Reading and Public Hearing

The applicant, Verizon Wireless, has submitted a request for a Special Use Permit (SUP) to allow a telecommunications tower at 4003 Colleyville Boulevard. The subject property is zoned CC-3-Highway Commercial district. A telecommunications tower is allowed in the CC-3-Highway Commercial zoning district with the approval of an SUP. The Planning and Zoning Commission recommended the proposed tower be designed with stealth objectives. A stealth tower is designed to conceal the appearance of antenna on the tower and typically is a less obtrusive structure. The applicant has not submitted revised drawings to date, but has informed staff they are reviewing various design options and intend to request input from City Council before submitting exhibits for review.

Existing Conditions. The subject property is platted and is currently developed with a 2,368 square foot commercial building on 0.43 acres, constructed in 1986. The building is currently occupied by “Michael’s Keys”. Per the attached exhibits, the proposed tower would be located on the southeast corner of the subject property within a 20 foot x 35 foot lease area. The proposed lease area does not front on SH26/Colleyville Boulevard.

Applicant’s Request. The applicant is requesting a new tower due to there being no other towers available within a one mile radius to meet the coverage needs of this area. They state that there is a significant gap in reliable coverage in this area now, and that optimal coverage will be provided by a tower at this site. They also state that the proposed site will provide optimal coverage for the residential and commercial areas within one mile around the proposed site and will serve both coverage and capacity needs by filling existing significant gaps in the ability of remote users of Verizon Wireless' wireless network to access the national telephone network. These statements are included in the attached Statement of Planning Objectives and Affidavit Exhibits in the attachments. It is also stated in the Affidavit Exhibits the site will be secured with a six foot chain link fence, however, per the Land Development Code, staff is requiring an eight (8) foot masonry wall.

Legal Review. Because telecommunication tower service is regulated by the FCC, federal regulations are triggered when a municipality receives an application for a telecommunication tower. As such, federal regulations involving the placement of the telecommunication tower and the amount of time the City has to approve the application must be considered. The City Council does, however, have the authority to regulate a telecommunication tower's construction. If the City Council has questions concerning the legal matters of this item, they may adjourn to executive session in order to conduct private consultation with the City Attorney pursuant to Section 551.071 of the Government Code.

Tower Details. Per the attached exhibits provided by the applicant, the tower will be of monopole design and constructed to a height of 100 feet (108 feet including the lightning rod). The proposed tower will be available for use by up to two wireless communications providers, subject only to the negotiation of a mutually acceptable site leases with the providers. Ground equipment will be housed in outdoor equipment cabinets and will be screened with an eight (8) foot high masonry wall, a provision which is included in the draft ordinance. The tower and equipment will be accessible via the main paved drive that services the back of the building and will be serviced by a vehicle that will park outside the gate of the equipment area.

Land Development Code Requirements. Regulations for telecommunication towers are contained in Chapter 3, Section 3.24, Paragraph C.3 of the Land Development Code which states:

3. Telecommunication Towers – Construction shall be of monopole design only; and

a. the distance between the base of the tower and any Agricultural (Ag) or residential district shall be not less than two (2) times the height of the tower; and

b. the site plan shall meet all other commercial development requirements of the City such as site plan review, landscaping, setbacks; and

c. a minimum of one paved parking space shall be provided at the site of the structure.

The proposed height of the tower will be 100 feet. According to the distance requirements of the Land Development Code, the tower would have to be 200 feet from a residential or agricultural zoning district. The nearest residential zoning district is 215 feet from the proposed tower and the nearest residential dwelling is approximately 180 feet from the tower. The only existing structure within the fall zone of the proposed tower is the main building on the subject property. One new parking stall is provided in the 15 foot wide Access and Utility Easement to the lease area. No parking will be taken from the existing site.

Height. Telecommunications towers are exempt from the City's height restrictions. Per the Federal Aviation Administration lighting requirements, the proposed telecommunications tower will not require safety lighting. Federal Aviation Administration guidelines state that towers under 200 feet in height do not have to meet obstruction lighting requirements, unless located within a designated aviation glide slope area, which is not applicable to the subject property.

Site Code Compliance. Staff recommends that any existing code compliance items on the subject property that are not considered legal non-conforming be brought into compliance as a condition of approval of this item. This provision is contained in the proposed ordinance. The site has been inspected by the Code Enforcement Officer and the following items were noted:

1) Screening required for waste, garbage, compacting and recycling containers;

2) Illegally parked vehicles - a vehicle is parked in the SH26 right of way, and vehicles are parked off the subject property on a non-paved surface

Surrounding Properties. The surrounding properties are zoned and developed as follows: The property to the north is zoned PUD-C-Planned Unit Development Commercial zoning district and is vacant. The properties to the east are zoned CC-3-Highway Commercial zoning district, and PUD-C-Planned Unit Development Commercial zoning district, and contain a single family home, and are vacant. Properties to the south are zoned CC-3-Highway Commercial zoning district and are developed as retail. Properties to the west are located in the City of Hurst and developed as retail.

Public Notification. Staff notified nine property owners within 200 feet of the subject property and homeowner's associations within 500 feet of the subject property regarding this request. Notice was sent to the Grapevine-Colleyville Independent School District as required by state law. Notice was published in the *Fort Worth Star-Telegram* as required by state law and the Land Development Code. One letter and speaker card in opposition (attached) have been received to date. One speaker card in support (attached) has been received to date.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this request at the January 12, 2015 meeting by a vote of 5-0, subject to the following condition: "the tower shall be designed with stealth objectives, including hiding/concealing of the radio equipment from the public."

Supermajority Vote Requirement. State laws 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 (3/4) vote (supermajority is 6 out of 7) is required by City Council for approval of this special use permit. Based on the opposition letter received and the attached opposition map, 57 percent of the properties within the 200 foot buffer are opposed to the request. Therefore, a supermajority vote is required in order to approve this request.

Summary. The proposed tower meets the minimum requirements for telecommunications towers in the Land Development Code.

Financial Impact
There is no financial impact to the City.

Recommendation
Approval with the following conditions:

1. GENERAL

a. This Special Use Permit shall only apply to the use of a telecommunications tower as described in Exhibit "B" and depicted on Exhibit "C" and "D".

b. The tower shall be of a monopole design and shall not exceed a height of 108 feet from the ground to the highest point of the structure as depicted in Exhibit "D".

c. The tower and all related ground appurtenances shall be located within a lease area not to exceed 700 square feet. Said lease area shall be located on the subject property per Exhibit "C"

d. A minimum eight (8) foot tall decorative masonry wall shall be constructed around the entire perimeter of the tower lease area prior to the final inspection of the tower structure.

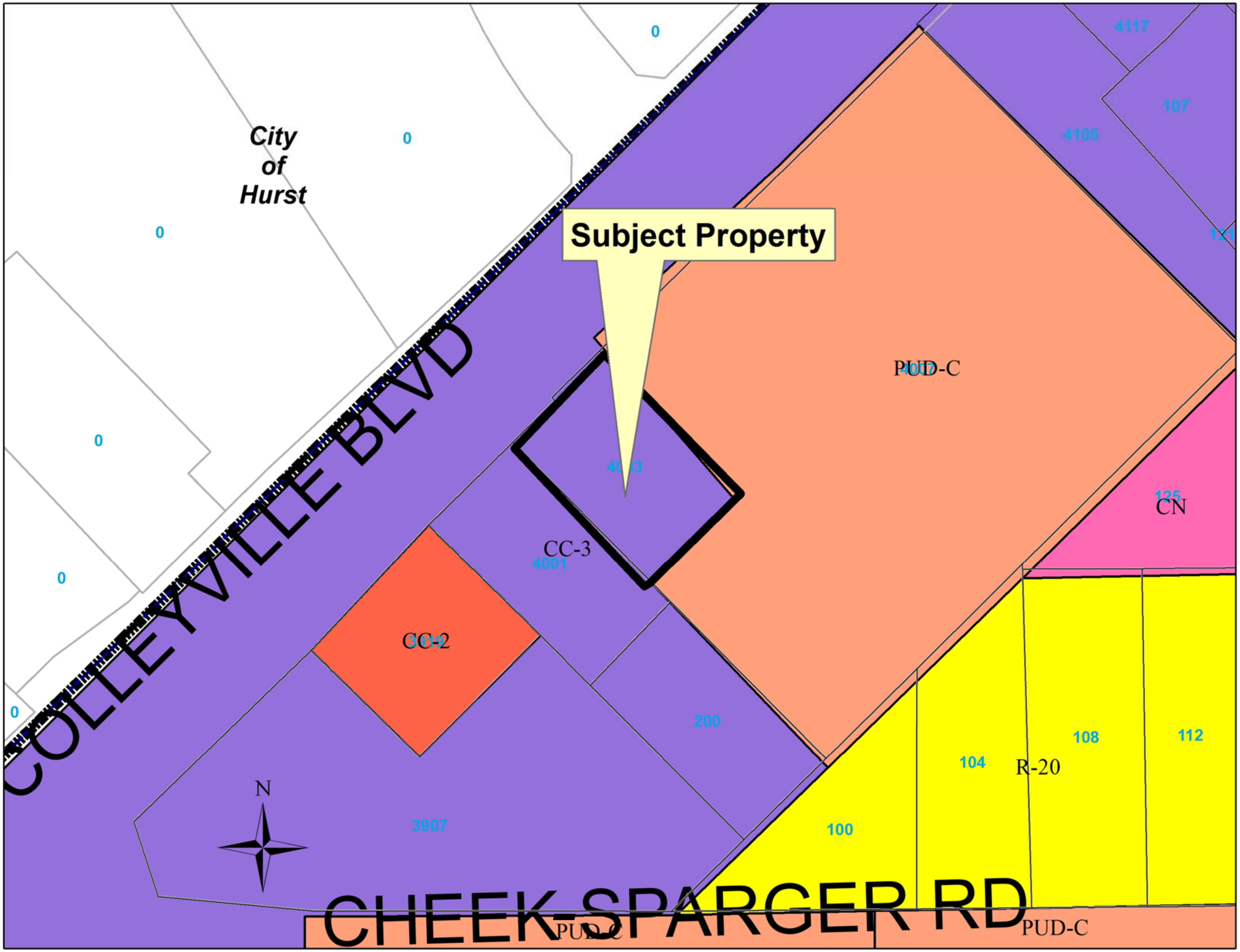
e. At the time of building permit application for said tower, all non-compliant City code issues identified on the site that are not considered legal non-conforming as determined by the city manager or his/her designee, shall be brought into compliance prior to the final inspection for the tower.

f. The telecommunications tower and related construction authorized by this ordinance shall meet all requirements of the Land Development Code and the Code of Ordinances, except where amended herein.

Attachments

1. Location and Zoning Map
2. Aerial
3. Future Land Use Map
4. Buffer Map
5. Notification List
6. Opposition Map
7. Letters and Speaker Cards of Opposition
8. Speaker Cards of Support
9. Statement of Planning Objectives
10. Affidavit Exhibits
11. Site Plan and Tower Elevations
12. Ordinance O-15-1949

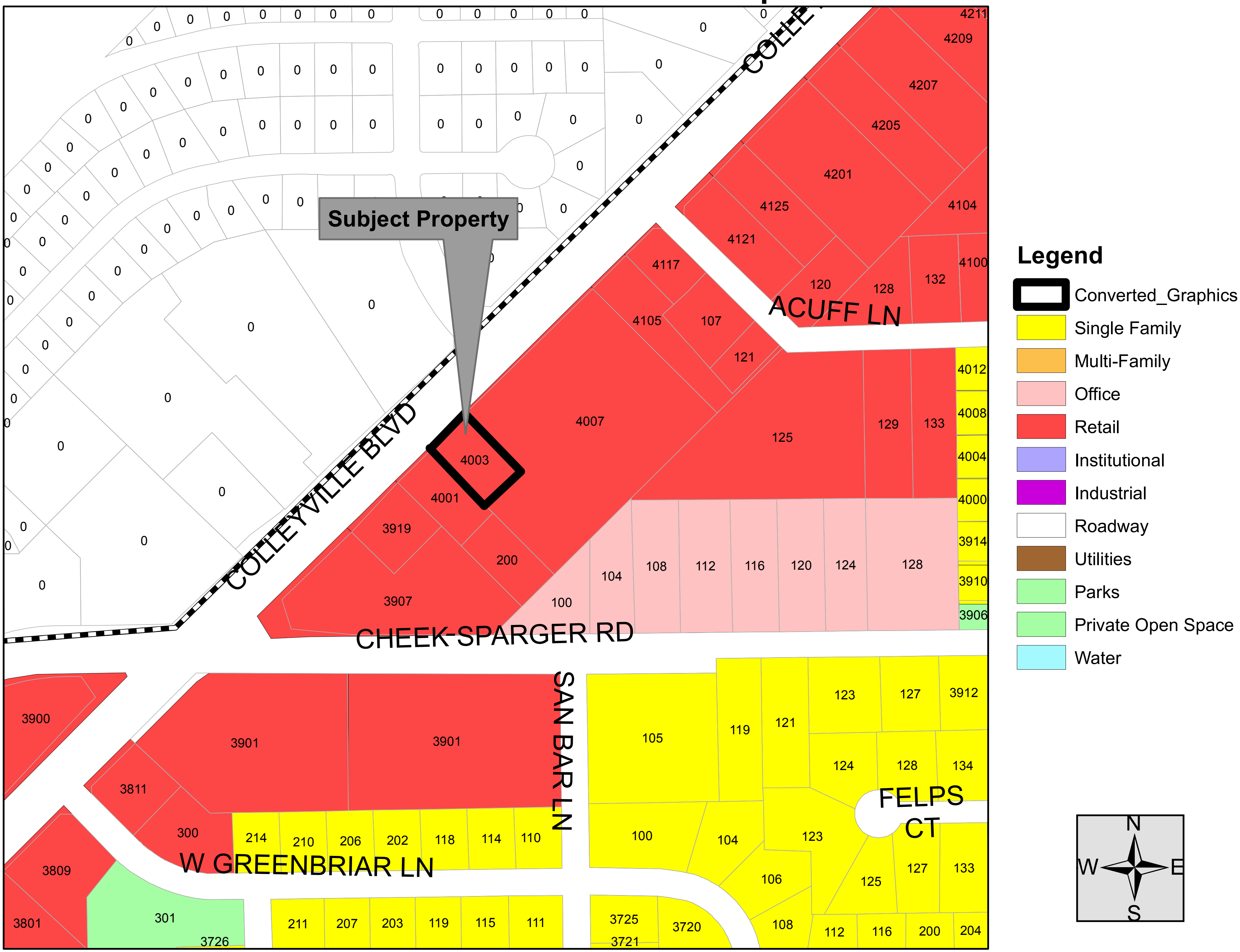
Location and Zoning Map



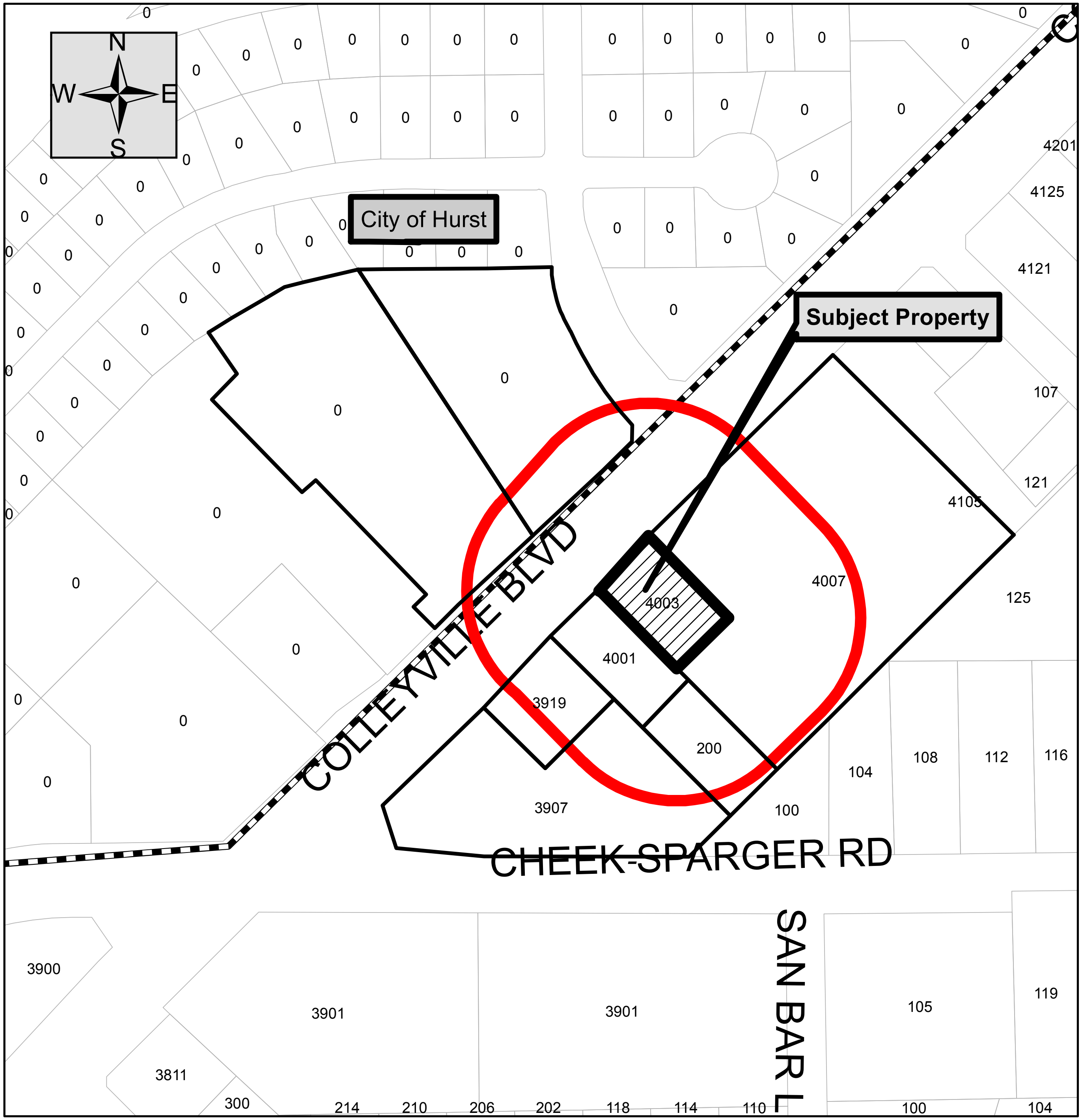
Aerial

City of Hurst
Subject Property
COLLEYVILLE BLVD
CHEEK-SPARGER RD
N
4117
107
4105
121
4007
125
4001
3919
3907
200
104
108
112
100
0

