



# City of Colleyville City Council Minutes

City Hall  
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Tuesday, June 5, 2018

Mayor Richard Newton called the Colleyville City Council Worksession to order on Tuesday, June 5, 2018, at 5:30 p.m.

**ROLL CALL:** Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood, and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, Chuck Kelley and Callie Rigney.

**ABSENT:** Councilmember Chuck Kelley

**ALSO PRESENT:** City Manager Jerry Ducay, Assistant City Manager Mark Wood, Assistant City Manager Adrienne Lothery, Police Chief Michael Miller, Fire Chief Brian Riley, Community Development Director Ben Bryner, Library and Special Events Director Mary Rodne, Human Resources Director Jesse Perez, Marketing Coordinator Dustin Dangli, City Attorney Whitt Wyatt, and City Secretary Christine Loven.

Mayor Newton recognized Chandler Merritt, Chief of Staff, Office of Tarrant County Judge Glen Whitley was in attendance.

**WS-1** Discussion of Health Insurance Renewal

**WS-2** Overview of the Budget Process

**WS-3** Discussion of dates for a City Council goals and objectives worksession

**WS-4** Discussion of the City Council portrait

**WS-5** Discussion of the June 5, 2018, City Council regular agenda items

<https://media.swagit.com/podcasts/2018/06/05/06052018-1136.360.mp4>

Mayor Newton adjourned the worksession at 6:30 p.m.

Mayor Newton called the Executive Session to order at 6:31 p.m. and called the roll.

**ROLL CALL:** Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood, and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, Chuck Kelley and Callie Rigney.

**ABSENT:** Councilmember Chuck Kelley

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

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

Section 551.071 - Legal - Consultation with attorney regarding contemplated and/or pending litigation, including:

- Glade Road eminent domain cases for Parcels 150 and 159

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

- Glade Road Project Phases 1B and 2
- Acquisition of real property along SH26

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 Newton explained the Executive Session had been called in accordance with the Texas Government Code, Chapter 551, Subchapter D, Section 551.071, Legal, Section 551.072, Real Estate, Section 551.074 - Personnel and Section 551.087, Economic Development. He further explained there would be no decisions made or action taken during this time. Executive Session was adjourned at 7:20 p.m.

The regular meeting of the Colleyville City Council was called to order by Mayor Newton at 7:33 p.m.

**ROLL CALL:** Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood, and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, Chuck Kelley and Callie Rigney.

**INVOCATION: Pastor Josh Anderson, Colleyville Presbyterian**

**PLEDGE OF ALLEGIANCE: City Attorney Whitt Wyatt**

<http://colleyvilletx.swagit.com/play/06052018-1702/#2>

**2. EXECUTIVE SESSION READING AND PUBLIC HEARING: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - RESOLUTION R-18-4267**

This resolution was not needed. <http://colleyvilletx.swagit.com/play/06052018-1702/#3>

### **3. ELECTION OF A MAYOR PRO TEM**

Election of Mayor Pro Tem

Mayor Newton opened the floor for nominations for Mayor Pro Tem.

<http://colleyvilletx.swagit.com/play/06052018-1702/#4>

**The motion to approve carried with the following vote:**

**Aye: 6 – Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, and Callie Rigney.**

**Absent: 1 – Councilmember Chuck Kelley**

### **4. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS**

**Announcements of civic and charitable events**

**Presentation of calendar events and updates**

**Announcements of awards and recognition**

Presentation of the new City vehicle tailgate wraps – Mayor Newton and Public Information Specialist Dustin Dangli

Presentation of the Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award for the Fiscal Year 2018 budget - Mayor Richard Newton and CFO Shereen Gendy

