



CITY COUNCIL MEETING ACTION MINUTES

Our Vision: A well-planned lakeside community of quality neighborhoods, distinctive amenities, diverse employment, and cultural charm. Rowlett: THE place to live, work and play.

Tuesday, August 15, 2023

6:00 P.M.

Municipal Building – 4000 Main

Present: Mayor Margolis, Mayor Pro Tem Shinder, Deputy Mayor Pro Tem Winget, Councilmember Bowers, Councilmember Britton and Councilmember Schupp

1. CALL TO ORDER

Mayor Margolis called the meeting to order at 6:00 p.m.

2. EXECUTIVE SESSION (6:00 P.M.)

- 2A.** The City Council shall convene into Executive Session pursuant to Texas Government Code, §551.071 (Consultation with Attorney) and Texas Government Code, §551.072 (Deliberations Regarding Real Property) to seek legal advice from the City Attorney and to discuss and deliberate regarding the Development Agreement with YOLO, LLC and the purchase of property located at 3913 Main Street. (15 minutes)

In at 6:02 p.m. Out at 6:11 p.m.

- 2B.** The Council shall convene into Executive Session pursuant to Texas Government Code, §551.071 (Consultation with Attorney) to seek legal advice from the City Attorney and to consider litigation against Comfort Suites Lake Ray Hubbard relating to hotel occupancy taxes. (10 minutes)

In at 6:11 p.m. Out at 6:23 p.m.

- 2C.** The City Council shall convene into Executive Session pursuant to Texas Government Code, §551.074 (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of the City Secretary and take any necessary action related thereto. THIS ITEM WILL BE DISCUSSED AFTER THE REGULAR SESSION.

In at 8:19 p.m. Out at 9:00 p.m.

- 2D.** The City Council shall convene into Executive Session pursuant to Texas Government Code, §551.074 (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of the City Attorney and take any necessary action related thereto. THIS ITEM WILL BE DISCUSSED AFTER THE REGULAR SESSION.

In at 9:00 p.m. Out at 12:02 a.m.

3. WORK SESSION (6:30 P.M.) *Times listed are approximate.

City Council will deliberate on and may receive public input on the following items:

- 3A. Presentation of the Fiscal Year 2024 (FY2024) Proposed Budget. (60 minutes)

4. DISCUSS CONSENT AGENDA ITEMS

Item 7F was pulled from the Consent Agenda and will be brought back before the City Council at a future meeting.

Mayor Pro Tem Shinder requested the titles of the Councilmembers be included within the minutes for consistency.

Break at 6:47 p.m.

Reconvened at 7:30 p.m.

INVOCATION – Councilmember Britton

PLEDGES OF ALLEGIANCE

CONVENE REGULAR SESSION (7:30 P.M.) *Times listed are approximate.

5. PRESENTATIONS

- 5A. Delivery of the Fiscal Year 2024 (FY2024) Proposed Budget.

David Hall, City Manager, presented this item. He spoke regarding the General Fund, the Utility Fund, the Drainage Fund, and the Five-Year Capital Improvement Plan.

Mayor Margolis thanked staff for their work.

- 5B. Presentation of proclamation recognizing August 21st as Senior Citizen Day.

Councilmember Britton presented this proclamation to the Senior Advisory Board and thanked the Rowlett Diversity, Equity and Inclusion Commission for sponsoring this item.

- 5C. Update from the City Council and Management: Financial Position, Major Projects, Operational Issues, Upcoming Dates of Interest and Items of Community Interest.

Councilmember Schupp made the following announcements.

The Arts and Humanities Commission is accepting entries for their photo contest on August 18th and 19th. Visit rowlett.com/arts for the entry form and more details.

Save a life, give your blood. Thursday, August 24th from 8 a.m. to 2 p.m., the City of Rowlett will be hosting a blood drive at the Rowlett Community Centre. Please register to donate and do your part to help maintain the critical blood supply throughout our region.

Do you like the idea of helping to set people up for success? If so, the Rowlett Public Library is looking for committed tutors for the GED & ESL programs. If interested and for more information, please contact the Library.

For more information on these and all the other great things going on in our city, please visit Rowlett.com or call the Action Center at 972-412-6100.

Mayor Pro Tem Shinder made the following announcement.

Tonight's feature from the Animal Shelter. This handsome boy is Teddy! Teddy is your guy if you are looking for a furry friend to take on adventures! He may be 65 pounds, but he would love to be your lap dog. He is about 3 years old. Teddy gets along great with other dogs and cats, but we do recommend having a meet and greet with your other furry friends. Teddy would make a great addition to any family and will always keep a smile on your face. Remember – all adoptions include spay/neuter, microchip and up-to-date vaccinations. For more information on Teddy or any of the other adoptable animals, please contact Animal Services at 972-412-6219 or come by the shelter at 4402 Industrial Street. They're open from 10 a.m. to 5 p.m. Tuesday through Saturday. Our animal shelter is still in CODE RED – for both cats and dogs. This means that all the kennels are full! If you've been tossing around the idea of adoption or fostering, now would be a great time to make it happen. Even spreading the word about our Animal Shelter and the available animals would help out a great deal!

6. CITIZENS' INPUT

1. Richard Pawlowicz, Rowlett – lake erosion
2. Dave Holl, Rowlett – 6917 Miller Road
3. Catherine Proia, Rockwall – Paddle Point Park

Council did not receive Public Input Forms for this meeting.

7. CONSENT AGENDA

Item 7F was removed from the Consent Agenda.

7A. Consider action approving the minutes.

Consider action to approve minutes from the following City Council meeting(s): August 1, 2023 Meeting.

This item was approved on the Consent Agenda.