Future Land Use Map



Buffer Map



Case ZC14-027

4003 Colleyville Blvd

Legend

Properties within 200 Feet
Subject Property
Parcels
City Limit

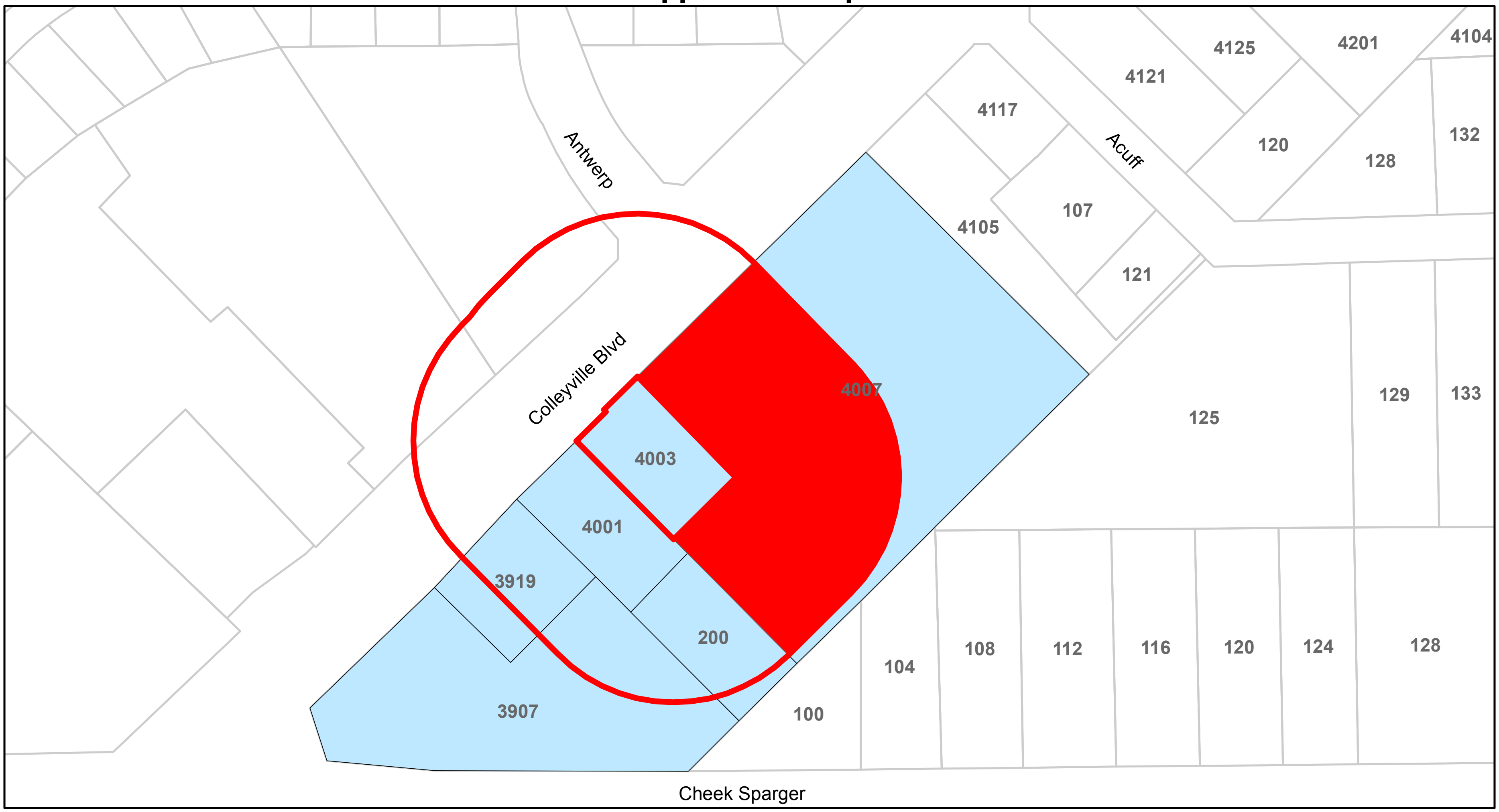
CITY OF COLLEYVILLE TEXAS

Notification List

Owner Name	Owner Address	Owner City	Owner State	Owner Zip	Situs Address
3919 Colleyville Blvd Ltd	PO Box 802736	Dallas	Texas	75380	003919 Colleyville Blvd
Velasquez, Florentino & Daisy	1830 Silverside Dr	Grapevine	Texas	76051	004001 Colleyville Blvd
Hayworth, Ward	2757 Mesquite Ln	Grapevine	Texas	76051	004007 Colleyville Blvd
Lemmon, William M Etux Carol A	133 E Rio Rdg	Azle	Texas	76020	004003 Colleyville Blvd
Hibernia National Bank	275 Broadhollow Rd	Melville	New York	11747	003907 Colleyville Blvd
Dennie, Paul D Etux Peggy M	200 Cheek Sparger Rd	Colleyville	Texas	76034	000200 Cheek Sparger Rd
City of Hurst, Planning and Zoning	1505 Precinct Line Road	Hurst	Texas	76054	Courtesy Notice
Grapevine-Colleyville ISD	3051 Ira E. Woods Avenue	Grapevine	Texas	76051	Courtesy Notice
Hurst Euless Bedford ISD	1501 Central Drive	Bedford	Texas	76022	Courtesy Notice
Verizon Wireless	7 Village Circle, Suite 400	Westlake	Texas	76262	Applicant

Public hearing notices were mailed
Tues. Dec 23, 2014 by Taci Wrisley

Opposition Map



Total Land Area in Buffer (Includes R.O.W): 152591.2863 Sq Ft / 3.5 Total Acres
Total Land Area Opposed (within 200 ft Notice Area): 87418.1666 Sq. Ft/ 2.0 Total Acres
Percent of Land Opposed (within the 200 ft. Notice Area): 57.28%

Updated 1/14/15

4003 Colleyville Blvd
Planned Development Zoning Change

CITY OF COLLEYVILLE TEXAS

0 62.5 125 250 375 500 Feet

N W E S

Letters and Speaker Cards of Opposition

Adam Marsh

From:
Sent: Monday, January 12, 2015 6:29 PM
To: Taci Wrisley
Subject: Fw: Property owner opposition to telecommunications tower at 4003 Colleyville Blvd.

Taci,
If possible, please ensure my comments below are considered.
Thank you!
Ward Hayworth

From:
Sent: Monday, January 12, 2015 6:21 PM
To: jim.gotcher@verizon.net..; jeff.beyerly@tx.rr.com; dwheelwright@me.com; phelps-david@swbell.net; careltornes@gmail.com; dondavis@yourcorvette.com; knox.ldk@gmail.com
Cc: Jeff Brand; Marty Wieder
Subject: Property owner opposition to telecommunications tower at 4003 Colleyville Blvd.

Dear Planning and Zoning Commission,

I am the owner of four acres +/- that surrounds the subject property on two sides. I have been working with a developer, Brand Capital Partners, and Marty Weider to find the highest and best use for this property. Placement of a 108' tower at the proposed location would negatively impact the developability of this large tract of land on Colleyville Boulevard.

Furthermore, the current parking situation on the subject property does not accommodate the business' current parking requirements. Their employees park on my property and they leave a large box truck parked on my property. The space consumed by this tower will make their parking situation even worse and they will be less likely to operate their business within the confines of their lot.

Please record my objection to the tower's placement and note that I authorize Jeff Brand of Brand Capital Partners to speak on my behalf.

Sincerely,

Ward Hayworth
(817) 917-5043

Letters and Speaker Cards of Opposition

SPEAKER CARD

Date: 2-17-15

Agenda Item Number: 6a

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

______ I will speak **In Support** of this item. ✓ I will speak **In Opposition** to this item. NOT on Colleyville Blvd.

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

Name: Kathy Hadley

Address: 204 North Timberline 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: Kathy Hadley

This information is a Public Record

Letters and Speaker Cards of Opposition

SPEAKER CARD

Date: February 17, 2015

Agenda Item Number: 6A
For example: ***5a (this can be found on the far left side of the agenda copy)***

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

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

Name: Jeff Brand

Address: 5217 McKinney Avenue City: Dallas, Texas

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: Jeff Brand

This information is a Public Record

Letters and Speaker Cards of Opposition

2014-027

Date: 1/12/15 **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: 3c

Name: Jeff Brand

Address: 5217 McKinney Avenue Suite 203

City: Dallas **State:** TX **Zip Code:** 75205

Telephone Number: 214.336.2688 214.620.0999 **Representing:** Ward Hayworth/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: Jeff Brand

This information is a Public Record.

Speaker Cards of Support

SPEAKER CARD

Date: 2/17/15

Agenda Item Number: 6a
For example: **5a *(this can be found on the far left side of the agenda copy)***

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

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

Name: Kathy Zubilich

Address: 8150 N Central Expressway #1475 City: Dallas TX 75206

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 Zubilich

This information is a Public Record

Speaker Cards of Support

Date: 11/12/15 **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: 3C

Name: Kathy Zibilich

Address: 8150 N. Central Expressway #1475

City: Dallas **State:** TX **Zip Code:** 75206

Telephone Number: 2145340900 **Representing:** Verizon Wireless (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: K Zibilich

This information is a Public Record.

Statement of Planning Objectives

SUP for Telecommunication Tower at 4003 Colleyyille Blvd.

Statement of Planning Objectives

Verizon Wireless requests a Specific Use Permit for a telecommunication tower at 4003 Colleyville Blvd, Colleyville Texas, 76034. The property is zoned CC-3, highway commercial and it is fully developed and currently in use by Michaels Keys. It is surrounded by property zoned CC-3 to the west which is currently occupied by a fast food restaurant, and by vacant property zoned PUD-C Planned Unit Development-Commercial to the east and south. The property to the north is outside the city limit.

The proposed location for the tower is at the southeastern comer of the lot. . There is heavy vegetation between the lot and adjacent properties to the south. The distance between the base of the tower and any agricultural or residential district is more than two times the height of the tower, as shown on the site plan C-1. The tower structure is 100 feet high, and the closest residential district, an R-20 district to the south, is 223 feet from the closest edge of the tower base.

The tower at the Proposed Site will be available for use by up to two wireless communications providers, subject only to the negotiation of a mutually acceptable site leases with the providers. The design of the tower for the Proposed Site will be a monopole, which makes the tower (including its antennae, shelter and ground layout) the best design available to serve Verizon Wireless' customers' coverage needs. The tower will only be one-hundred and eight feet (108') tall to its highest point (the lightning rod) in a 20' x 35' lease area, and the equipment on the ground will be housed in outdoor equipment cabinets will be screened with an eight-foot-high masonry wall. The tower and equipment will be serviced by a vehicle that will park outside the gate of the equipment area.

As indicated by Mr. Siddiqui's affidavit, attached, there are no other towers available within a. one mile radius to meet the coverage needs of this area. The coverage maps attached to his affidavit indicate the significant gap in reliable coverage in this area now, and the optimal coverage that will be provided by a tower at this site. The proposed site will provide optimal coverage for the residential and commercial areas within 1 mile around the Proposed Site and will serve both coverage and capacity needs by filling existing significant gaps in the ability of remote users of Verizon Wireless' wireless network to access the national telephone network

As indicated in Mr. Pyles' affidavit, this site was the only site available because the other candidates were either not interested, or their property did not meet the zoning setback requirements, or the sites were rejected by RF due to coverage issues. This shows that the proposed site and type of tower are the least intrusive means to provide the needed coverage.

Statement of Planning Objectives

Development Schedule

The development schedule cannot be provided with any certainty at this time. The start and completion dates will be determined once the site is released to construction. Once a site is awarded then we can provide the City with an estimated start date and completion date. The engineer for the project estimates that construction will take approximately 6-8 weeks from start to finish.

Economic Development Information

The proposed cell tower will not add any square feet of building area. There will be no associated sales per year at this site.

Traffic Impact Analysis

The proposed cell tower will not generate any vehicle trips per day.

SAR AFFIDAVIT

STATE OF TEXAS §
§
COUNTY OF TARRANT §

BEFORE ME, the undersigned authority, this day personally appeared Stephen Pyles, who being by me first duly sworn, on oath says as follows:

1. "My name is Stephen Pyles. I am over the age of 18 and have never been convicted of a felony or crime involving moral turpitude. I am the Site Acquisition Representative for Verizon Wireless responsible for the Search Ring encompassing the site located at 4003 Colleyville Blvd, Colleyville Texas, 76034. I have worked as an independent contractor for Verizon Wireless, or its predecessor, as a Site Acquisition Representative since 2013. I have personal knowledge of the facts and statements contained herein and they are all true and correct."

2. "Verizon Wireless issued a "Search Ring" for the site in December 10th 2013 (a true and correct copy of which is attached hereto as Exhibit A). The radius of the Search Ring is approximately .25 miles. This Search Ring was primarily issued to address coverage problems at Hwy 26 and Cheek – Sparger Rd, in Colleyville, Texas."

3. "I have been personally involved in the identification of viable candidates and in the negotiations with potential lessors for this site. I contacted the candidates listed in Exhibit B. All were either not interested or did not meet the zoning setback requirements or were rejected by RF due to coverage issue."

4. "Due to the a lack of existing structures located in the Search Ring, Verizon Wireless has been severely limited on possible tower locations."

5. "Verizon Wireless could not take advantage of a shared use/co-location opportunity because no other towers exist in the area that meet Verizon Wireless' coverage needs. There is an existing Crown Castle monopole 0.87 miles northwest. After inspection by Verizon Wireless' RF Specialists, it has been determined that this tower is too far outside of the Search Ring to adequately address Verizon Wireless' coverage needs."

6. "William M Lemmon and Carol A. Lemmon are interested in leasing a portion of their property located at 4003 Colleyville Blvd. near Cheek-Sparger Rd. in Colleyville Texas, 76034 (the "Proposed Site") for a telecommunications tower."

7. "Verizon Wireless certifies that the tower at the Proposed Site will be available for use by up to two wireless communications providers, subject only to the negotiation of a mutually acceptable site lease(s) with such provider(s)."

Affidavit Exhibits

8. "The design of the tower for the Proposed Site will be a monopole, which makes the tower (including its antennae, shelter and ground layout) the best design available to serve Verizon Wireless' customers' coverage needs. The tower will only be one-hundred and eight feet (108') tall to its highest point (the lightning rod) in a 20' x 35' lease area, and the equipment on the ground will be housed in outdoor equipment cabinets will be screened with a six-foot-high chain link fence."

FURTHER, Affiant sayeth not.

Stephen Pyles

SWORN TO AND SUBSCRIBED BEFORE ME this 25 day of October, 2014, by STEPHEN PYLES.

Notary Public, in and for the State of Texas

My commission expires:
FEB 11, 2018

NOTARY PUBLIC
STATE OF TEXAS
ALAN L KOHN
My Commission Expires
February 11, 2018

Affidavit Exhibits

Exhibit A

See attached Search Ring

Affidavit Exhibits

SITE NAME-LOCATION CODE: Greenbriar Lane 287141

RF ENGINEER: Muhammad Siddiqui

COUNTY/CITY: Tarrant / Colleyville

SITE COORDINATES: 32.864697 -97.16785

ISSUE: Zoning and Lack of interest from LL

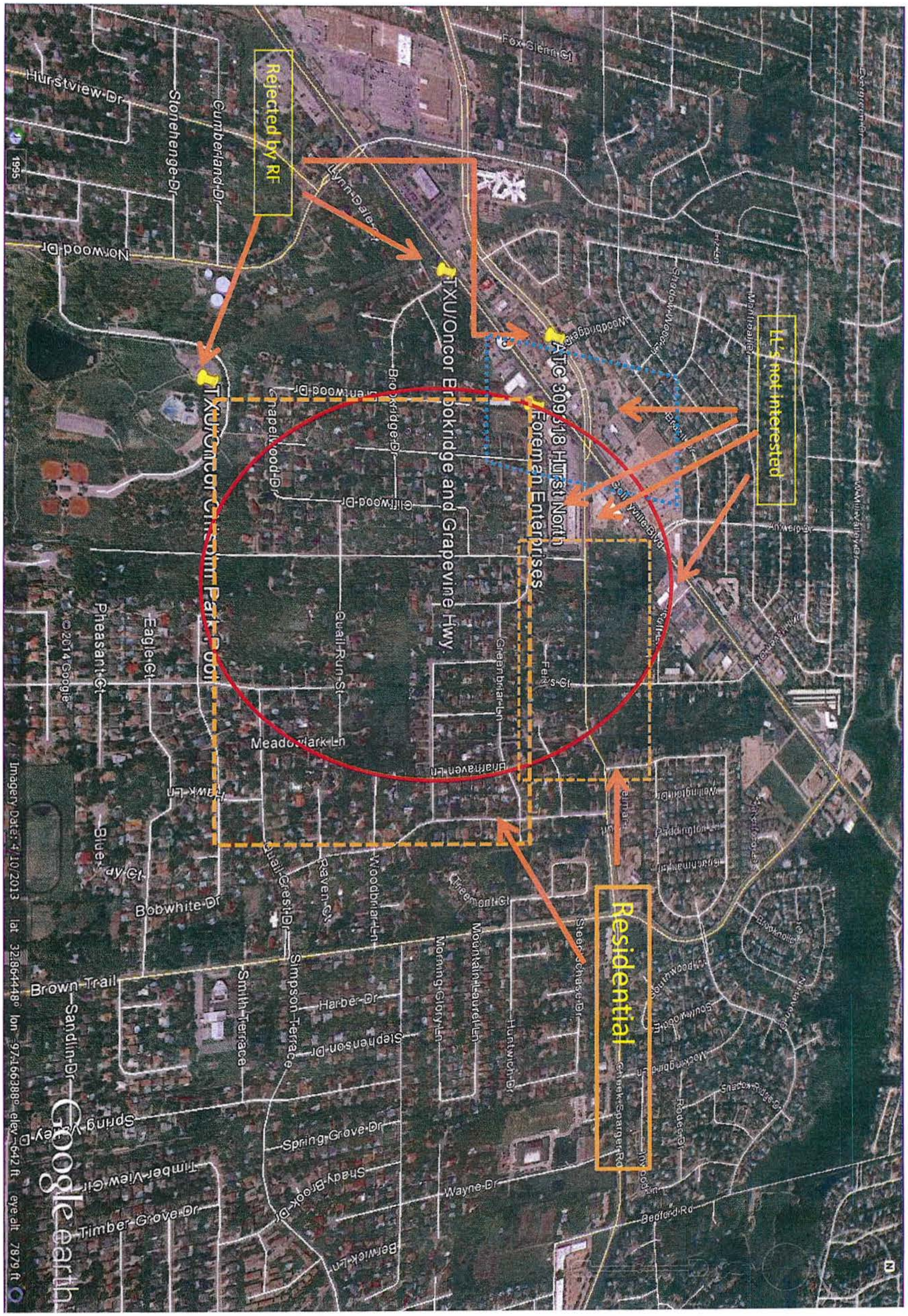
SUMMARY: Search ring exhausted

Affidavit Exhibits

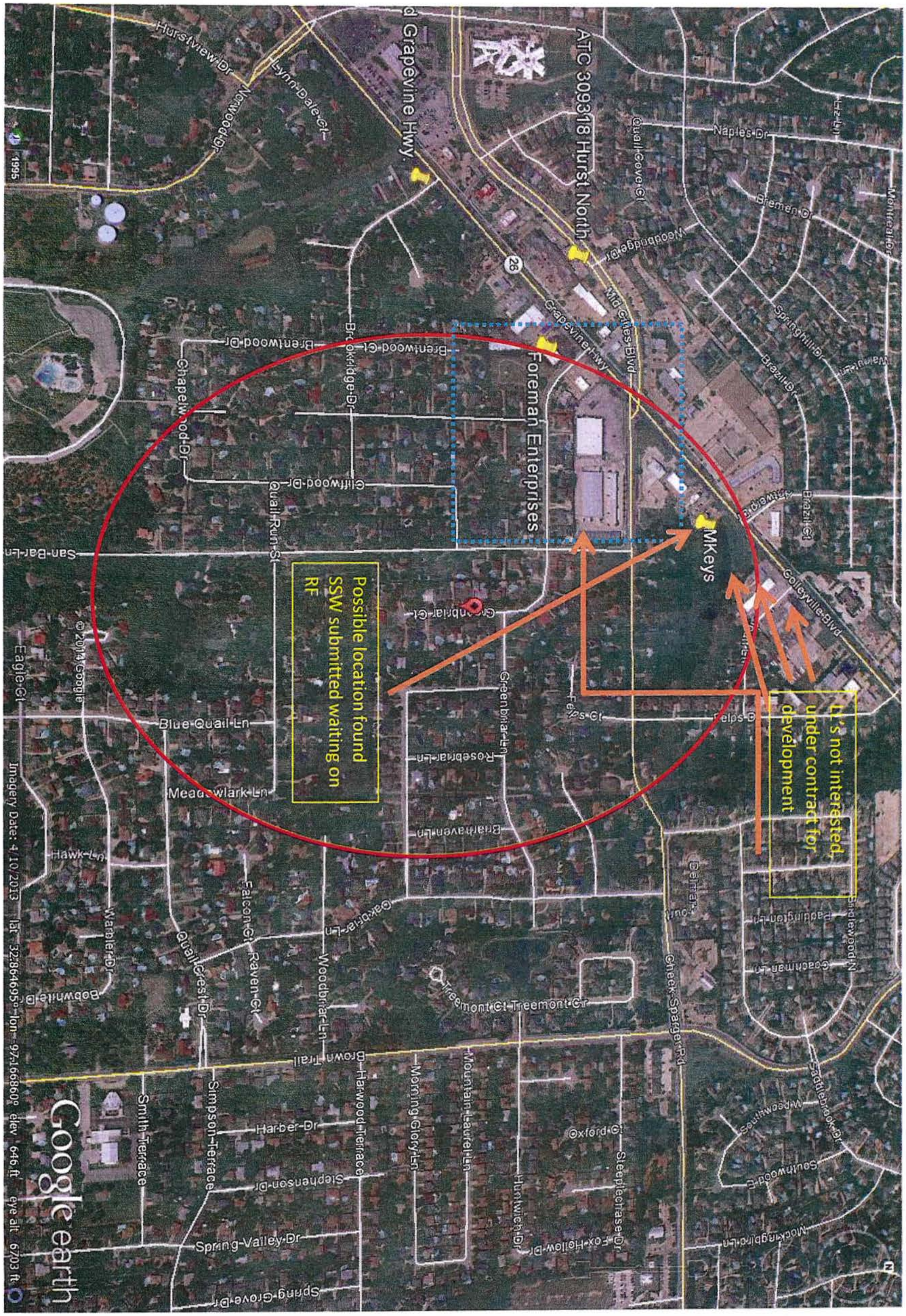
Exhibit B

Prospects Contacted and Results

Affidavit Exhibits



Affidavit Exhibits



Affidavit Exhibits

Rawland Site:
Foreman Enterprise – LL backed out of possible lease.
Mkeys –RF approved, construction concerned about grease trap.