<http://colleyvilletx.swagit.com/play/06052018-1702/#5>

### **5. CONSENT: READING AND PUBLIC HEARING- RESOLUTION R-18-4268**

**5a** Approval of the minutes of the Special City Council meeting of May 15, 2018

**5b** Approval of the minutes of the regular City Council meeting of May 15, 2018

**5c** Approval of a contract with Merrell Bros., Inc., in an amount not to exceed \$388,520, for the dredging of the Kimzey Park pond, and authorizing the City Manager to execute the contract

- 5d** Approval of an amendment to the agreement for professional services with Freese and Nichols, Inc. in an amount not to exceed \$183,020 for an additional scope of work, including development of construction documents for the City plaza, and authorizing the City Manager to execute the amendment
- 5e** Approval of a construction contract with GRA-Tex Utilities, Inc., for the Manning Drive Wastewater Project 3 and Paving Improvements Project, in an amount not to exceed \$606,193.50 which includes a \$30,000 contingency, and authorizing the City Manager to execute the contract and any associated change orders

Mayor Newton read Resolution R-18-4268 in its entirety.

<http://colleyvilletx.swagit.com/play/06052018-1702/#6>

**Councilmember Dodson made a motion to approve Resolution R-18-4268 and Councilmember Nakamura seconded the motion.**

**The motion to approve carried with the following vote:**

**Aye: 6 – Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, and Callie Rigney.**

**Absent: 1 – Councilmember Chuck Kelley**

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

### **6a Ordinance O-18-2044**

Consideration of an amendment to the PUD-R Planned Unit Development-Commercial zoning district to allow for a drive-through services on Lot 3, Block 11, Longwood Estates at Ross Downs, located at 7181 Colleyville Boulevard, Case ZC18-009

Mayor Newton read the caption of Ordinance O-18-2044.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#7>

This was the first reading, therefore, Council did not take any action.

**6b Ordinance O-18-2045**

Consideration of a Special Use Permit to exceed the maximum number and total maximum size allowed by right for accessory buildings on Lot 1, Block 1, of the K Bar G Estates addition, located at 6401 Westcoat Drive, Case ZC18-010

Mayor Newton read the caption of Ordinance O-18-2045.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#8>

This was the first reading, therefore, Council did not take any action.

**6c Ordinance O-18-2046**

Consideration of a zoning change from the AG-Agricultural zoning district to the R-40 Single Family Residential zoning district on a portion of Lot 1, Block 1, of the Wood Estates Addition, located at 411 McDonwell School Road E, Case ZC18-011

Mayor Newton read the caption of Ordinance O-18-2046.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#9>

This was the first reading, therefore, Council did not take any action.

**6d Ordinance O-18-2047**

Consideration of a Special Use Permit to exceed the total maximum size allowed by right for accessory buildings and for a Servants' or Caretakers' Quarters on Tract 5B02, Abstract 294, in the Robert Chowing Survey, located at 5810 Pool Road, Case ZC18-012

Mayor Newton read the caption of Ordinance O-18-2047.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#10>

This was the first reading, therefore, Council did not take any action.

**6e Ordinance O-18-2048**

Consideration of a zoning change from the AG-Agricultural and R-20 Single Family Residential zoning districts to the AG-Agricultural and R-20 Single Family Residential zoning districts on Lot 1, Block 1, of the Allzim Acres Addition, and Tracts 2A7B, 2A8C, & 2A9A, Abstract 533, in the Mary M. Freeman Survey, and Tract 4D02, Abstract 295, in the William E. Crooks Survey, located at 7209 & 7215 John McCain Road, Case ZC18-013

Mayor Newton read the caption of Ordinance O-18-2048.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#11>

This was the first reading, therefore, Council did not take any action.