7B. Consider action ordering a special election to fill a vacancy.

Consider action to approve an ordinance ordering a Special Election to Fill Vacancy for the remainder of the unexpired term of office of Councilmember Place One. Such election will be held in conjunction with the General Election on November 7, 2023 and any possible resulting run-off election to be held on Tuesday, December 12, 2023.

This item was approved on the Consent Agenda as ORD-023-23.

7C. Consider action approving fiber optic network connection for a newly acquired City building.

Consider action to approve a resolution authorizing a purchase order to the City's fiber optic network partner, in an amount not to exceed \$144,068, to connect a newly acquired building to the City's network.

This item was approved on the Consent Agenda as RES-090-23.

7D. Consider action approving an agreement incident to an Economic Development Program Agreement to acquire property located at 3913 Main Street.

Consider action to approve a resolution authorizing an agreement incident to an Economic Development Program Agreement with YOCO, LLC, in the amount of \$96,275.03, to acquire property located at 3913 Main Street, Lot 2A, Block B of the Municipal Complex Addition and authorizing the Mayor to execute the agreement on the City's behalf.

This item was approved on the Consent Agenda as RES-091-23.

7E. Consider action approving the purchase of a trailer for the Police Department.

Consider action to approve a resolution to execute a purchase order with North Texas Trailers in an amount not to exceed \$59,998, for the purchase of a 2023 Wells Cargo Motortrac Custom Trailer for the Rowlett Police Department utilizing BuyBoard Contract 687-22, quote #24878.

This item was approved on the Consent Agenda as RES-092-23.

7F. Consider action approving an amendment to the Code of Ordinances regarding animal regulations.

Consider and take action to adopt an ordinance amending Chapter 6, Articles I-VIII of the Code Ordinances regarding Animal Regulations.

This item was pulled from the Consent Agenda and will be brought back before the City Council at a future meeting.

7G. Consider action approving an amendment to the Code of Ordinances regarding the electrical code.

Consider action to approve an ordinance amending the City of Rowlett Code of Ordinances Chapter 78, Article III – Electrical Code, by adopting the 2023 National Electrical Code (NEC) with amendments.

This item was approved on the Consent Agenda as ORD-025-23.

7H. Consider action approving professional services agreements for real estate appraisal services.

Consider action to approve a resolution approving Professional Services Agreements (PSAs) with Angel Valuation Services, LP, Atrium Real Estate Services, CBRE, Inc., Integra Realty Resources Fort Worth, JJKR Group, Inc. dba Pyles Whatley, and Texas Appraisal Team, LLC, respectively, to provide real estate appraisal services.

This item was approved on the Consent Agenda as RES-093-23.

Passed the Consent Agenda

A motion was made by Deputy Mayor Pro Tem Winget, seconded by Mayor Pro Tem Shinder, including all the preceding item(s) marked as having been approved on the Consent Agenda. The motion carried with a unanimous vote of those members present.

8. INDIVIDUAL CONSIDERATION

- 8A.** Consider action to approve a resolution calling for a public hearing on the Fiscal Year 2024 proposed budget and tax rate for Tuesday September 19, 2023, and to consider approval of a maximum tax rate of \$0.716886 for the 2023 tax year.

Wendy Badgett, Director of Financial Services, presented the information for this item.

A motion was made by Deputy Mayor Pro Tem Winget, seconded by Councilmember Schupp, to approve a resolution setting the maximum proposed tax rate at \$0.716886 and calling for a public hearing on the Fiscal Year 2024 budget and tax rate to be held on Tuesday, September 19, 2023 at 7:00 p.m. The motion carried with a unanimous vote of those members present.

This item was approved on the Consent Agenda as RES-094-23.

- 9. MEMBERS OF THE CITY COUNCIL MAY REQUEST TOPICS TO BE PLACED ON AN AGENDA FOR A SUBSEQUENT MEETING. ANY DELIBERATION OR DECISION SHALL BE LIMITED TO A PROPOSAL TO PLACE TOPIC ON THE AGENDA FOR A SUBSEQUENT MEETING.**

There were no topics requested to be placed on a future agenda.

TAKE ANY NECESSARY OR APPROPRIATE ACTION ON CLOSED/EXECUTIVE SESSION MATTERS

No action was taken for Items 2A, 2B, and 2D.

Item 2C.

A motion was made by Deputy Mayor Pro Tem Winget, seconded by Mayor Pro Tem Shinder, to accept the resignation of City Secretary, Laura Hallmark, and agree to accept the terms of the severance agreement.

An amended motion was made by Deputy Mayor Pro Tem Winget, seconded by Mayor Pro Tem Shinder, to accept the mutually agreed upon separation agreement between the City of

Rowlett and City Secretary, Laura Hallmark, and agree to accept the terms of the severance agreement. This motioned carried with a 5 – 1 vote (Councilmember Britton abstained).

Mayor Margolis stated in accordance with the City Charter language, it states in Section 5.01, the City Council shall appoint the City Secretary, upon by four (4) affirmative votes of the City Council. The City Council shall consider the City Manager’s recommendations regarding the appointment of the City Secretary.

David Hall, City Manager, recommended Executive Assistant, Evette Whitehead as the Interim City Secretary.

A motion was made by Deputy Mayor Pro Tem Winget, seconded by Mayor Pro Tem Shinder, to approve the appointment of Evette Whitehead as Interim City Secretary and give the Mayor the authority to execute an employment agreement on behalf of the City to be ratified by the City Council at the September 5, 2023 Council meeting. The motion carried with a unanimous vote of those members present.

Ms. Hallmark provided some closing remarks.

10. ADJOURNMENT

Mayor Margolis adjourned the meeting at 12:08 a.m.