Colocation Sites:
ATC 309318 Hurst North – Rejected by RF
TXU/Oncor Brookridge and Grapevine Hwy. – Rejected by RF
TXU/Oncor Chisolm Park Pool – Rejected by RF

We have exhausted all areas of the search ring given. The search ring is placed in a center of a residential area. Zoning is an issue with a 2 to 1 setback on height from any residential area.

AFFIDAVIT

STATE OF TEXAS §
§
COUNTY OF TARRANT §

BEFORE ME, the undersigned authority, this day personally appeared Muhammad Umar Siddiqui , who being by me first duly sworn, on oath says as follows:

1. "My name is Muhammad Umar Siddiqui. I am over the age of 18 and have never been convicted of a felony or crime involving moral turpitude. I have a MS Telecommunications Engineering and an BS Computer Engineering degree. I have been working as a radio frequency specialist since 2012. I have personal knowledge of the facts and statements contained herein."

2. "I am an RF Design Engineer for Dallas MTA, L.P. d/b/a Verizon Wireless ("Verizon Wireless") in the Dallas-Fort Worth Market. As a radio frequency engineer, I am trained to identify gaps in coverage in wireless communications systems and to assess the ability of proposed antenna sites to remedy gaps in signal coverage."

3. "Verizon Wireless is authorized by the Federal Communications Commission to build a wireless communications system that will provide reliable coverage within the City of Colleyville."

4. "Verizon Wireless currently has a significant gap in reliable coverage in the City of Colleyville. A gap in coverage is evidenced by the inability to adequately transmit or receive calls, or by interrupted or disconnected calls."

5. "The significant gap in reliable coverage that exists in the City of Colleyville prevents Verizon Wireless from providing seamless wireless service to current and future public and private users of its wireless communication system including police, fire, ambulance and emergency response personnel."

6. "Since wireless communication is used with increasing frequency to report crimes, accidents, fires, medical emergencies and other threats to people or property, a gap in coverage represents a demonstrable threat to public health, safety and welfare."

7. "Verizon Wireless has conducted radio frequency studies of the area surrounding the proposed wireless communications facility site located at 4003 Colleyville Road near Cheek-Sparger Road, Colleyville Texas 76034 (the "Proposed Site"). Attached to this affidavit and incorporated herein by reference as Exhibits A and B are propagation studies depicting simulated radio frequency coverage in the area of the Proposed Site both before (Exhibit A) and after (Exhibit B) the Proposed Site is constructed and activated."

Affidavit Exhibits

8. "Exhibit A is a true and accurate simulation of existing radio frequency coverage in the area of the Proposed Site and shows the location of Verizon Wireless' existing sites in and around the City of Colleyville that indicates varying degrees of less than optimum coverage in the general vicinity of the Proposed Site, including, without limitation, existing significant gaps in coverage. In real world terms, the colors indicate the following:

White= No coverage
Pink and Purple = Coverage outdoors
Yellow = Coverage inside vehicles
Light Greens = Coverage inside residences
Darker Greens = Coverage inside commercial buildings
This evidence conclusively demonstrates Verizon Wireless' need for the Proposed Site."

9. "Natural and man-made features such as large buildings, hills, trees, and ridge lines all affect the way a signal travels, and can distort or obstruct radio signals. Radio signals will either bounce off, bounce back or be absorbed by these obstructions. These constraints severely limit the suitability of sites for purposes of remedying a gap in signal coverage."

10. "The Proposed Site takes into account the foregoing topographic constraints and as shown in Exhibit B, following construction and activation of the Proposed Site, Verizon Wireless' coverage and capacity needs in the immediate area of the Proposed Site will be substantially satisfied."

11. "We have performed an FCC Antenna Structure Registrations Search for a one mile radius around the coordinates of the Proposed Site. The results of this search are attached and incorporated herein by reference as Exhibit C. There are three structures that came out of the search, one of which is terminated, the second one did not have enough headroom to support Verizon Wireless antennas at the desired height, and the third one was close to a mile away and was not able to serve the target area with good coverage. This additional evidence further demonstrates the need for the Proposed Site."

12. "This Proposed Site will provide optimal coverage for the residential and commercial areas within 1 mile around the Proposed Site and will serve both coverage and capacity needs by filling existing significant gaps in the ability of remote users of Verizon Wireless' wireless network to access the national telephone network."

13. "When coupled with Verizon Wireless' existing system, the minimum height to the highest point of the tower including the lightning rod at the Proposed Site necessary to meet Verizon Wireless' radio frequency coverage and capacity objectives is one hundred and eight feet (108'). The Proposed Site, as designed, will substantially accomplish Verizon Wireless' radio frequency goals in the area while minimizing any aesthetic impact to the community."

FURTHER, Affiant sayeth not.

Muhammad Umar Siddiqui

SWORN TO AND SUBSCRIBED BEFORE ME this 22nd day of OCTOBER, 2014, by Muhammad Umar Siddiqui .

Notary Public, in and for the State of Texas

My commission expires: 07/05/16

DEBBIE J. WHITE
NOTARY PUBLIC
STATE OF TEXAS
EXPIRES
7-5-2016

EXHIBIT A

To Affidavit of Muhammad Umar Siddiqui

See attached Before Propagation Map

GREENBRIAR_LANE

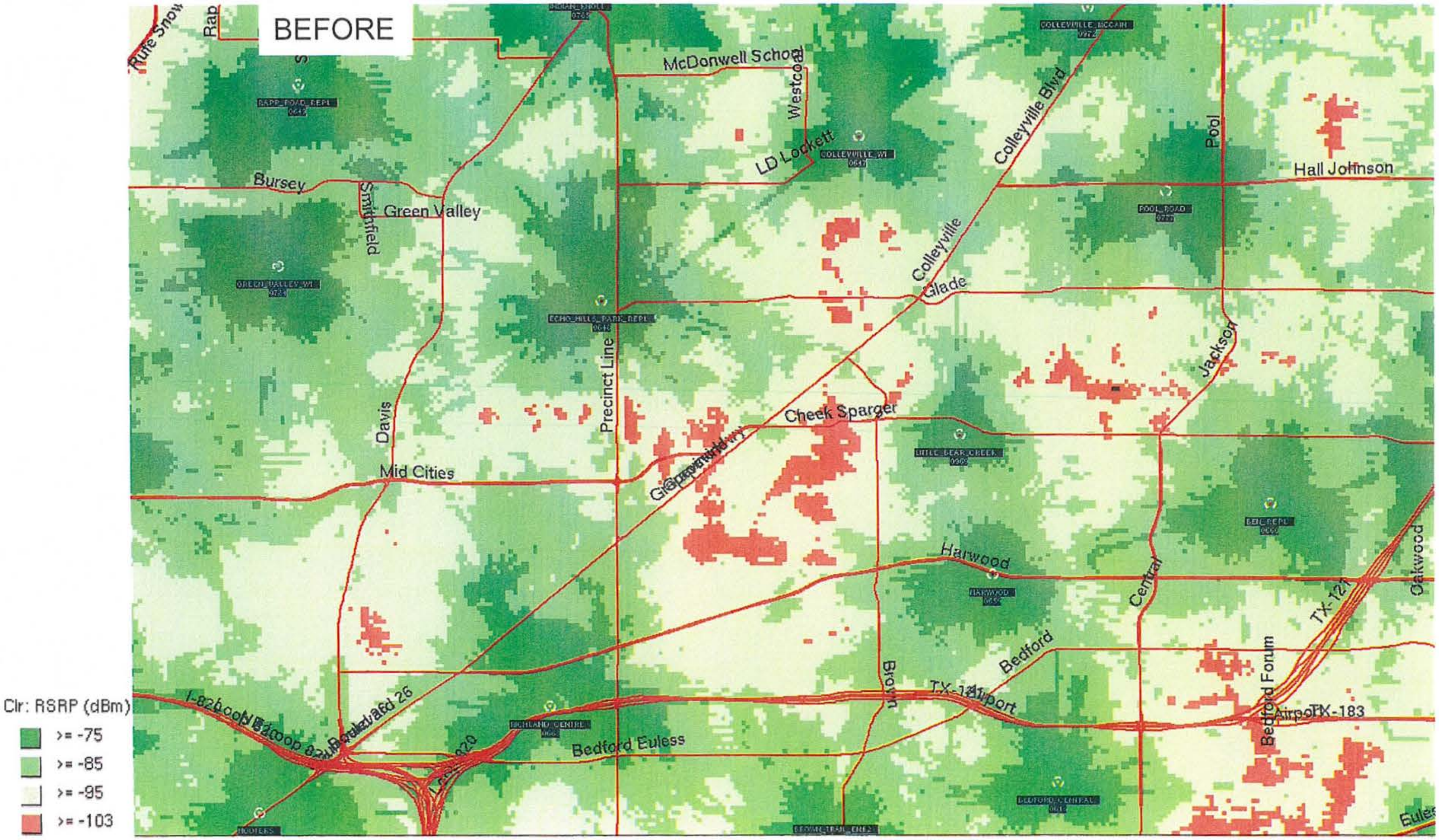


EXHIBIT B

To Affidavit of Muhammad Umar Siddiqui

See attached After Propagation Map

GREENBRIAR_LANE

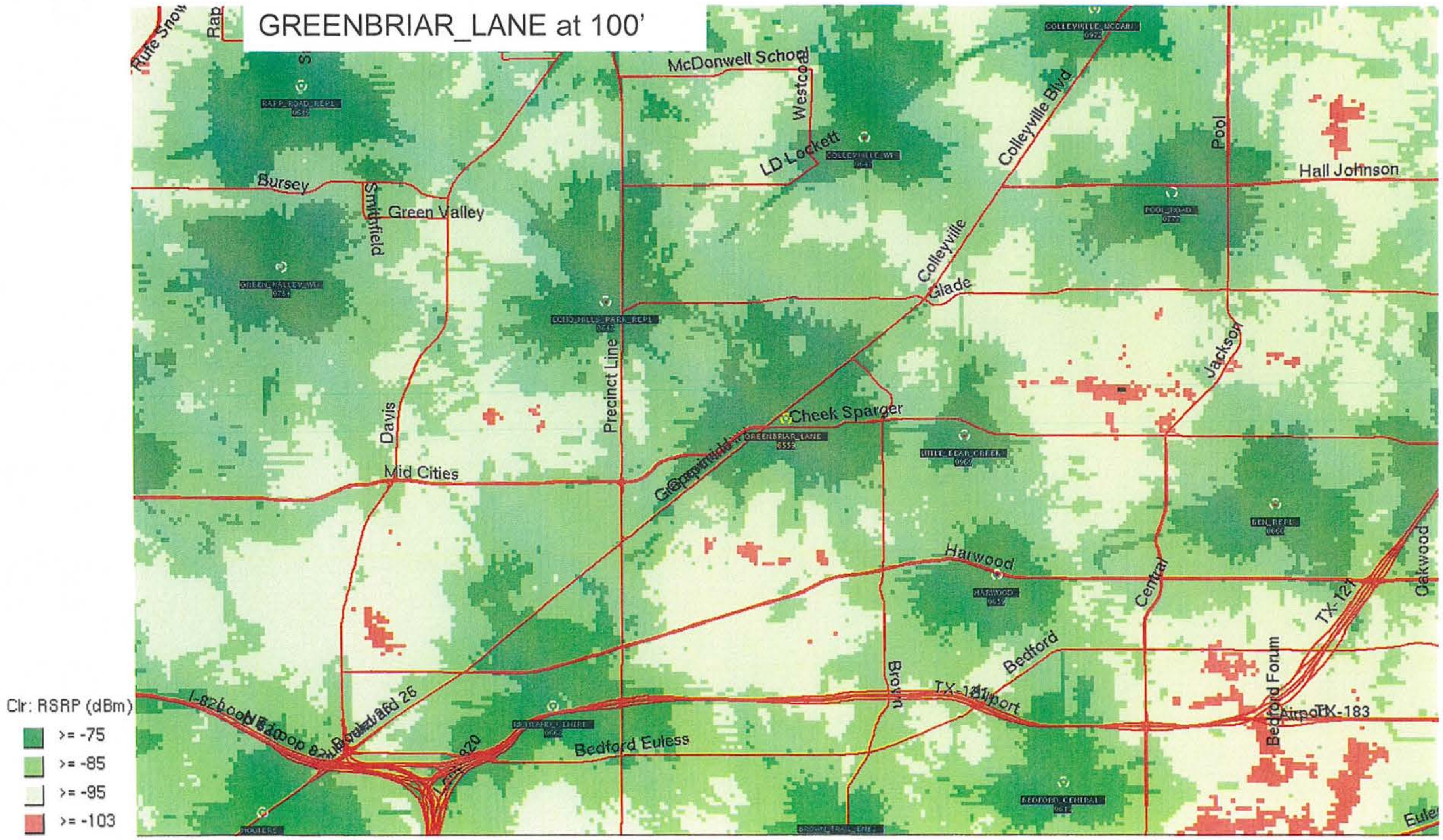


EXHIBIT C

To Affidavit of Muhammad Umar Siddiqui

See attached FCC Antenna Structure Registrations Study Results

Affidavit Exhibits

FCC Federal Communications Commission

FCC Home | Search | Updates | E-Filing | Initiatives | For Consum

Antenna Structure Registration

FCC > WTB > ASR > Online Systems > ASR Search

ASR Registration Search

Registration Search Results

ADVANCED SE

New Search | Refine Search | Printable Page | Query Download | Map Result(s)

Displayed Results

Matches 1-3 (of 3)
1

Specified Search

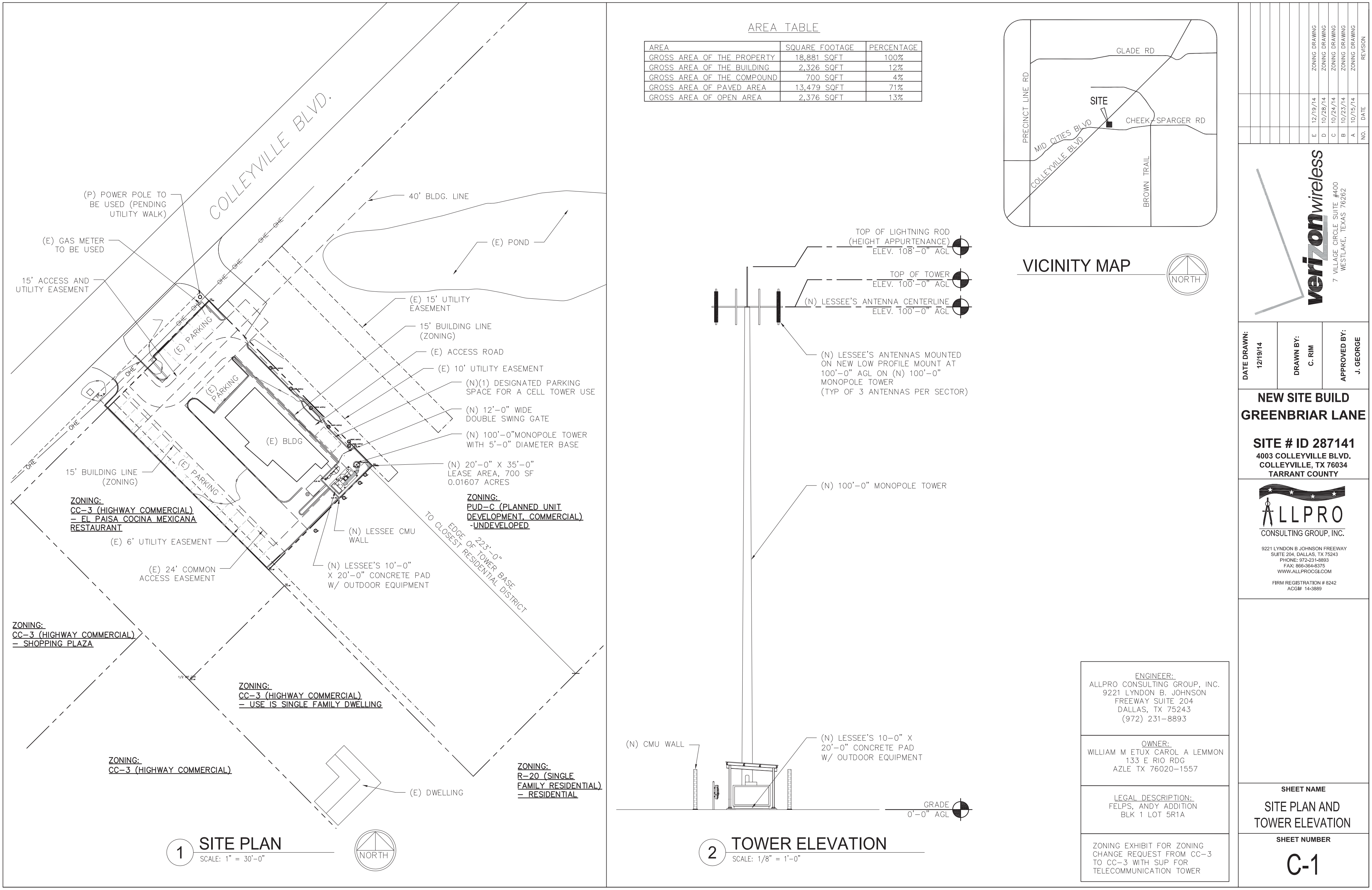
Latitude='32-52-7.0 N', Longitude='97-10-9.5 W', Radius=1.6 Kilometers

Display: Basic View GO

	Registration Number	Status	File Number	Owner Name	Latitude/Longitude	Structure City/State	Overall Height Above Ground (AGL)
1	1049980	Terminated	A0466239	NEW CINGULAR WIRELESS SERVICES, INC.	32-52-51.0N 097-09-17.0W	COLLEYVILLE, TX	30.4
2	1281270	Constructed	A0881027	New Cingular Wireless PCS, LLC	32-51-59.0N 097-10-27.8W	Hurst, TX	32.3
3	1282412	Constructed	A0902847	CCATT LLC	32-52-51.4N 097-09-16.8W	COLLEYVILLE, TX	31.4