**6f Ordinance O-18-2049**

Consideration of a zoning change from the AG-Agricultural zoning district to the RE Single Family 'Estate' Residential zoning district on Tracts 1B & 1B1A, Abstract 294, in the Robert Chowning Survey, located at 6900 Pool Road, Case ZC18-014

Mayor Newton read the caption of Ordinance O-18-2049.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#12>

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

**7. RESOLUTION(S): READING AND PUBLIC HEARING****7a Resolution R-18-4268**

Consideration for approval of a site plan for athletic fields on Lot 1R, Block 1, of the Covenant Christian Academy Addition, located at 901 Cheek-Sparger Road, Case SP18-001

Mayor Newton read Resolution R-18-4268 in its entirety.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#13>

**Councilmember Wheat made a motion to approve Resolution R-18-4268, subject to architectural approval by staff to reflect the additional architectural improvements in material and design to reflect the quality on the south side of the building. Mayor Pro Tem Lindamood seconded the motion.**

**The motion to approve carried with the following vote:**

**Aye: 6 – Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, and Callie Rigney.**

**Absent: 1 – Councilmember Chuck Kelley**

**7b Resolution R-18-4269**

Request to appeal the decision of the Sign Board of Appeals for the consideration of a variance to the provisions of Section 7-150, Permanent Freestanding Signs – Sign Classification and Regulations of the Land Development Code, specifically the minimum setback requirements, on Lot 2, Block 1, of the SW Colleyville Office Park Addition, located at 607 Cheek-Sparger Road, Case SC18-001

Mayor Newton read Resolution R-18-4269 in its entirety.

Community Development Director Ben Bryner presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#14>

**Mayor Newton made a motion to deny without prejudice Resolution R-18-4269, Councilmember Wheat seconded the motion.**

**The motion to deny without prejudice carried with the following vote:**

**Aye: 6 – Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, and Callie Rigney.**

**Absent: 1 – Councilmember Chuck Kelley**

***Mayor Newton recessed the meeting at 10:46 p.m. and reconvened the meeting at 10:53 p.m.***

**7c Resolution R-18-4270**

Consideration of a waiver request to the sidewalk requirements on Eastpointe Court of Eastpointe Terrace subdivision located at 6480 Pool Road, Case GC18-001

Mayor Newton read Resolution R-18-4270 in its entirety.

Assistant City Manager Mark Wood presented this item and answered questions of the City Council.

<http://colleyvilletx.swagit.com/play/06052018-1702/#15>

**Councilmember Nakamura made a motion to approve Resolution R-18-4270; including language to be drafted by the City Attorney which stipulates installation of a landscape buffer, City, Developer, and HOA approval of plantings, HOA to be responsible for the irrigation and maintenance of the landscape buffer, and The final plat will have to contain a detailed note describing the landscape buffer easement requirements and be subject to compliance and City Council approval, Mayor Pro Tem Lindamood seconded the motion.**

**The motion to approve carried with the following vote:**

**Aye: 6 – Mayor Richard Newton, Mayor Pro Tem Bobby Lindamood and Councilmembers Tammy Nakamura, Kathy Wheat, George Dodson, and Callie Rigney.**

**Absent: 1 – Councilmember Chuck Kelley**

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

<http://colleyvilletx.swagit.com/play/06052018-1702/#16>

**9. REPORTS**

Planning and Zoning Commission Worksession Meeting Minutes - February 26, 2018

Planning and Zoning Commission Worksession Meeting Minutes - March 26, 2018

There was no discussion of this item.

**10. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR JUNE 5, 2018 - READING AND PUBLIC HEARING - RESOLUTION R-18-4271**

This resolution was not needed.

## **11. ADJOURNMENT**

There being no further business before the City Council, Mayor Newton adjourned the City Council meeting at 11:43 p.m.

<http://colleyvilletx.swagit.com/play/06052018-1702/#17>

*APPROVED BY A VOTE OF 7 AYES, 0 NAYS, AND 0 ABSTENTIONS ON THIS THE 19<sup>TH</sup> DAY OF JUNE 2018.*

*Minutes taken and prepared by:*

A handwritten signature in blue ink that reads "Christine Loven". The signature is fluid and cursive, with the first name "Christine" and the last name "Loven" clearly legible.

*Christine Loven, TRMC  
City Secretary*