Matches 1-3 (of 3)
1

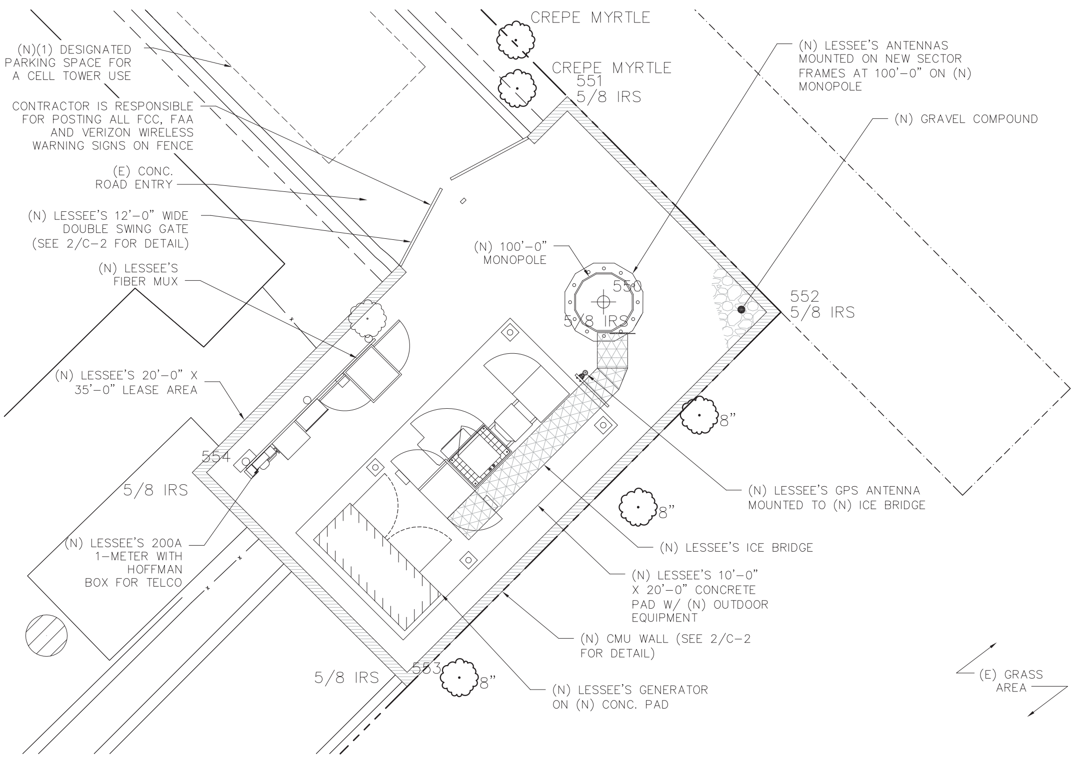
Site Plan and Tower Elevations



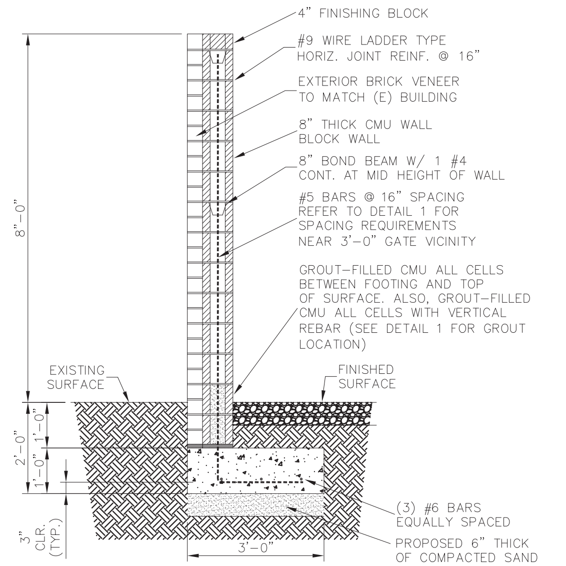
AREA TABLE

AREA	SQUARE FOOTAGE	PERCENTAGE
GROSS AREA OF THE PROPERTY	18,881 SQFT	100%
GROSS AREA OF THE BUILDING	2,326 SQFT	12%
GROSS AREA OF THE COMPOUND	700 SQFT	4%
GROSS AREA OF PAVED AREA	13,479 SQFT	71%
GROSS AREA OF OPEN AREA	2,376 SQFT	13%

Site Plan and Tower Elevations



1 ENLARGED SITE PLAN
SCALE: 1/4" = 1'-0"



2 CMU WALL SECTION
SCALE: 3/4" = 1'-0"

NO.	DATE	REVISION
E	12/19/14	ZONING DRAWING
D	10/28/14	ZONING DRAWING
C	10/24/14	ZONING DRAWING
B	10/23/14	ZONING DRAWING
A	10/15/14	ZONING DRAWING

verizon wireless
7 VILLAGE CIRCLE SUITE #400
WESTLAKE, TEXAS 76262

DATE DRAWN: 12/19/14
DRAWN BY: C. RIM
APPROVED BY: J. GEORGE

NEW SITE BUILD
GREENBRIAR LANE

SITE # ID 287141
4003 COLLEYVILLE BLVD.
COLLEYVILLE, TX 76034
TARRANT COUNTY

ALLPRO
CONSULTING GROUP, INC.
9221 LYNDON B JOHNSON FREEWAY
SUITE 204, DALLAS, TX 75243
PHONE: 972-231-8893
FAX: 866-364-8375
WWW.ALLPROCGI.COM
FIRM REGISTRATION # 8242
ACGI# 14-3889

SHEET NAME
ENLARGED PLAN AND FENCE DETAIL

SHEET NUMBER
C-2

ORDINANCE O-15-1949

AMENDING THE OFFICIAL ZONING MAP AND CHANGING THE ZONING OF LOT 5R-1, BLOCK 1 OF THE ANDY FELPS ADDITION LOCATED AT 4003 COLLEYVILLE BOULEVARD, BY AUTHORIZING A SPECIAL USE PERMIT FOR A TELECOMMUNICATIONS TOWER; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INJUNCTIVE RELIEF; 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. ZC14-027; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to enact a new zoning ordinance; and

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

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

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

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

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

Sec. 1. THAT all the foregoing premises and findings are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

Sec. 2. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by authorizing a Special Use Permit for a telecommunications tower at Lot 5R-1, Block 1, of the Andy Felps Addition located at 4003 Colleyville Boulevard, as depicted on the attached as Exhibit “A”.

Sec. 3. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.

Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

a. This Special Use Permit shall only apply to the use of a telecommunications tower as described in Exhibit “B” and depicted on Exhibit “C” and “D”.

b. The tower shall be of a monopole design and shall not exceed a height of 108 feet from the ground to the highest point of the structure as depicted in Exhibit “D”.

c. The tower and all related ground appurtenances shall be located within a lease area not to exceed 700 square feet. Said lease area shall be located on the subject property per Exhibit “C”

d. A minimum eight (8) foot tall decorative masonry wall shall be constructed around the entire perimeter of the tower lease area prior to the final inspection of the tower structure.

e. At the time of building permit application for said tower, all non-compliant City code issues identified on the site that are not considered legal non-conforming as determined the city manager or his/her designee shall be brought into compliance prior to the final inspection for the tower.

f. The telecommunications tower and related construction authorized by this ordinance shall meet all requirements of the Land Development Code and the Code of Ordinances, except where amended herein.

Sec. 5. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars ($2,000.00) for each offense.

Sec. 6. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.

Sec. 7. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.

Sec. 8. THAT 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 17th day of February 2015.

The second reading and public hearing being conducted on the 3rd day of March 2015.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the ________ day of __________________________ 2015.

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

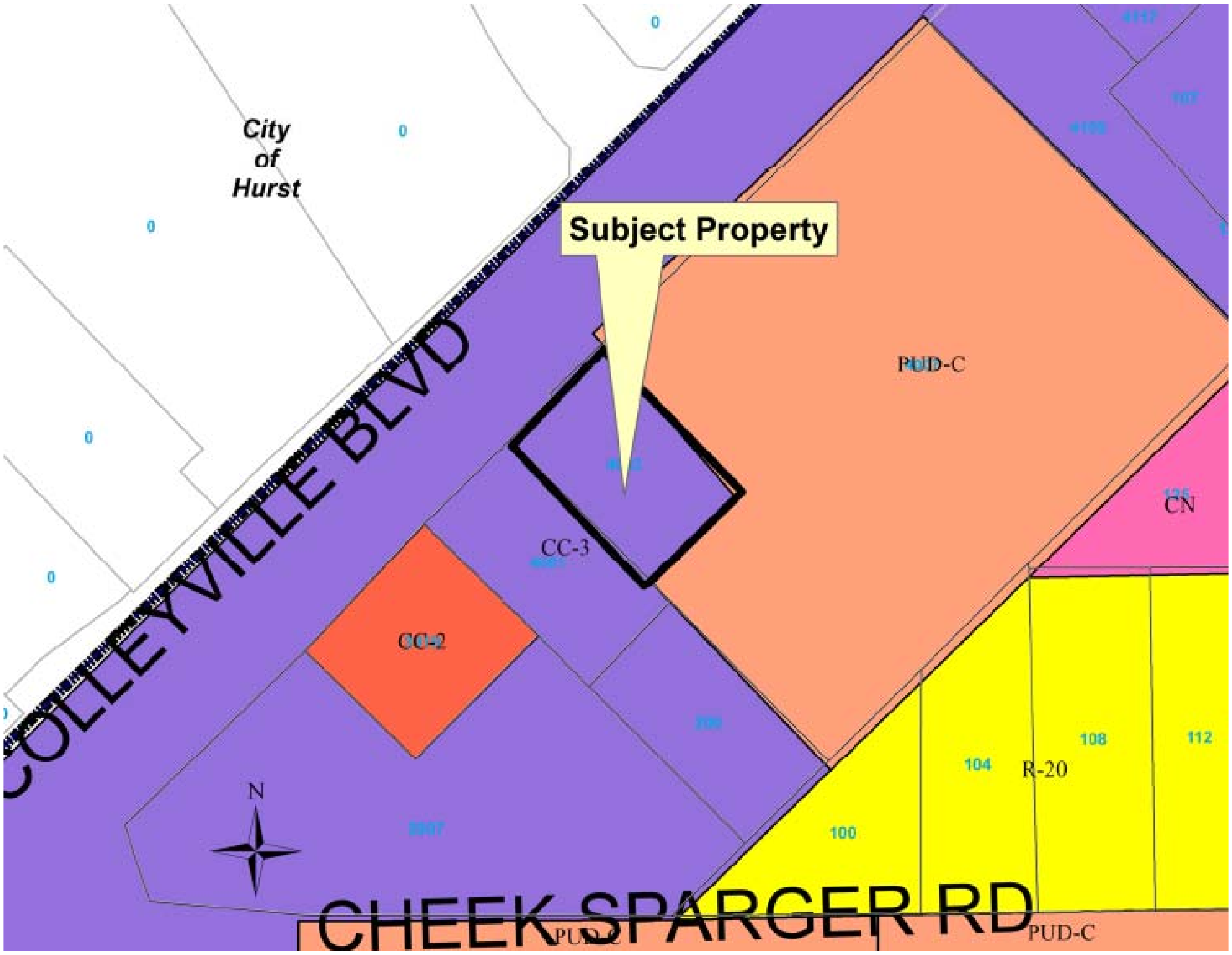


Exhibit “B” – Statement of Planning Objectives

SUP for Telecommunication Tower at 4003 Colleyville Blvd.

Statement of Planning Objectives

Verizon Wireless requests a Specific Use Permit for a telecommunication tower at 4003 Colleyville Blvd, Colleyville Texas, 76034. The property is zoned CC-3, highway commercial and it is fully developed and currently in use by Michaels Keys. It is surrounded by property zoned CC-3 to the west which is currently occupied by a fast food restaurant, and by vacant property zoned PUD-C Planned Unit Development-Commercial to the east and south. The property to the north is outside the city limit.

The proposed location for the tower is at the southeastern comer of the lot. . There is heavy vegetation between the lot and adjacent properties to the south. The distance between the base of the tower and any agricultural or residential district is more than two times the height of the tower, as shown on the site plan C-1. The tower structure is 100 feet high, and the closest residential district, an R-20 district to the south, is 223 feet from the closest edge of the tower base.

The tower at the Proposed Site will be available for use by up to two wireless communications providers, subject only to the negotiation of a mutually acceptable site leases with the providers. The design of the tower for the Proposed Site will be a monopole, which makes the tower (including its antennae, shelter and ground layout) the best design available to serve Verizon Wireless' customers' coverage needs. The tower will only be one-hundred and eight feet (108') tall to its highest point (the lightning rod) in a 20' x 35' lease area, and the equipment on the ground will be housed in outdoor equipment cabinets will be screened with an eight-foot-high masonry wall. The tower and equipment will be serviced by a vehicle that will park outside the gate of the equipment area.

As indicated by Mr. Siddiqui's affidavit, attached, there are no other towers available within a. one mile radius to meet the coverage needs of this area. The coverage maps attached to his affidavit indicate the significant gap in reliable coverage in this area now, and the optimal coverage that will be provided by a tower at this site. The proposed site will provide optimal coverage for the residential and commercial areas within 1 mile around the Proposed Site and will serve both coverage and capacity needs by filling existing significant gaps in the ability of remote users of Verizon Wireless' wireless network to access the national telephone network

As indicated in Mr. Pyles' affidavit, this site was the only site available because the other candidates were either not interested, or their property did not meet the zoning setback requirements, or the sites were rejected by RF due to coverage issues. This shows that the proposed site and type of tower are the least intrusive means to provide the needed coverage.

Exhibit “B” – Statement of Planning Objectives (cont.)

Development Schedule

The development schedule cannot be provided with any certainty at this time. The start and completion dates will be determined once the site is released to construction. Once a site is awarded then we can provide the City with an estimated start date and completion date. The engineer for the project estimates that construction will take approximately 6-8 weeks from start to finish.

Economic Development Information

The proposed cell tower will not add any square feet of building area. There will be no associated sales per year at this site.

Traffic Impact Analysis

The proposed cell tower will not generate any vehicle trips per day.

Exhibit "C" – Site Plan

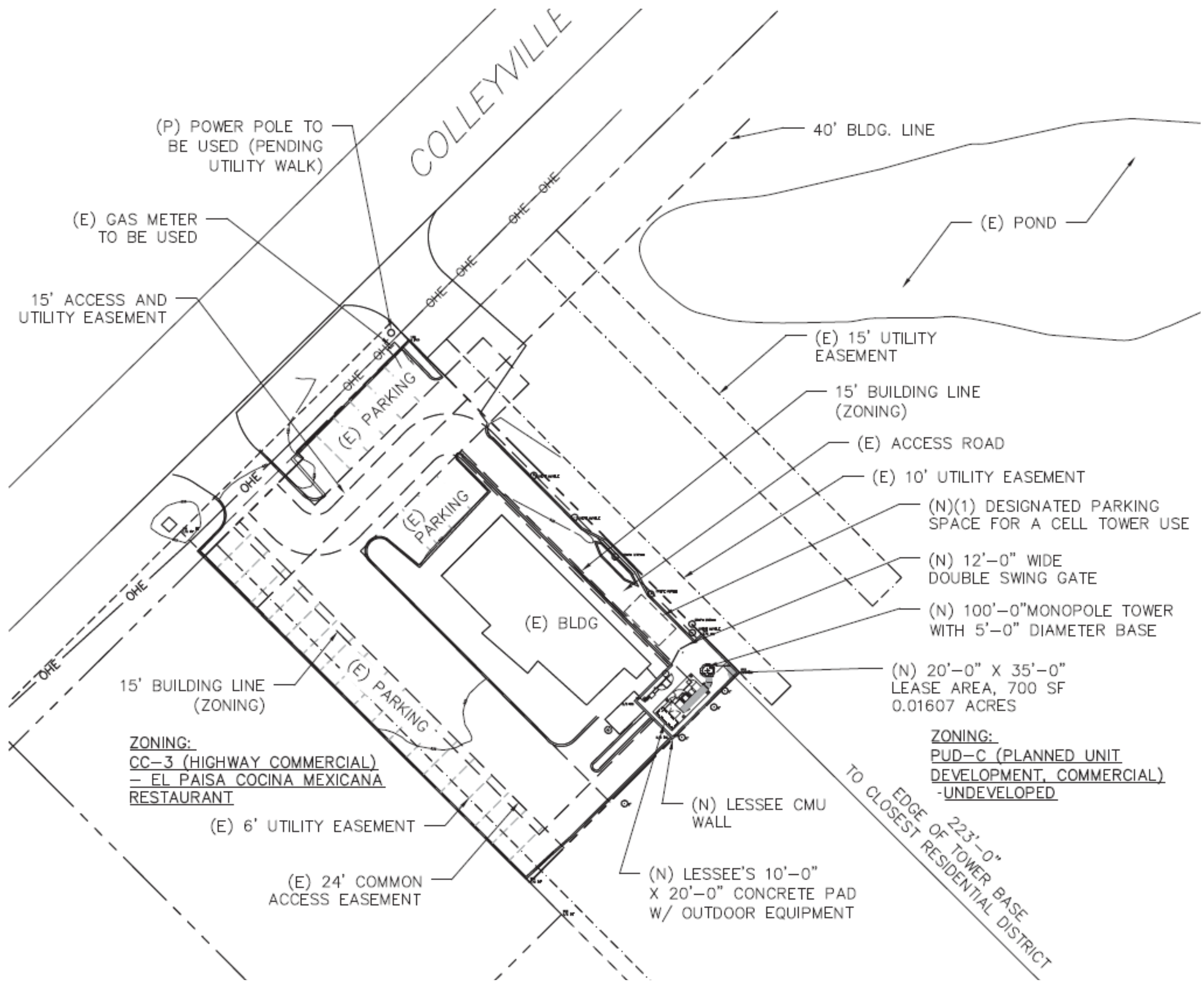
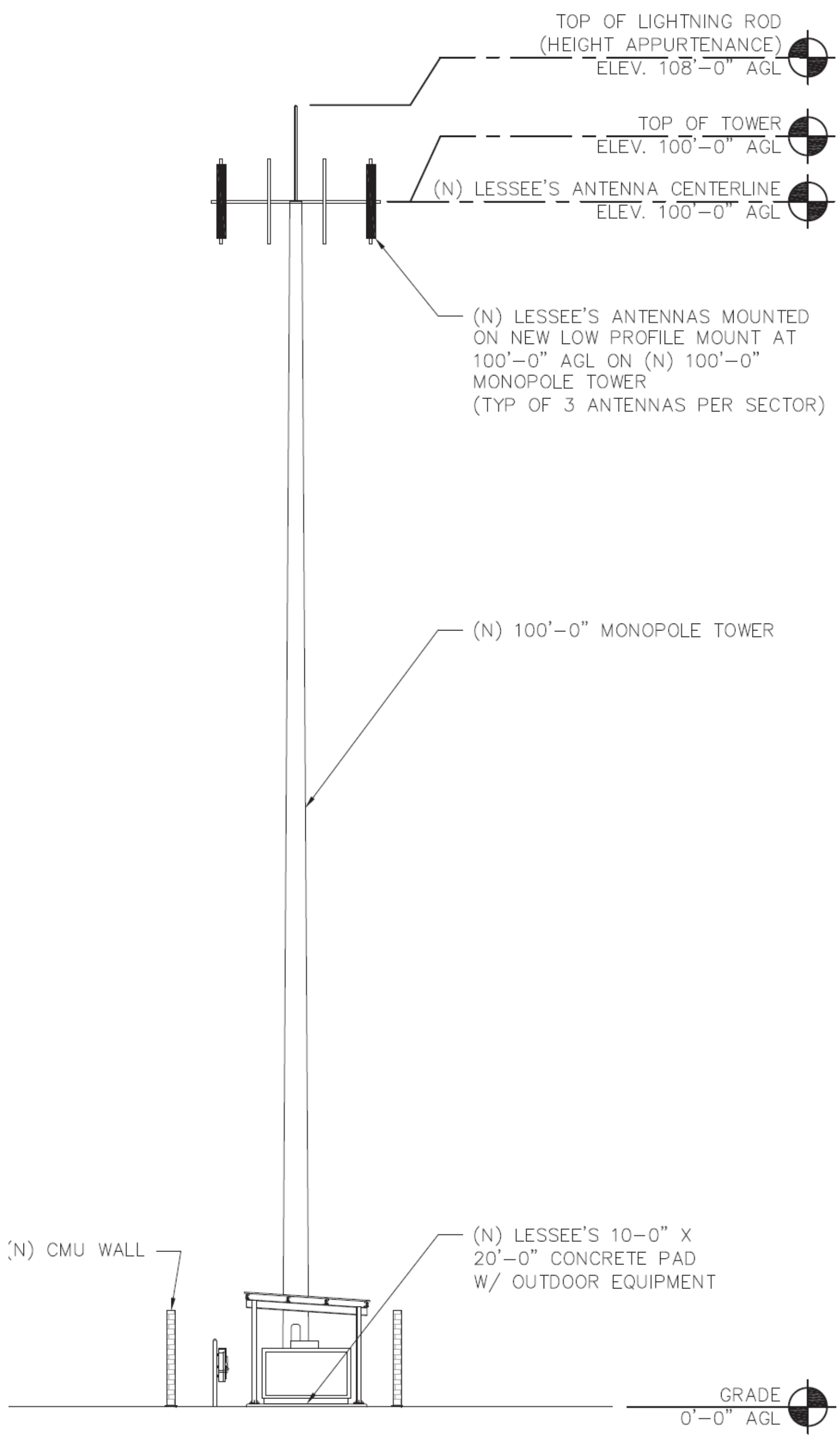


Exhibit "D" – Tower Elevation



2 TOWER ELEVATION
SCALE: 1/8" = 1'–0"

Agenda Number 6a **Agenda Date** 03/03/2015 **Number** Ordinance O-15-1950
Type Ordinance
Department Community Development

Title
Consideration of a zoning change from the AG-Agricultural zoning district to the R-20-Single Family Residential zoning district on 2.682 acres of Abstract No. 331 of the A.J. Caldwell Survey, located at 6105 Waller Lane, Case ZC14-029

Strategy Map Connection
There is no strategy map connection for this item.

Explanation
First Reading and Public Hearing

Jay Gajulapalli, the developer, has submitted a request to change the zoning on 2.682 acres, located at 6105 Waller Lane. The applicant is requesting to rezone the property from the AG-Agricultural zoning district to the R-20-Single Family Residential zoning district. The applicant is seeking a zoning change in order to create four single family residential lots.

Existing Conditions. The subject property is not platted. It contains a single family home and an accessory building.

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. 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 subject property meets the minimum standards of the Land Development Code for the R-20 zoning district.

Proposed Concept Plan. If the zoning is approved, the plat application, along with public improvement plans, including a drainage plan, must be submitted and reviewed, to ensure compliance with the Land Development Code. Based on the proposed concept plan attached, a right of way waiver will be required, at the time of platting, for a portion of the newly dedicated street. Along Waller Lane, a residential street not on the Master Thoroughfare Plan, there is only 148.92 feet of frontage, meaning a 100 foot wide lot, as required by R-20-Single Family zoning district regulations, plus a 50 foot right of way is not achievable. An easement can be dedicated to allow 50 feet of useable space for the construction of the required public road, applicable sidewalks, and utilities. The concept plan is for illustrative purposes only and no action will be taken on the lot configuration shown. City Council consideration of a waiver for the street right of way width will be required at the time of platting based on the conceptual lot layout illustration that has been submitted. Due to the fact a waiver is required, City Council will be the approval body for the plat.

Surrounding Development Trends. The properties to the north and east are zoned R-20 Single Family Residential and developed as single family detached homes. The properties to the west are zoned R-40 Single Family Residential and AG-Agricultural, and developed as single family detached homes. The property to the south is zoned AG-Agricultural and contains the Colleyville Elementary School campus. Even though the property to the south is developed as Colleyville Elementary School, this property is not considered transitional.

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 17 property owners within 200 feet as well as any Homeowners Associations within 500 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per state law. Notice was published in the *Fort Worth Star-Telegram* as required by state law and the Land Development Code. At the February 9, 2015 Planning and Zoning Commission meeting there were three people who spoke in opposition of this request, along with two people who did not wish to speak but recorded their opposition. There was one speaker in support of the request. All speaker cards are attached.

Planning and Zoning Commission Recommendation. The Planning and Zoning Commission recommended approval of this request at the February 9, 2015 meeting by a vote of 7-0.

Supermajority Vote Requirement. State laws 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 (3/4) vote (supermajority is 6 out of 7) is required by City Council for approval of this zoning request. Based on speaker cards received at the February 9, 2015 Planning and Zoning Commission meeting and the attached opposition map, 30 percent of the properties within the 200 foot buffer are opposed to the request. Therefore, a supermajority vote is required in order to approve this request.

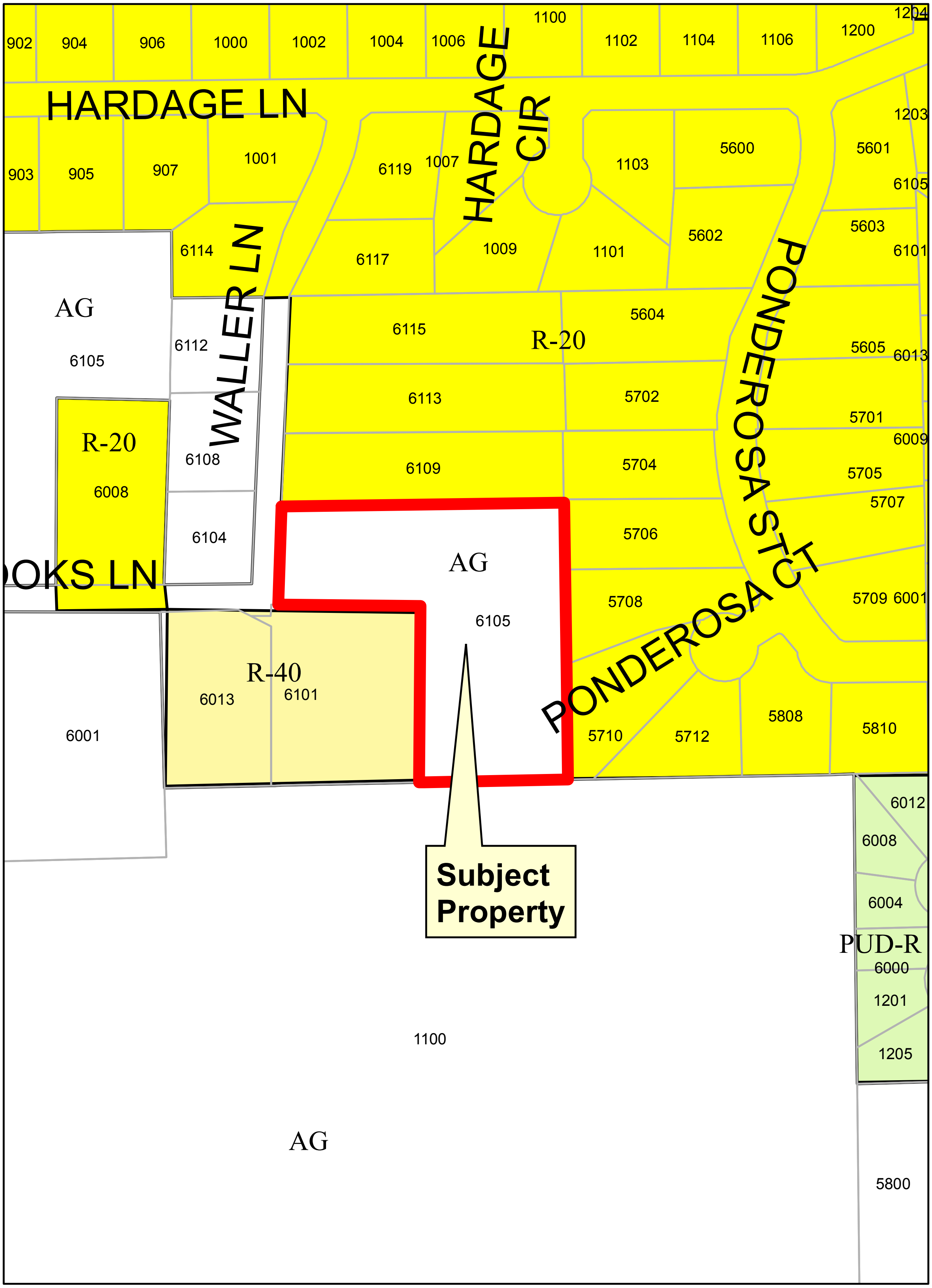
Summary. The proposed zoning change is consistent with the Future Land Use Plan, which designates the subject property as single family residential uses. The proposed 2.682 acres meet the minimum standards of the Land Development Code for the R-20 zoning district. Staff recommends approval of the rezoning request.

Financial Impact
There is no financial impact to the City.

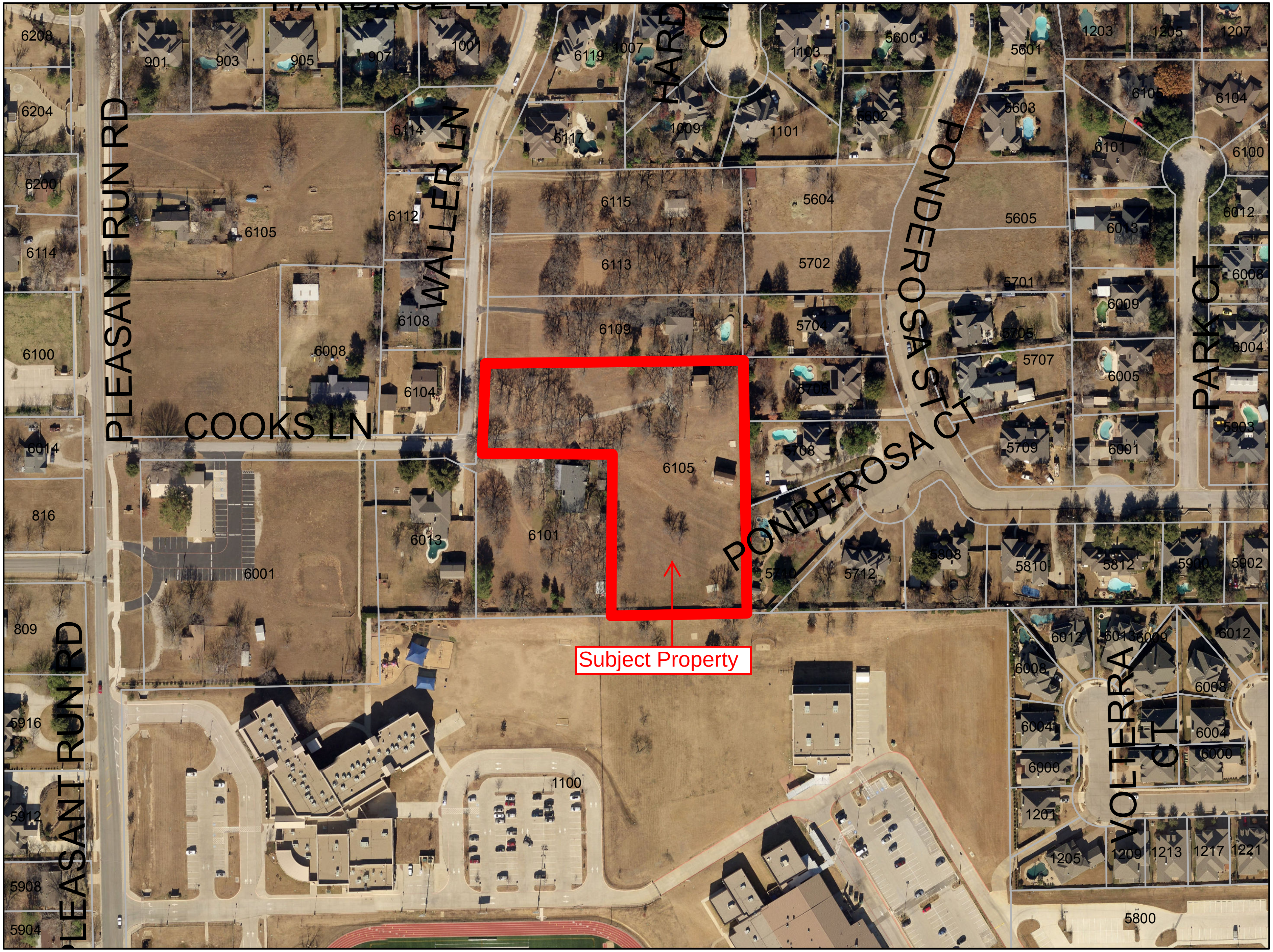
Recommendation
Approve

Attachments
1. Location and Zoning Map
2. Aerial
3. Future Land Use Map
4. Buffer Map
5. Notification List
6. Opposition Map
7. Speaker Cards of Opposition
8. Speaker Card of Support
9. Zoning Exhibit
10. Conceptual Development Plan
11. O-15-1950

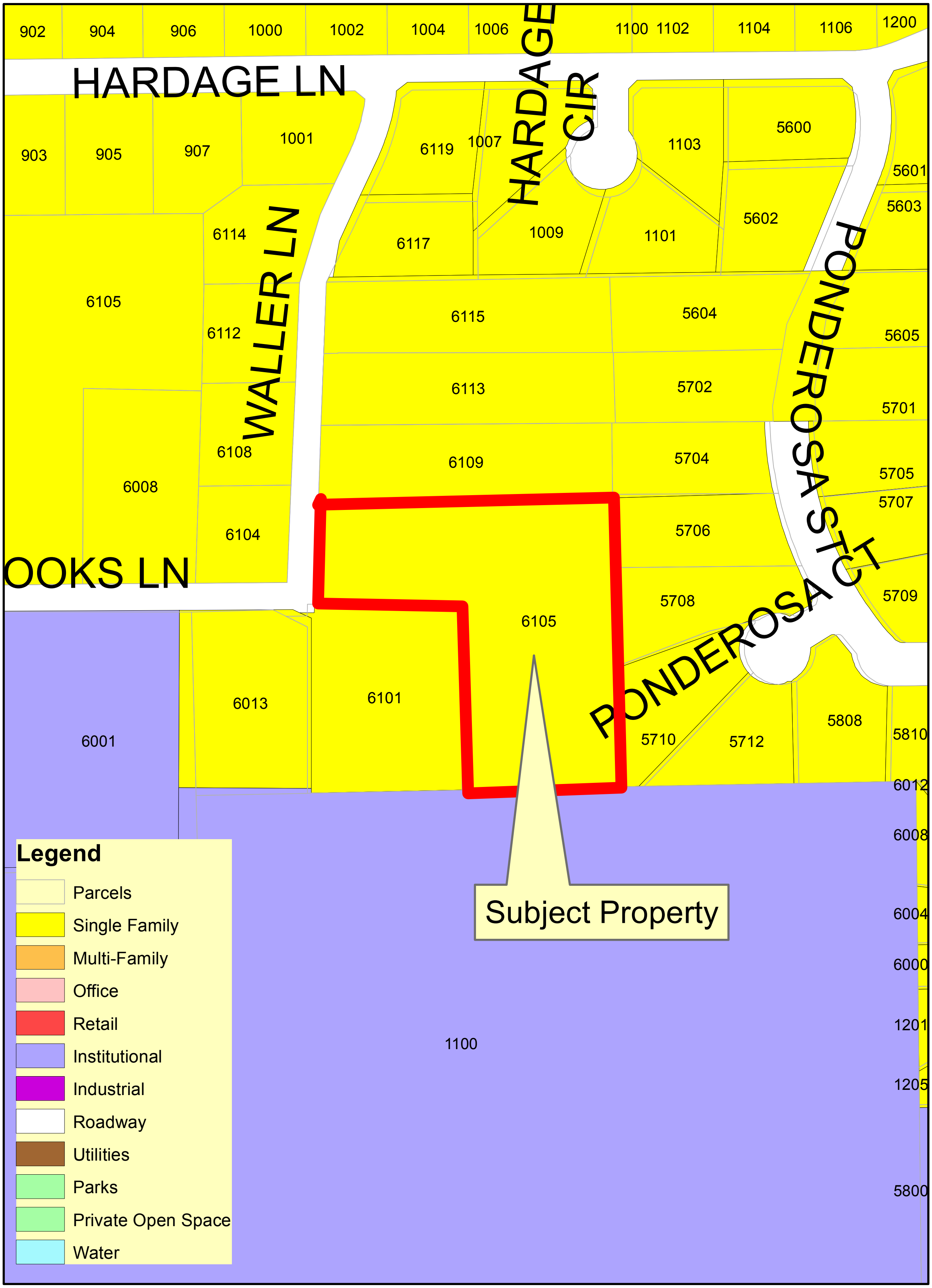
Location and Zoning Map



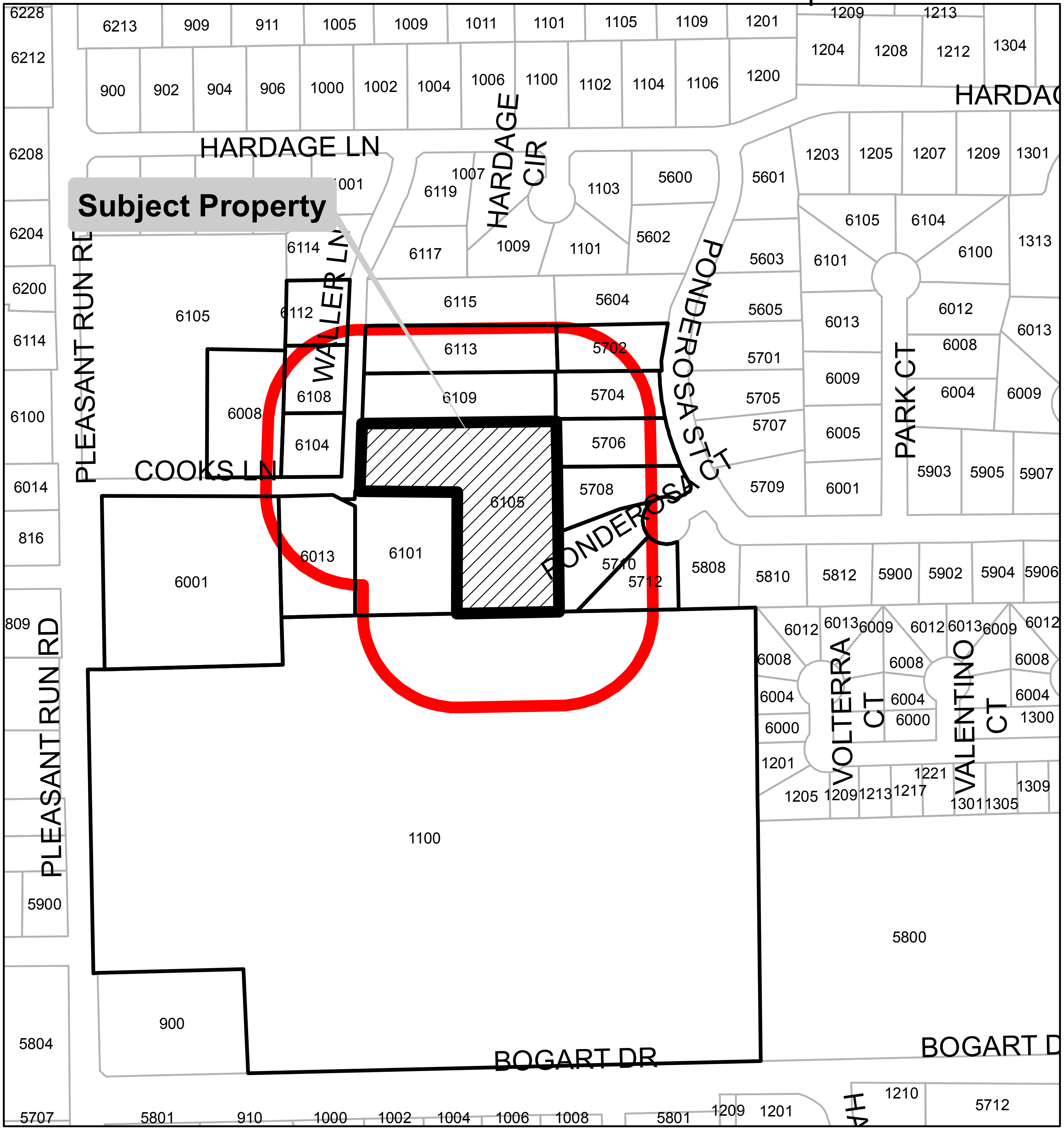
Aerial


PLEASANT RUN RD
COOKS LN
WALLER LN
PONDEROSA ST
PONDEROSA CT
PARK CT
VOLTERRA CT
Subject Property
6115
6113
6109
6105
6101
5604
5605
5702
6105
6104
6108
6112
6114
6008
6001
6013
1100
5800

Future Land Use



Buffer Map



Case ZC14-029
6105 Waller Lane

Legend

- Properties within 200 feet
- Subject Property
- Parcels

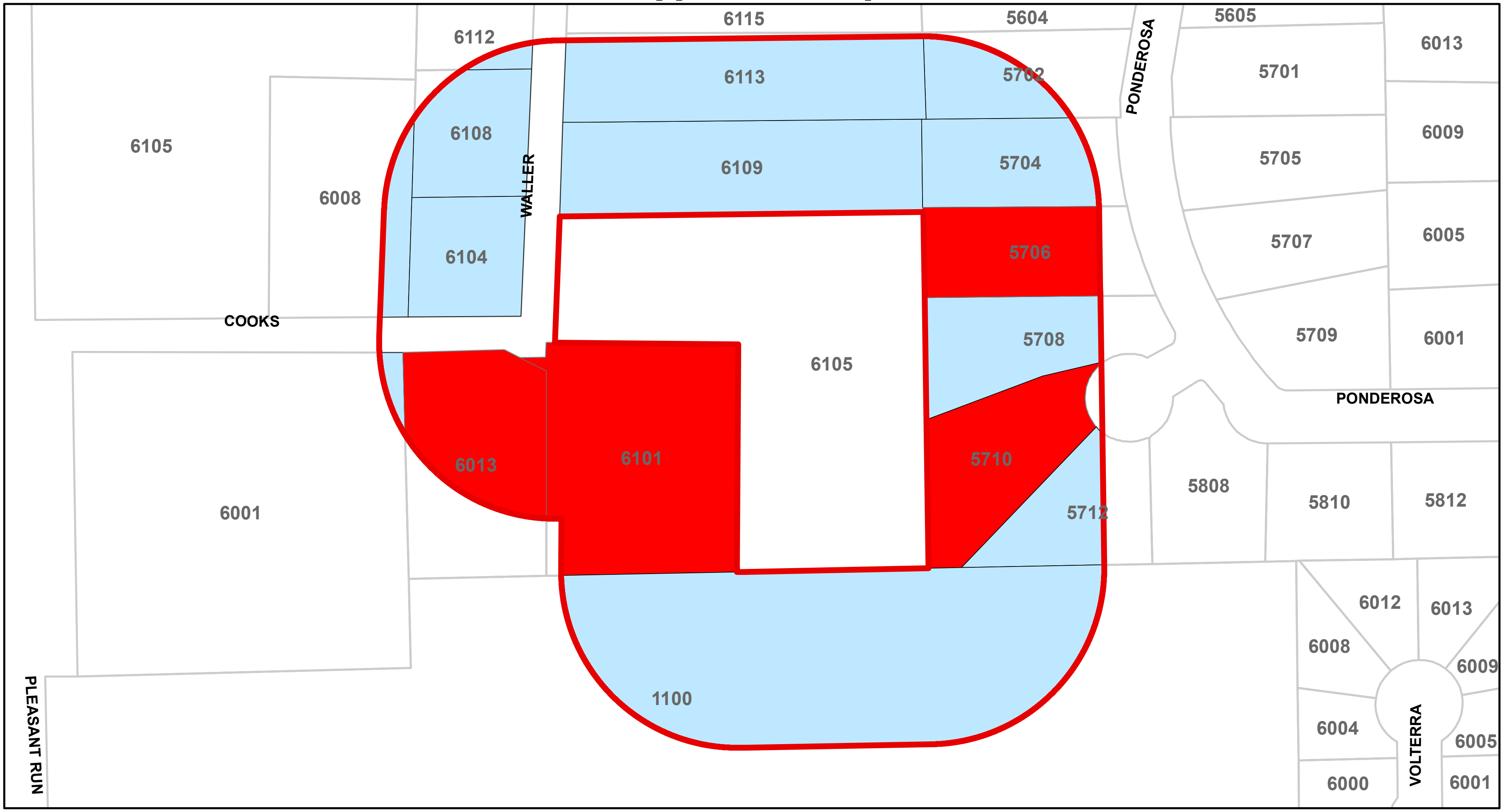
CITY OF COLLEYVILLE TEXAS

Notification List

Owner Name	Owner Address	Owner City	Owner State	Owner Zip	Situs Address
Brooks, Troy Etux Marcela	6112 Waller Ln	Colleyville	Texas	76034	006112 Waller Ln
Beauly Llc	1090 Northchase Pkwy SE	Marietta	Georgia	30067	006108 Waller Ln
Sliney, Pamela M	6008 Cooks Ln	Colleyville	Texas	76034	006008 Cooks Ln
Hedges, B D Etux Brandy	6104 Waller Ln	Colleyville	Texas	76034	006104 Waller Ln
Pleasant Run Baptist Church	6005 Pleasant Run Rd	Colleyville	Texas	76034	006001 Pleasant Run Rd
Ziober, Alvin Etux Suzanne	6109 Waller Ln	Colleyville	Texas	76034	006109 Waller Ln
Fisher, Brett A Etux Karen G	5710 Ponderosa Ct	Colleyville	Texas	76034	005710 Ponderosa Ct
Gavlak, Kevin G Etux Deanna C	5712 Ponderosa Ct	Colleyville	Texas	76034	005712 Ponderosa Ct
Billups, Shelly Deann	5704 Ponderosa St	Colleyville	Texas	76034	005704 Ponderosa St
Southall, Richard Etux Kellye	5708 Ponderosa Ct	Colleyville	Texas	76034	005708 Ponderosa Ct
Rich, Danny F Etux Mary Ann	9101 Freeport Dr	Denton	Texas	76207	005706 Ponderosa St
McMeans, Jay B Etux Vonna L	6013 Cooks Ln	Colleyville	Texas	76034	006013 Cooks Ln
Naler, Dee Ann Etvir M Begrove	6101 Waller Ln	Colleyville	Texas	76034	006101 Waller Ln
Sewell, Robert H Etux Lisa D	202 Gallant Ct	Colleyville	Texas	76034	006105 Waller Ln
Grapevine ISD	3051 Ira E Woods Ave	Grapevine	Texas	76051	001100 Bogart Dr
Flying H Property Company Ii	6617 Precinct Line Rd Ste 200	North Richland Hills	Texas	76182	006113 Waller Ln
Flying H Property Company Ii	6617 Precinct Line Rd Ste 200	North Richland Hills	Texas	76182	006113 Waller Ln
Tuscany HOA	PO Box 1140	Colleyville	Texas	76034	Courtesy Notice
Grapevine-Colleyville ISD	3051 Ira E Woods Ave	Grapevine	Texas	76051	Courtesy Notice
Jayacharda Gajalapalli	6706 Sapphire Circle North	Colleyville	Texas	76034	Applicant

Public hearing notices were mailed
Fri. Jan. 30, 2015 by Taci Wrisley

Opposition Map



Total Land Area in Buffer (Includes R.O.W): 425505.505249 Sq Ft / 9.768 Total Acres
Total Land Area Opposed (within 200 ft Notice Area): 128227.300781 Sq. Ft/ 2.943 Total Acres
Percent of Land Opposed (within the 200 ft. Notice Area): 30.13%

Legend

- 200 ft Buffer
- Properties within the 200ft Buffer
- Parcels

Updated 2/10/15

6105 Waller Lane
Planned Development Zoning Change

CITY OF COLLEYVILLE TEXAS

0 62.5 125 250 375 500 Feet

N W E S

Speaker Cards in Opposition

Date: 2/9/15 **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: ________

Name: Brett Fisher

Address: 5716 Ponderosa Ct

City: Colleyville **State:** TX **Zip Code:** 76034

Telephone Number: 8174242481 **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: Brett F

This information is a Public Record.

Date: 2-9-2015 **SPEAKER CARD**

_____ 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**

Agenda Item Number: 3A

Name: Dee Ann Naler

Address: 6101 Waller Lane

City: Colleyville **State:** TX **Zip Code:** 76034

Telephone Number: 8172510007 **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: Dee Ann Naler

This information is a Public Record.

Speaker Cards in Opposition

Date: 020915

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: ZC14-029

Name: Glenda Webber

Address: 5706 Ponderosa St

City: Colleyville **State:** TX **Zip Code:** 76034

Telephone Number: 8172712371 **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: Glenda S. Webber

This information is a Public Record.

Date: 2/9/15

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: ______

Name: Karin Fisler

Address: 5710 Ponderosa Ct

City: Colleyville **State:** TX **Zip Code:** 76034

Telephone Number: 817 807 0901 **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: KF

This information is a Public Record.

Speaker Cards in Opposition

Date: 2-9-15 **SPEAKER CARD**

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

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

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

Agenda Item Number: ________

Name: Jay McMeans

Address: 6013 Cooks Ln

City: Colleyville **State:** TX **Zip Code:** 76034

Telephone Number: 817-797-3182 **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.

Speaker Card in Support

Date: 02/09/2015 **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: 1

Name: Rekha ~~[illegible]~~ Gazulapalli

Address: 6706 Sapphire Circle North

City: Colleyville **State:** TX **Zip Code:** 76034

Telephone Number: 901 5964144 **Representing:** Jay Gazulapalli
(organization/self)

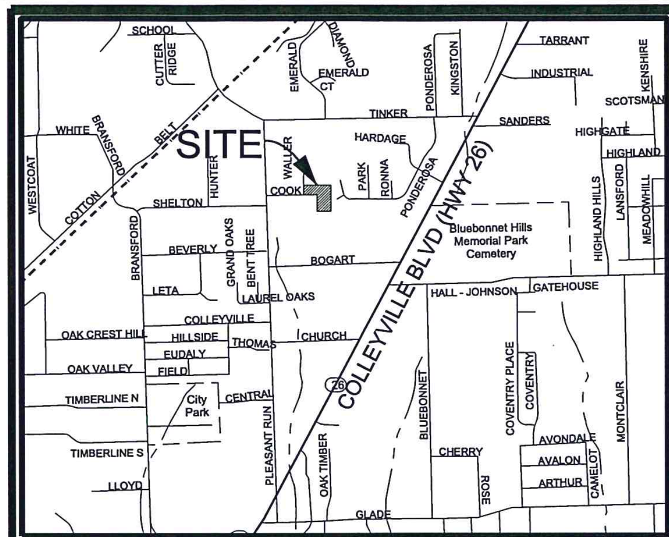
I understand I am limited to speaking for five minutes.

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.

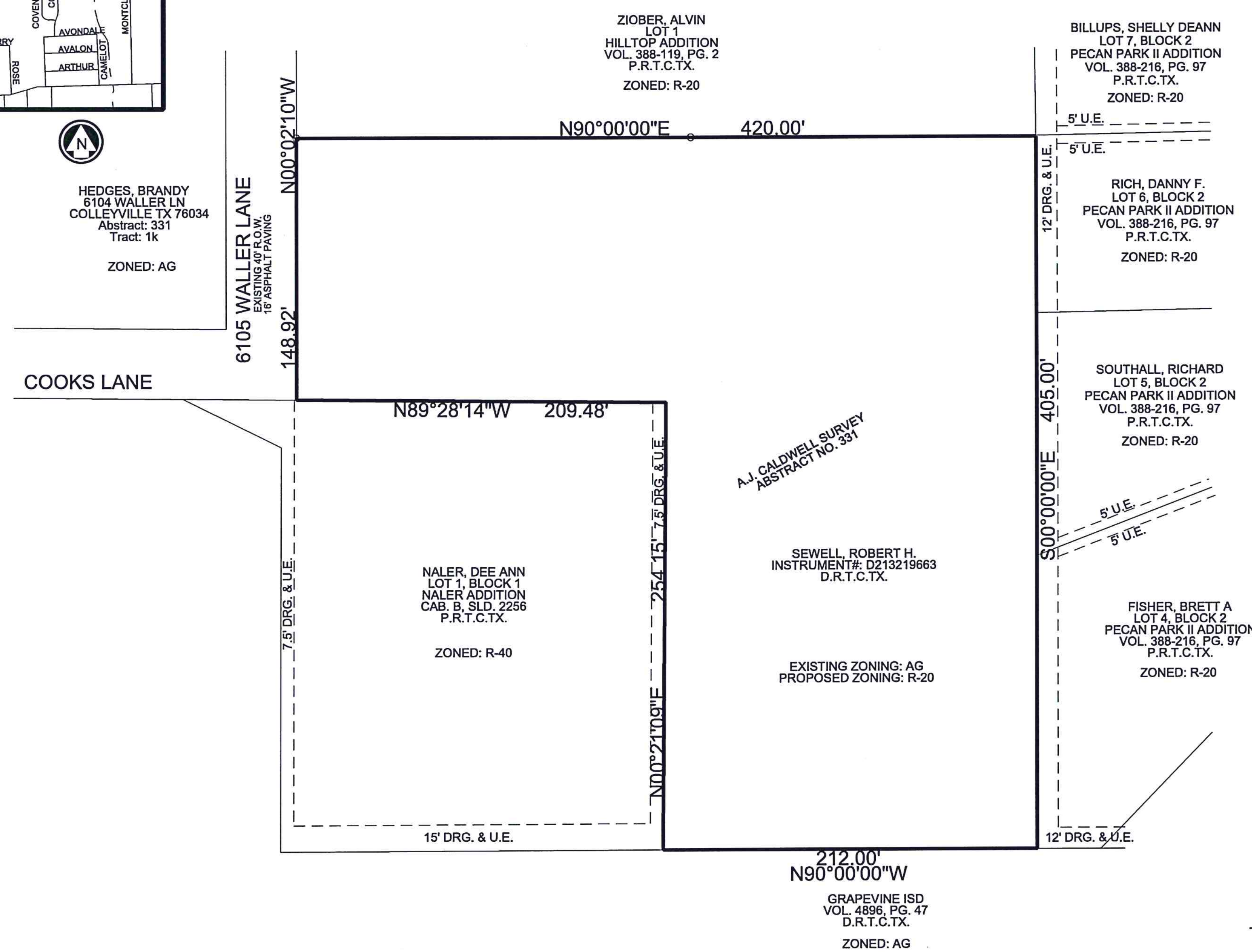
Signed: Rekha

This information is a Public Record.

Zoning Exhibit



VICINITY MAP
N.T.S.



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ACCORDING TO FEMA MAP NO. 48439C0095K, ZONE X, DATED 9-25-2009. THE ABOVE LOT DOES NOT LIE WITHIN THE 100 YEAR FLOOD PLAIN, AT THIS TIME.

ENGINEER/SURVEYOR
A.N.A. CONSULTANTS, L.L.C.
5000 THOMPSON ROAD
COLLEYVILLE, TEXAS 76034
TEL. (817) 335-9900
FAX (817) 335-9955
F.R.N.1009080

DEVELOPER
JAY GAJULAPALLI
6706 SAPPHIRE CIRCLE NORTH
COLLEYVILLE, TX 76034

OWNER
ROBERT H & LISA D SEWELL
202 GALLANT CT.
COLLEYVILLE, TEXAS 76034

0 40 80 120
GRAPHIC SCALE IN FEET
SCALE : 1" = 40'

ZONING EXHIBIT
FOR ZONING CHANGE
FROM AG TO R-20

6105 WALLER LANE

AN ADDITION TO THE
CITY OF COLLEYVILLE
TARRANT COUNTY, TEXAS
BEING 2.682 ACRES OF LAND
SITUATED IN
A.J. CALDWELL SURVEY,
ABSTRACT NO. 331
COLLEYVILLE, TARRANT COUNTY, TEXAS

PREPARED DECEMBER 2014
DOCUMENT NO: ______ DATE ______

PROJECT NO.	140590
DRAWN BY	JW
APPROVED BY	EKK
DATE	12-18-2014

REVISIONS | DATE

ZONING EXHIBIT 'A'
PROPOSED ZONING
FOR
6105 WALLER LANE

5000 Thompson Terrace
Colleyville, TX.76034
(817)335-9900
FAX:(817)335-9955

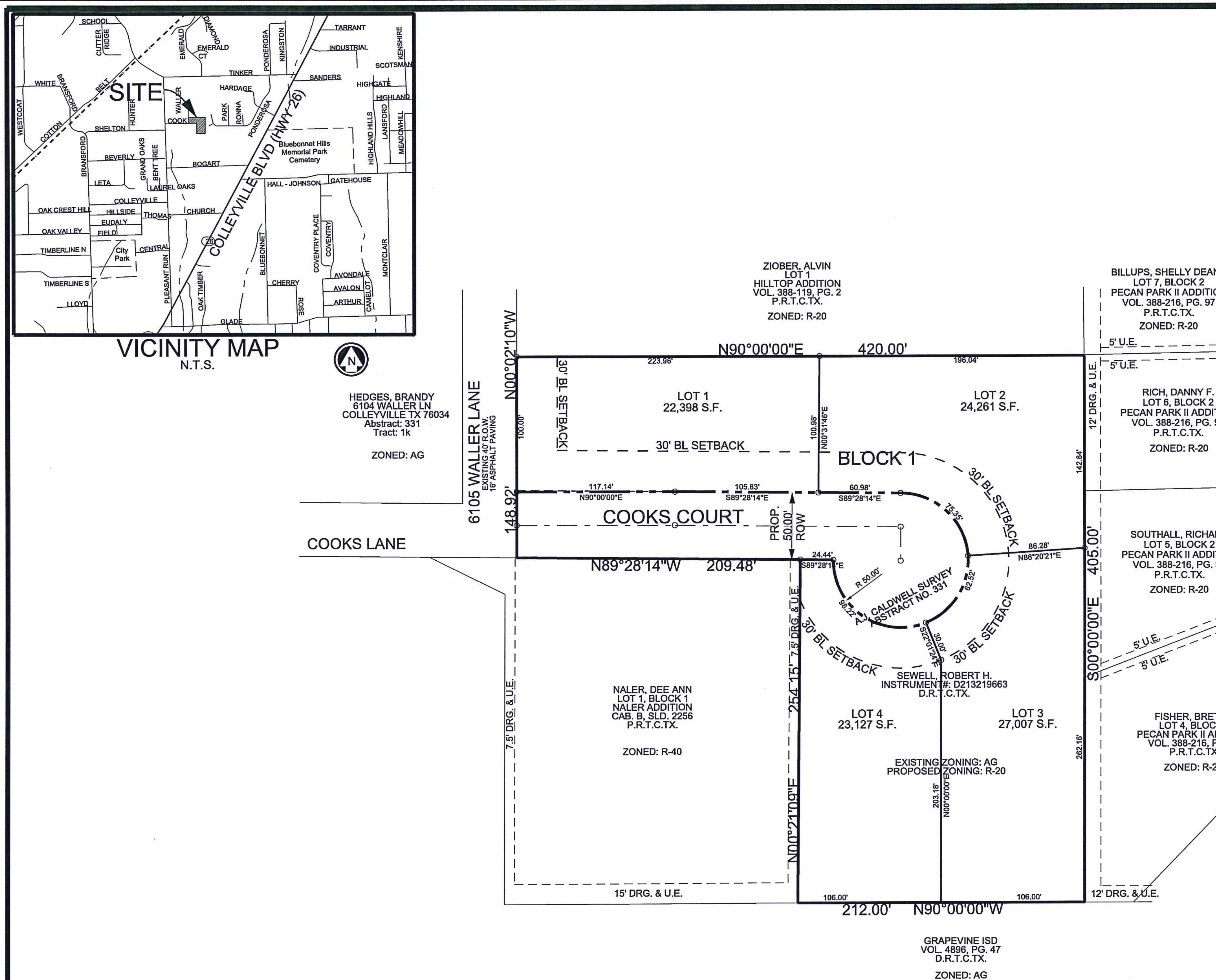
ANA CONSULTANTS, L.L.C. ENGINEERS SURVEYORS PLANNERS

Case no.

SHEET 1 OF 1

140590_Zoning Exhibit A.dgn 1/29/2015 9:42:59 AM

Conceptual Development Plan



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ACCORDING TO FEMA MAP NO. 48439C0095K, ZONE X, DATED 9-25-2009. THE ABOVE LOT DOES NOT LIE WITHIN THE 100 YEAR FLOOD PLAIN, AT THIS TIME.

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A.N.A. CONSULTANTS, L.L.C.	JAY GAJULAPALLI	ROBERT H & LISA D SEWELL
5000 THOMPSON ROAD	6706 SAPPHIRE CIRCLE NORTH	202 GALLANT CT.
COLLEYVILLE, TEXAS 76034	COLLEYVILLE, TX 76034	COLLEYVILLE, TEXAS 76034
TEL. (817) 335-9900		
FAX (817) 335-9955		
F.R.N.1009080		

N

0 40 80 120
GRAPHIC SCALE IN FEET
SCALE : 1" = 40'

ZONING EXHIBIT
FOR ZONING CHANGE
FROM AG TO R-20

6105 WALLER LANE

AN ADDITION TO THE
CITY OF COLLEYVILLE
TARRANT COUNTY, TEXAS
BEING 2.682 ACRES OF LAND
SITUATED IN
A.J. CALDWELL SURVEY,
ABSTRACT NO. 331
COLLEYVILLE, TARRANT COUNTY, TEXAS

PREPARED DECEMBER 2014

DOCUMENT NO: ______ DATE ______

PROJECT NO.	140590	
DRAWN BY	JW	
APPROVED BY	EKK	
DATE	12-18-2014	
DATE	REVISIONS	

ZONING EXHIBIT 'B'
SITE LAYOUT
FOR
6105 WALLER LANE

5000 Thompson Terrace
Colleyville, TX.76034
(817)335-9900
FAX:(817)335-9955

Case no.

SHEET 1 OF 1

140590_Zoning Exhibit B.dgn 1/29/2015 9:43:32 AM

ORDINANCE O-15-1950

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON 2.682 ACRES IN THE A.J. CALDWELL SURVEY, ABSTRACT NO. 331, LOCATED AT 6105 WALLER LANE, FROM THE AG-AGRICULTURAL ZONING DISTRICT TO THE R-20-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 ZC14-029; 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 2.682 acres in the A.J. Caldwell Survey, Abstract No. 331, located at 6105 Waller Lane, from the AG - Agricultural zoning district to the R-20-Single Family Residential zoning district, as depicted in the attached Exhibit “A” and 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 3rd day of March 2015.

The second reading and public hearing being conducted on the 17th day of March 2015.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the ___________ day of _______________________ 2015.

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

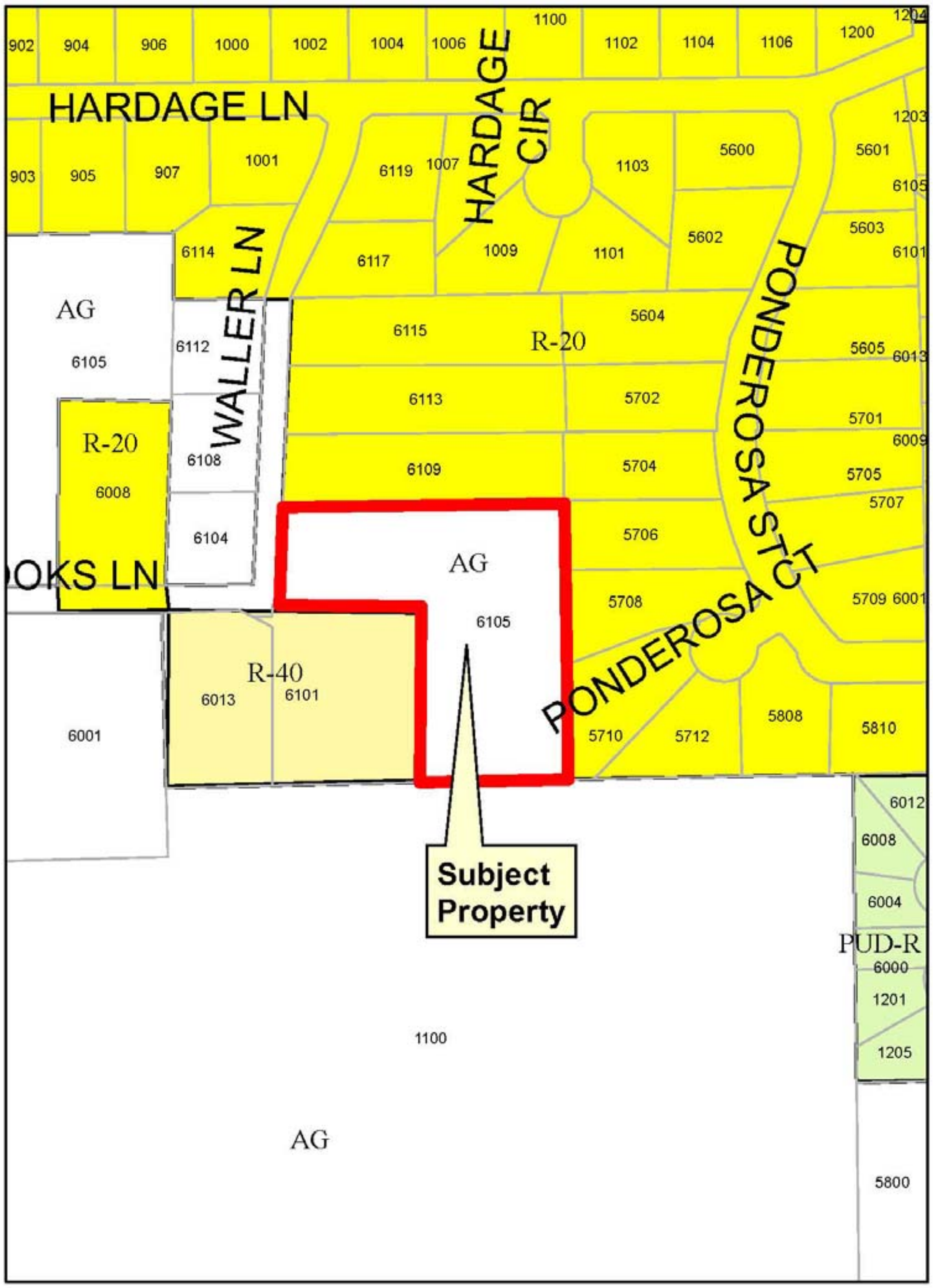

Exhibit “B”- Metes & Bounds Description

BEING A TRACT OF LAND OUT OF THE A.J. CALDWELL SURVEY, ABSTRACT NO. 331, TARRANT COUNTY, TEXAS AND BEING THE SAME TRACT OF LAND AS DESCRIBED IN DEED RECORDED IN INSTRUMENT NUMBER D213219663, DEED RECORDS, TARRANT COUNTY, TEXAS AND BEING DESCRIBED AS FOLLOWS:

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City of Colleyville
City Council
Agenda Briefing

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

Agenda Number 7a **Agenda Date** 03/03/2015 **Number** Resolution R-15-3854
Type Resolution
Department Economic Development

Title
Adopting Guidelines and Criteria for Economic Development Incentives

Strategy Map Connection
C3- Attract and retain high quality businesses to provide a thriving, diversified tax base that attracts visitors

C1- Provide attractive and unique spaces for enjoyment of personal interests and community interaction

Explanation
Reading and Public Hearing

At the January 6, 2015 Pre Council meeting, staff presented recommended changes to the Economic Development Incentives Guidelines and advised the City Council that the State of Texas requires any municipality, which desires to consider applications for economic development incentives, to approve associated Guidelines and Criteria every two years.

At that meeting, City Council directed staff to prepare a resolution for a future meeting, which would provide for the staff recommendations to the Economic Development Incentive Guidelines. Based on City Council's direction, the attached proposed resolution provides for the addition of a new Matching Grant category to assist businesses along SH26/Colleyville Boulevard with the cost of constructing joint access easements:

3. Joint access easements between adjoining businesses of any type located along Colleyville Boulevard (i.e. toward paving costs associated with construction of new access easements).

An easement is the right to use the real property of another property owner for a specific purpose. In these cases, it will be for shared access between two adjoining businesses or commercial property owners with business tenants.

The idea for a new matching grant category originated out of Phase I of the SH26 reconstruction project, and staff believes such an addition may provide timely assistance to businesses that might be impacted by the Phase II and III reconstruction project. As with the existing Matching Grant Program, the maximum amount of each request is $30,000 for a $60,000 investment. Grants would be paid out of the City's Strategic Initiatives Fund, and would need approval solely by City Council. The available cash balance of the Strategic Initiatives Fund as of February 27, 2015 is $276,000.50. Additionally, the Tax Increment Financing Fund is a potential source of funding for the joint access easements matching grants.

The wording of this new category of matching grant is included in Section IV. Matching Grants 3. on page 9 of 14, as presented to City Council on January 6, 2015.

Approval of proposed Resolution R-15-3854, meets the state's requirement for approval of Economic Development Incentives Guidelines and allows for joint access easements matching grants.

Financial Impact
Recommended new grants would be paid from the City's Strategic Initiatives Fund, and would require sole approval by City Council. The available cash balance of the Strategic Initiatives Fund as of February 27, 2015 is $276,000.50. Additionally, the Tax Increment Financing Fund is a potential source of funding for the joint access easements matching grants.

Recommendation
Approve

Attachments
1. Resolution R-15-3854

RESOLUTION R-15-3854

A RESOLUTION REVISING RESOLUTION R-12-3565 ADOPTING GUIDELINES AND CRITERIA FOR ECONOMIC DEVELOPMENT INCENTIVES

WHEREAS, Texas State law provides for a home rule municipality to offer various economic development incentives; and

WHEREAS, the City of Colleyville has made a long term commitment to economic development, and the City seeks to foster a more diversified tax base so that it may deliver sustainable government; and

WHEREAS, the economic viability of the City of Colleyville depends upon the City's ability to retain and foster the expansion of existing businesses, as well as attract new investment through the location of new businesses; and

WHEREAS, the City of Colleyville recognizes it must also enhance its competitiveness with other communities and especially neighboring municipalities; and

WHEREAS, the City of Colleyville recognizes the value in adding an additional Matching Grant category to assist in the construction of joint access easements between several existing property owners and businesses, especially before the start of Phase II, State Highway 26 reconstruction; and

WHEREAS, Chapter 312 of the Texas Tax Code requires that each taxing entity who wishes to consider granting economic development incentives must first adopt a set of guidelines and criteria, and the City of Colleyville desires to update Resolution R-12-3550.

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

Sec. 1. THAT the Economic Development Incentive Guidelines and Criteria contained in the attached Exhibit "A" are hereby adopted.

Sec. 2. THAT the City of Colleyville will utilize said Guidelines and Criteria to negotiate and consider economic development incentive programs.

Sec. 3. THAT prospective joint access easements along State Highway 26 are hereby eligible for Matching Grant fund application and consideration.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF __ AYES, __ NAYS AND __ ABSTENTIONS ON THIS THE 3rd DAY OF MARCH 2015.

ATTEST:	**CITY OF COLLEYVILLE**
Amy Shelley, TRMC City Secretary	David Kelly Mayor

Exhibit "A"

CITY OF COLLEYVILLE, TEXAS

ECONOMIC DEVELOPMENT INCENTIVES

GUIDELINES AND CRITERIA

Section 1. General Purpose and Objectives

General Purpose

The policy herein is intended as a guide for use in developing economic development incentive packages under the provisions of state law. Notwithstanding the policy herein established, the City Council of the City of Colleyville retains the right to act within the provisions of such act without the necessity of amending the general policy and/or purpose adopted within this set of *Guidelines and Criteria*.

Objectives

The City of Colleyville, Texas, has made a long-term commitment to economic development. The City seeks to foster a more diversified tax base so that it may deliver sustainable government. Insofar as these objectives are generally served by the enhancement and expansion of the local economy, the City of Colleyville will, on a case-by-case basis, give consideration to providing tax abatements and other forms of economic development incentives as stimulation for economic growth in Colleyville. It is the policy of the City of Colleyville that said consideration will be provided in accordance with the criteria outlined in this document. Nothing herein shall imply or suggest that the City of Colleyville is under any obligation to provide any type of incentive to any applicant.

The City of Colleyville's Economic Development Department is charged with retaining existing businesses, attracting new businesses and marketing Colleyville—with the goal of expanding the City's commercial tax base. In keeping with this overall mission, the City has implemented a three point strategy in order to accomplish these important tasks:

- To identify and assist retail developers, corporate offices, and medical/physician specialist/laboratory-related facilities to invest and

build new, high quality, sales and property tax-generating projects in Colleyville;
- To assist landowners in the sale, development, and redevelopment of potential retail, office, and hotel sites to their highest and best use; and
- To recruit new, and retain existing, Colleyville retailers, restaurants, corporate offices, and medical/physician specialist/laboratory-related facilities and other sales tax and property tax generating businesses compatible with Colleyville's available land, land use plan, and demographics.

To achieve this goal, the City wishes to enhance its economic development efforts by developing an incentive policy to promote retention and expansion of existing retailers, restaurants, corporate offices, and medical/physician specialist/laboratory-related facilities, and to attract similar new businesses to Colleyville.

Within the context of these goals, the City of Colleyville will give consideration to providing reasonable incentives as a stimulus for new development and redevelopment on a case-by-case basis. Nothing herein implies or suggests that the City of Colleyville is under any obligation to provide any incentive to an applicant. The City recognizes that only certain businesses are worthy of incentives.

Section 2. Criteria

Any request for a tax abatement or any other type of economic development incentive shall be reviewed by the City Council. Their decision shall be based upon an evaluation of the following criteria, which each applicant will address in narrative form within or on pages attached to the City's Application for Economic Development Incentives:

<u>Employment Impact</u>

- Total number of full time equivalent jobs brought to Colleyville;
- Types of jobs created;
- Total annual payroll.

<u>Fiscal Impact</u>

- Total real and personal property value to be added to the tax roll;
- Anticipated direct sales tax to be generated at one (1) percent of taxable sales;
- Other revenues generated for the City: franchise payments, occupancy taxes, utility revenues, etc.;

- Amount of City infrastructure construction or participation required;
- Projected total annual operating budget of the facility.

Community Impact

- The expected effect the project will have on the local housing market;
- The expected environmental impact, if any, created by the project;
- The compatibility of the project with the City's Comprehensive Plan;
- The impact on neighboring businesses and/or property owners;
- The project's location (i.e. is it proposed to be located in a targeted area or an area designated for redevelopment?);
- The project's impact on the cost or provision of Colleyville municipal services;
- The project's type of business enterprise (i.e. is it among the types of businesses targeted for retention within or attraction to Colleyville?).

Competitive Impact

- The effect the project would have on existing businesses in Colleyville;
- A list of the types of products or services to be sold by the applicant which are currently sold by existing Colleyville merchants;
- A list of specific businesses seen as direct competitors to the applicant.

Please note that the City of Colleyville seeks first to retain existing businesses and therefore will consider whether an applicant will compete or potentially displace existing Colleyville businesses.

Section 3. Types of Incentives

It is the policy of the City of Colleyville to customize the provisions of economic development incentives on a case-by-case basis. This individualized design of a total incentive package is intended to allow maximum flexibility in addressing the unique concerns of each applicant while enabling the City of Colleyville to better respond to the changing needs of the community. Colleyville's goal is to adequately package incentives, with clear parameters, that are tailored to match business needs—as well as to the types of businesses Colleyville prefers. Likewise, Colleyville recognizes how incentives that encourage business growth and development are often unique to the needs of each individual business. The City is therefore open to discuss any particular incentive(s) that may be necessary for a business to ensure its success in Colleyville.

Consideration will be given to providing any type of economic development incentives not prohibited by state or federal law including, but not limited to:

tax abatements, in-lieu-of Freeport exemptions, state tax grants, and other grants in general, as well as participation in infrastructure and waiver of fees.

These economic development incentives are in addition to an ongoing tax increment financing program offered by the various taxing entities, which is not a part of this incentive program. The provision of incentives will be subject to the procedural and other requirements outlined in this document as well as those mandated by state or federal law, and by other actions of the City of Colleyville. All incentive agreements will be performance-based.

Nothing within these guidelines shall imply or suggest that the City of Colleyville is under any obligation to provide any incentive to any applicant.

Section 4. Value of Incentives

Following an assessment of the response provided to the criteria contained in Section 2, the City Council shall determine whether it is in the best interests of the City of Colleyville that economic development incentives be granted to the applicant. The review process will examine the “value added” terms of the project. Additional consideration, beyond the criteria, will include such items as the degree to which the project/applicant furthers the goals and objectives of the community or meets or compliments a special need identified by the City Council. Moreover, the City will consider whether the proposed business type is included on the targeted list identified within the three point strategy included in Section 1. Preference is given to medical/physician specialist/laboratory-related facilities and corporate office uses.

<u>Tax Abatements</u>:

A Tax Abatement may be offered in two categories:

1. Real Property (not located in the TIF District); and/or
2. Business and Personal Property

Real property abatements may be offered to applicants which will pursue the construction of new or expanded facilities in which to house the applicable project. The abatement may apply only to the value of improvements made.

Business Personal property abatements may be offered to applicants which will pursue the purchase or long-term lease of existing facilities. The abatement will apply to the value of new personal property brought into the taxing jurisdiction.

State law permits municipalities to grant a maximum property tax abatement of 100 percent each year for up to ten (10) years. Once a determination has been made that a tax abatement may be offered, the City will determine the value and term of the abatement according to the following schedule:

Minimum Property	Abatement Duration	Percentage of Abatement Investment Considered by Council
$2 million*	1st year	Up to 100%
	2nd year	Up to 90%
	3rd year	Up to 80%
$5 million	1st year	Up to 80%
	2nd year	Up to 70%
	3rd year	Up to 60%
$10 million+	1st year	Up to 60%
	2nd year	Up to 50%
	3rd year	Up to 40%

*Only medical/physician specialist/laboratory-related facilities are eligible for consideration.

Each application for consideration of a tax abatement, whether for Real Property or Business and Personal Property, shall include a $1,000 tax abatement application fee. The fee shall cover the cost of staff time spent analyzing and evaluating the application's merits.

<u>Grants</u>

The City of Colleyville may agree to extend a grant based on the amount of revenues to be generated by the economic development project to the City of Colleyville for such categories as sales tax, occupancy taxes, utility fees, or similarly related revenues. Chapter 380 of the Texas Local Government Code also permits loans and grants of City funds and use of City staff and City facilities at minimal or no charge. Any such use must be construed as serving a "public purpose". Likewise, any type of loan, grant or waiver requires a contract between the City and the applicant.

Retail Sales Tax Grants

By contract, the City may provide an incentive consisting of an annual grant through a tax rebate, based on a percentage of the sales and use tax received by the City from the sale of taxable items by the applicant. The City is authorized by Section 380.001, Texas Local Government Code, to make such grants.

Sales and use tax means the City's one (1) percent sales and use tax on the sale of taxable items by the applicant at the applicant's business location in the City. The applicant by contract will be required to provide a sales tax certificate setting forth the applicant's collection of sales and use tax for the sale of taxable items consummated at the applicant's business location in the City for the previous ending twelve (12) calendar month period, with such supporting documentation as may be required by the City.

The grant would be conditioned on the applicant's continued ownership / occupancy of the project site.

The sales tax grants would be paid in annual installments within ninety (90) days of the end of each twelve (12) calendar month period following the issuance of the certificate of occupancy for the facility, or other commencement date if no certificate of occupancy is required. The grant would not include any of the City sales and use tax receipt from the imposition and collection of sales and use tax for taxable items consummated at any location, business establishment or by any other entity in the City, other than from the applicant's sale of taxable items at the applicant's business location in the city.

Any sales tax grant payable would be limited to the extent that the City has received sales tax from taxable sales by the applicant. The City would not be required to provide any grant for any twelve (12) calendar month period during the term of the agreement for which the City has not received sales tax revenue from taxable sales by the applicant for such twelve (12) calendar month period.

The City's obligation to pay the sales tax grants in the agreement would additionally be conditioned upon the applicant requesting and providing sales tax documentation from the Office of the Comptroller of the State of Texas.

The City may also condition the incentive upon the creation of employment, construction of improvements, certain development, continued operations for a stated period, or other public consideration. Any incentive agreement shall be written in a legally enforceable contract. The contract shall require the applicant to construct certain improvements or expansions and contain at a minimum the following terms:

1. Generation of a certain level of sales tax;
2. An annual written certification that applicant is in compliance with the agreement;
3. Authority to terminate or modify the agreement if applicant fails to comply with agreement;
4. Minimum term of occupancy or continued operations within the City;
5. Authority/permission for the City to schedule an annual inspection of the business or facility;
6. Annual review of the business entity's financials;
7. Agreement that the applicant will not contest any Tarrant Appraisal District appraisal increases throughout the term of the contract;
8. Claw-back or recapture of any and all rebated grants should the applicant default on any portion of the contract (see Section 5. Recapture).

In the event the applicant files an amended sales and use tax return or report with the State of Texas, or if additional sales and use tax is due and owing, as determined by the State of Texas, affecting sales tax receipts for a previous twelve (12) calendar month period, the sales tax grant payment for the next twelve (12) month calendar period immediately following such State of Texas approved amendment could be adjusted accordingly; provided that the City has received sales tax receipts attributed to such adjustment. As a condition precedent to payment of such adjustment, the applicant should provide the City with a copy of any such amended sales and use tax report or return, and the approval thereof by the State of Texas.

In the event the State of Texas determines that the City erroneously received sales tax receipts, or that the amount of sales and use tax paid to the City exceeds the correct amount of sales and use tax for a previous twelve (12) calendar month period for which the applicant has received a sales tax grant, the applicant will be required within thirty (30) days after receipt of notification thereof, from the City, specifying the amount by which such sales tax grant exceeds the amount to which the applicant was entitled pursuant to such State of Texas determination, repay such amount to the City.

<u>TIF Grants</u>

By contract (as authorized by Chapter 312 of the Texas Local Government Code), the City may provide an incentive consisting of a Tax Increment Financing (TIF) Grant. The Economic Development TIF Grant Program has the purpose of benefiting the City, its residents, and property owners.

The objectives of the Economic Development TIF Grant Program are to promote within the TIF:

1) development and diversification of the economy;
2) elimination of unemployment and underemployment; and
3) development and expansion of commerce.

These objectives will be achieved by making grants and loans from the Tax Increment Fund of the TIF in an aggregate amount not to exceed the amount of tax increment produced by the City and paid into the TIF fund for activities that benefit the TIF and stimulate business and commercial activity within the TIF.

The City is authorized by Texas Local Government Code §380.001 to provide economic development grants to promote local economic development and to stimulate business and commercial activity in the City. The City Council shall make the final determination of all grant award amounts and awardees. The City Council shall also authorize by resolution, any development agreement entered into by the TIF board.

Nothing contained herein shall obligate the TIF Board or the City Council to provide grant awards, as this Economic Development TIF Grant Program does not constitute an entitlement.

<u>Infrastructure Participation and Waiver of Fees</u>

The City of Colleyville may agree to partial or complete cost participation for the extension, construction, or reconstruction of infrastructure necessary for the development of an economic development applicant's project. In addition, the City Council may approve the waiver of fees for, but not limited to, building permit applicants, utility taps, and similar fees.

<u>Matching Grants</u>

In accordance with the City Council's strategic initiatives plan, the City of Colleyville will also consider providing matching grants of up to $30,000 for any and only one of the following types of investments through a public/private, cost-sharing program:

1. Façade improvements—Existing building façade improvements that meet the following criteria:
    - Proposed improvements must exceed City's minimum rating criteria for commercial building designs;

- Proposed improvements must be reviewed and approved by an Architectural Review Commission.

2. Signage removal and replacement—Assistance with pole sign removal and/or replacement as landscaped monument signs or landmark signs (if applicant meets the City's square footage requirement); signage plan must meet the following criteria:
   - Proposed signage removal and replacement must meet all the current requirements of the City's Land Development Code and be reviewed and approved by an Architectural Review Commission.

3. Joint access easements between adjoining businesses of any type located along Colleyville Boulevard (i.e. toward paving costs associated with construction of new access easements).

4. Tenant improvements for destination restaurants and retailers—Restaurants or retailers interested in applying for a matching grant for tenant improvements must not be presently located in Colleyville or any immediately adjacent city, if new, and not replicated in any adjacent city if existing; moreover, applicants must show that they will attract residents of other, neighboring communities (in addition to Colleyville residents).

   Matching grants for this purpose are designed to help stimulate redevelopment and development (i.e. tenant finish out) of spaces to accommodate these types of restaurants and retailers, providing a way to attract diners, shoppers, and expenditures from other parts of our region, from even outside the region and to reduce existing leakage within the region. Those associated expenditures become additional revenues to Colleyville's businesses, wages to the employees, and tax receipts to the City.

   By definition, a destination restaurant or retailer is a dining or shopping establishment that is unique to the City's primary trade area, as delineated by the Colleyville Merchandising Plan.

   As it relates to the idea of "destination" restaurants and retailers, Wikipedia defines a destination restaurant as "one that has a strong enough appeal to draw customers from beyond its community."

   Prentice-Hall's On-line Glossary notes that a destination retailer is "A retailer to whom consumers will make a special shopping trip." And BusinessDirectory.com adds that it is a "Popular retailer (catalog, store, or website) from whom customers, attracted by its ambience, price, and/or variety, will make a special effort to buy."

To qualify for matching grant consideration under Matching Grant Program category 4, applicants must illustrate their proposed restaurant or retail establishment:

1) Will be unique to Colleyville's primary retail market;
2) Is investing a minimum of twice the amount of sought for interior tenant improvements (qualifying as real property improvements that will remain with the building in a worst case scenario), and exclusive of any equipment or fixtures (i.e. personal property which could be removed and sold on the secondary market, again in a worst case scenario).

All applications for Matching Grants associated with a new or relocating business venture occupying an existing building must also submit a written business plan for review and comment by the City's SCORE business counseling office.

When considering applications for Matching Grants, highest priority will be given to:

1. Applicants whose property is located on or adjacent to Colleyville Boulevard (SH26). Not all projects submitted for City Council consideration have the same merit; therefore there is no guarantee that a grant will be awarded to each applicant.
2. Applicants that generate or which has signed, contingent leases with a tenant or tenants that generate sales tax revenues.

Please note, City Council will not consider applications for the same address of a previous grant recipient unless the time period of the first grant has expired, all of the original criteria have been met, and the property ownership has changed.

As identified by the Architectural Review Commission, projects having the greatest aesthetic impact in the City should likewise be given priority. In evaluating applications, they have recommended that Colleyville focus on and seek the following:

1. Projects that will encourage other restoration or redevelopment in the local proximity.
2. Projects where an immediate renovation will stop serious deterioration of the building's facade.

3. Projects that improve the architectural integrity of the building façade.
4. Projects that demonstrate collaboration with adjacent properties and will help to attract people to Colleyville.
5. Projects that will result in new or increased property values or the generation of either sales or occupancy tax revenues for the City.
6. Projects which are strategically located.
7. Projects that may have a positive impact on existing, adjacent properties.

In addition, proposed projects will be reviewed and based on the merits of individual applications. Individuals contemplating an application to the City's Matching Grant Program should note that general building maintenance is not eligible under this program. All applicants will be considered on a case-by-case basis.

Matching Grant incentives approved for the first three categories will consist of cash payments payable upon successful completion and inspection of all facility improvements or redevelopment, as outlined in an incentive agreement to be entered into between the City and the owner of the facility or facilities to receive the grant. If the City chooses to utilize the Matching Grant program for one of the first three categories of improvements, the City may elect to make a grant in an amount up to 50% of the cost of improvement, not to exceed $30,000 per improvement, with a minimum business investment of $15,000.

Matching Grant incentives approved for the fourth category will be paid out, likewise as outlined in an incentive agreement to be entered into between the City and the owner of the facility or facilities to receive the grant, in two equal payments within the first two years of operation (i.e. one half after improvements have been inspected and the business opens its doors and the other one half after completion of one year of operation).

Forgivable Loans

The City of Colleyville will consider providing destination restaurants or retailers (again, ones that have "a strong enough appeal to draw customers from beyond" our community or "to whom consumers will make a special shopping trip") with forgivable loans of up to an amount negotiated by the City Council, in which the restaurant or retailer is forgiven a portion of its loan for each year it is open and operates. Any loan approved under this program shall be forgiven 20% each year for up to 5 years. Thus for example, if City Council approves a forgivable loan amount of $100,000, it is to be forgiven in annual increments of 20% or $20,000, beginning one year after the issuance of a certificate of occupancy. The entire loan amount may be recaptured by the City, should the restaurant or retailer suspend operations at any time within 5 years following the issuance of a certificate of occupancy.

Non-Cash Incentives

The City of Colleyville will also consider providing non-cash incentives (primarily procedural in nature) for stimulation of development and redevelopment. Such incentives include:

1. Signage and intersection improvements already funded within the CIP;
2. Fast-track planning, plans review, and permitting; as staff work level allows;
3. Dedicated inspections;
4. Corporate relocation assistance for employees and their families;
5. Employee recruitment and training, as funded through State of Texas grant programs and Tarrant County College;
6. Possible access to community bank lending through the City's CDARS program;
7. Recreational opportunities;
8. Business promotion and assistance;
9. Assistance with demolition of existing structures for redevelopment and new investment.

Public Improvement Districts

The City of Colleyville is also willing to consider the creation of Public Improvement Districts (PIDs). Public Improvement Districts may be created by a municipality at the request or with the consent of property owners. PIDs allow for the levy of voluntary assessments and the issuance of tax exempt bonds. Funds collected through PIDs and any associated bonds may be used for capital improvement projects and maintenance within the geographic area.

Section 5. Recapture

All incentive agreements shall include a provision allowing City staff access to the applicant's business and/or facilities for an annual inspection, so the City may monitor and enforce accountability. In the event a business receiving incentives from the City of Colleyville fails to perform under the agreement executed between the City and the business, the incentive obligation on the part of the City will be void. Any incentive paid to the business up to the point of failure shall be returned to the City of Colleyville in full. All incentive agreements will be negotiated and executed to include claw-back provisions.

Section 6. Procedural Guidelines

Any person, organization or corporation desiring that the City of Colleyville consider providing economic development incentives to encourage location or expansion of operations within the City limits of Colleyville shall be required to comply with the following procedural guidelines. Nothing within these guidelines shall imply or suggest that Colleyville is under any obligation to provide incentives of any amount or value to any applicant.

<u>Preliminary Application Steps</u>

1. Applicant shall complete an "Application for Economic Development Incentive" as provided by the City.
2. Applicant shall address all criteria questions outlined in Section 2. above directly on the application form and in letter format, if additional explanation and information are necessary.
3. Applicant shall prepare a plat showing the precise location of the property, all roadways within 200 feet of the site, and all existing land uses and zoning within 200 feet of the site. If the property is described by metes and bounds, then the applicant shall also provide a complete legal description.
4. Applicant shall present the application to the Director of Economic Development and obtain his/her signature that the package is complete before formal submission to the City.

Applicant shall complete all forms and information detailed in items 1 through 3 above and submit them to the Director of Economic Development, City of Colleyville, 100 Main Street, Colleyville, Texas 76034.

<u>Application Review Steps</u>

1. All information in the application package detailed above will be reviewed for completeness and accuracy. Additional information may be requested as needed.
2. The application will be distributed to the appropriate City departments for internal review and comment~~s~~. Additional information may be requested as needed.
3. Copies of the complete application package and staff comments will be provided to the City Council.
4. In light of the proprietary nature of this data, all information included within the application shall remain confidential unless and until formal action is taken to establish an incentive agreement.

Consideration of the Application

The City Council will consider the application at a regular or called meeting(s). State law stipulates that incentives need to be endorsed by a local governing body. Therefore, additional information may be requested as needed.

The City Council of Colleyville may consider a resolution calling a public hearing to consider establishment of a tax reinvestment or redevelopment zone or other zone designation as deemed appropriate.

The Colleyville City Council shall hold a public hearing and determine whether the project is "feasible and practical" and whether it "would be of benefit to the land to be included in the zone and to the municipality."

The City Council of Colleyville may consider adoption of an ordinance or resolution, as deemed appropriate, designating the area described in the legal description of the proposed project.

The City Council may consider adoption of a resolution approving the terms and conditions of a contract between the City and the applicant governing the provision of the economic development incentives.

If the City Council chooses to grant a tax abatement, the City must designate an area as a reinvestment zone. Any City designating a reinvestment zone must make two findings:

1. Proposed improvements are feasible and practical and would benefit the zone; and
2. The zone meets one of the eligible criteria for reinvestment zones. The City's criterion include:

    1) whether the proposed project within the zone is likely to contribute to the retention or expansion of primary employment, or
    2) to attract investment within the zone.

City of Colleyville
City Council
Agenda Briefing

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

Agenda Number 9 **Agenda Date** 03/03/2015
Type Report
Department City Secretary

Title
Zoning Board of Adjustment Meeting Minutes - December 10, 2014

Attachments
1. Zoning Board of Adjustment Meeting Minutes - December 10, 2014

City of Colleyville
Zoning Board of Adjustment Minutes

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

Wednesday, December 10, 2014 City Council Chambers

Call to Order

The Zoning Board of Adjustment meeting of the City of Colleyville was called to order by Board member McNosky on December 10, 2014 at 7:00 p.m.

Roll Call

Present: Board members Jason Elms, Dee Kamerman (Alternate 2), Mark Collier, Judson Orlando, and Dee McNosky

Absent: Board member Larry Kainer (Alternate 1) and Mike Leathers

Staff Present: Ron Ruthven and Taci Wrisley

1. SWEARING IN OF NEWLY APPOINTED MEMBER

Taci Wrisley swore in Dee Kamerman as Alternate 2 for the Zoning Board of Adjustment.

2. APPROVAL OF MINUTES

Board member Collier made a motion to approve the minutes as written. Board member McNosky seconded.

The motion to approve the minutes as written carried by the following vote:

Aye: 5 – Elms, Kamerman, Collier, Orlando, and McNosky

3. PUBLIC HEARING AGENDA ITEMS

3a Request for a variance to certain provisions of Chapter 4 Landscaping and Buffering of the Land Development Code, the building setback requirements of Chapter 3-Land Use of the Land Development Code and to certain provisions of Section 3.26 Fences, Free Standing Walls, and Screening Materials of the Land Development Code on Lot 1B, Block 2, of the Andy Felps Addition located at 120 Acuff Lane, Case VC14-011

Ron Ruthven presented the case and briefed the Board.

Board member McNosky questioned staff regarding whether there would be sufficient parking for the proposed use. Ron Ruthven replied yes.

Board member Elms questioned staff regarding whether the existing accessory building was a permanent structure with a concrete foundation. Ron Ruthven replied yes.

The public hearing was opened at 7:09 p.m.

J. C. Sadler, the applicant, came forward and briefed the Board.

Eric Brooks, the project architect, came forward to address questions.

Board member Kamerman questioned Mr. Sadler regarding whether he checked city codes prior to purchasing the property. Mr. Sadler replied he did not check city codes until after the closing of the purchase of the property.

Board member Kamerman stated her concern was with granting the requested variances when the codes were in place at the time the property was purchased and the effect it would have on the existing residential neighbors.

Board member Elms questioned Mr. Brooks regarding whether the existing 22 foot entrance was being dedicated as a fire lane. Mr. Brooks replied no.

Board member Elms stated he believed the site plan could be adjusted just a little bit and the variance would not be necessary. He further stated the need to save money was not a hardship.

Discussion occurred amongst staff and the Board regarding the original zoning and the history of the property.

Discussion occurred amongst staff and the Board regarding the site layout and code requirements.

Phil Crombie, 128 Acuff Lane, came forward and spoke in support of this case.

Board member Elms questioned Mr. Crombie regarding whether he was okay with the proposed changes to the existing accessory building. Mr. Crombie replied he did not have an issue with it.

Board member McNosky questioned Mr. Sadler regarding whether any of the existing accessory building would be demolished. Mr. Sadler replied there would be a small tool shed that will be demolished on the northwest side of the property.

Jeff Byerly, 7109 Pebble Hill Drive, came forward and spoke in opposition of this case.

Discussion occurred amongst staff and the Board regarding the possibility of another use occupying the property and would the variances still be honored.

There being no one else wishing to speak, the public hearing was closed at 7:46 p.m.

Discussion occurred among the Board regarding their thoughts on whether the variances should be approved.

Board member Elms made a motion to approve Case VC14-001 with the following conditions: 1.) A full variance is granted to the landscape buffer requirement contained in Section 4.6(3)j of Chapter 4-Landscaping and Buffering in the Land Development Code. 2.) A variance is granted to Section 3.24(F)e of Chapter 3-Land Use in the Land Development Code (which requires a minimum 25 foot building setback from any residentially zoned property) subject to all buildings on the subject property maintaining a minimum five foot setback from residentially zoned property. 3.) A variance is granted to Section 3.26 D(2)a of Chapter 3-Land Use in the Land Development Code subject to the existing six (6) foot wood fence along the east property being maintained as the required screening fence by the subject property owner. Board member Orlando seconded.

The motion to approve Case VC14-001 with the following conditions: 1.) A full variance is granted to the landscape buffer requirement contained in Section 4.6(3)j of Chapter 4-Landscaping and Buffering in the Land Development Code. 2.) A variance is granted to Section 3.24(F)e of Chapter 3-Land Use in the Land Development Code (which requires a minimum 25 foot building setback from any residentially zoned property) subject to all buildings on the subject property maintaining a minimum five foot setback from residentially zoned property. 3.) A variance is granted to Section 3.26 D(2)a of Chapter 3-Land Use in the Land Development Code

subject to the existing six (6) foot wood fence along the east property being maintained as the required screening fence by the subject property owner.

Aye: 5 – Elms, Kamerman, Collier, Orlando, and McNosky

3b Request for a variance to certain provisions of Section 3.26 Fences, Free Standing Walls, and Screening Materials of the Land Development Code on Lot 2, Block 1, of the Summerbrook Addition, located at 2212 Glade Road, Case VC14-012

Ron Ruthven briefed the Board and explained the applicant had requested to withdrawn their case.

Board member Elms made a motion to accept the applicant's withdraw of Case VC14-012. Board member Collier seconded.

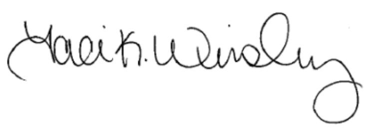
The motion to accept the applicant's withdraw of Case VC14-012 carried by the following vote:

Aye: 5 – Elms, Kamerman, Collier, Orlando, and McNosky

4. ADJOURNMENT

The meeting adjourned at 8:00 p.m.

Minutes were written and prepared by:



Taci Wrisley
Planning and Zoning Assistant

The meeting minutes were approved on February 24, 2015 by a vote of 7-0.

RESOLUTION R-15-3855

A RESOLUTION APPROVING CITY COUNCIL ACTION UNDER BUSINESS AT THE REGULAR CITY COUNCIL MEETING OF MARCH 3, 2015

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 3RD DAY OF MARCH 2015.

ATTEST:	**CITY OF COLLEYVILLE**
Amy Shelley, TRMC City Secretary	David Kelly Mayor