



# City of Rowlett

## Meeting Agenda

### City Council

4000 Main Street  
P.O. Box 99  
Rowlett, TX 75030-0099  
www.rowlett.com

*City of Rowlett City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 972-412-6109 or write PO Box 99, Rowlett, Texas, 75030-0099, at least 48 hours in advance of the meeting.*

Tuesday, October 21, 2008

5:30 PM

Municipal Building - 4000 Main Street

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item herein.

The City of Rowlett reserves the right to reconvene, recess or realign the Regular Session or called Executive Session or order of business at any time prior to adjournment.

#### 1. CALL TO ORDER

#### CONVENE INTO EXECUTIVE SESSION

#### 2. EXECUTIVE SESSION

2A The City Council shall convene into executive session pursuant to the TEXAS GOVERNMENT CODE, §551.071, legal advice, and §551.087, economic development, to seek legal advice from the City Attorney to discuss terms of economic development grants and financial offers and incentives to business prospects. (15 minutes)

2B The City Council shall convene in Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 and §551.087 to seek legal advice and to deliberate on economic development incentives and financial prospects for property located at or around Pecan Grove Park. (10 minutes)

2C The City Council shall convene into executive session pursuant to the TEXAS GOVERNMENT CODE, §551.071 and §551.072 to discuss with the City Attorney potential litigation, real property deliberations and acquisition of property to wit: Elgin B. Robertson Park. (10 minutes)

2D The City Council shall convene into executive session pursuant to the TEXAS GOVERNMENT CODE, §551.071 to seek legal advice from the City Attorney and discuss litigation related to GOFF vs. BICKERSTAFF. (5 minutes)

2E The City Council shall convene into executive session pursuant to the TEXAS GOVERNMENT CODE, §551.074(a)(1), Personnel, to deliberate the appointment of the City Manager and to consider City Manager search options. (10 minutes)

**RECONVENE INTO OPEN SESSION****3. WORK SESSION ITEMS (6:15 P.M.)**

- 3A** Update from the Mayor: Financial Position, Major Projects, Operational Issues, Upcoming Dates of Interest (10 minutes)
- 3B** Update to the Capital Improvement Plan (CIP) construction projects. (10 minutes)
- 3C** Quarterly report of investment in Neighborhood Roads and Streets. (10 minutes)
- 3D** Discuss a Staging Area Agreement with the North Texas Tollway Authority for the use of a construction staging area on City owned property located south of the Kirby Road Elevated Water Storage Tank for construction of Section XXX (30) of the Eastern Extension of the President George Bush Turnpike from north of Merritt Road to south of Main Street. (5 minutes)
- 3E** Discuss a proposed 24 year electric power contract with Cities Aggregation Power Project, Inc. ("CAPP") for base electric capacity (approximately 60% of City's current needs), methods of payment for electrical power, and an additional contract for electric power needed by the City in 2009-2013 in excess of the amount obtained under long term contract. (10 minutes)
- 3F** Discuss sales tax collection from monthly financial report. (10 minutes)
- 3G** Discuss amending the Master Fee Schedule for water, sewer, drainage and refuse rates and other miscellaneous fees. (10 minutes)
- 3H** Discuss the Rowlett Community Centre's Membership Fees, Facility Rental Fees and Program Fees. (5 minutes)
- 3I** Discuss a service rate adjustment of 3.8% to the IESI Corporation solid waste collection contract. (5 minutes)
- 3J** Update on Downtown Event Series. (5 minutes)
- 3K** Discuss the budget line item for a Drainage Engineer. (10 minutes)
- 3L** Discuss the City Council vote to table agenda item from October 7, 2008. (Consider approving a resolution supporting the 2008 Rockwall County Road Bond Election to be held November 4, 2008). (5 minutes)
- 3M** Discuss the requirements for additional training of Planning and Zoning Commission members and the frequency of mandatory open meetings training for all other Boards and Commissions. (5 minutes)

**4. DISCUSS REGULAR SESSION ITEMS****CONVENE INTO THE COUNCIL CHAMBERS (7:30 P.M.)****5. INVOCATION****6. PLEDGE OF ALLEGIANCE****7. PRESENTATIONS AND PROCLAMATIONS****7A** Proclamation recognizing Eagle Scout Dwain Cearley.**7B** Recognizing Charlena Cearley for representing Rowlett in Japan through People to People and receiving her Gold Award through Girl Scouts. 11, 2008**7C** Proclamation recognizing the 2008 Texas Chamber of Commerce Week.**7D** Update from the Mayor: Financial Position, Major Projects, Operational Issues, Upcoming Dates of Interest.**8. CITIZENS' INPUT**

*At this time three-minute comments will be taken from the audience on any topic. To address the Council, please submit a fully-completed request card to the City Secretary prior to the beginning of the Citizens Input portion of the Council meeting. No action can be taken by the Council during Citizens' Input.*

**9. CONSENT AGENDA**

*The following may be acted upon in one motion. A City Council member or a Citizen may request items be removed from the Consent Agenda for individual consideration.*

**9A** Consider approving minutes from the June 6 and June 7, 2008 Council Retreat, the October 7, 2008 Regular Council Meeting and the October 8, 2008 Special Council Meeting.**9B** Consider a resolution authorizing the City Manager to enter into an Economic Development Agreement with Inder Sangha (Waterview Plaza) development of a 16,575 square foot retail center.**9C** Consider a resolution authorizing the City Manager to enter into an interlocal agreement with Dallas County for Mosquito Ground Control for Fiscal Year 2009.**9D** Consider a resolution approving the purchase of chemicals for the drip system to eliminate hydrogen sulfate gas in existing lift station to Weatherford Engineered Chemistry in an estimated annual amount of thirty-eight thousand dollars (\$38,000) for the Wastewater Department.

- 9E** Consider a resolution authorizing the City Manager to execute a Staging Area Agreement with the North Texas Tollway Authority for the use of a construction staging area on City owned property located south of the Kirby Road Elevated Water Storage Tank for construction of Section XXX (30) of the Eastern Extension of the President George Bush Turnpike from north of Merritt Road to south of Main Street.
- 9F** Consider a resolution awarding the bid to purchase emergency medical supplies and medication to Bound Tree Medical in the unit prices bid as adjusted to conform to the bid and an estimated amount of forty thousand dollars (\$40,000) and authorizing the City Manager to issue appropriate purchase orders.
- 9G** Consider a resolution supporting DART's State Legislative Agenda for the 81st Session of the Texas Legislature.
- 9H** Consider a resolution supporting the request to members of the 81st Legislative Session of the State of Texas to support increased funding for the Texas Recreation and Parks Account (TRPA) Local Park Grant Program and the Texas State Park System.
- 9I** Consider a resolution authorizing Cities Aggregation Power Project, Inc. (CAPP), to negotiate an electric supply agreement for deliveries of electricity and necessary, related services effective January 1, 2009; authorizing CAPP to act as an agent on behalf of the City to enter into a contract for electricity; approving CAPP contracting with FPL Energy and Direct Energy and authorizing the chairman of CAPP to execute an electric supply agreement for deliveries of electricity effective January 1, 2009; committing to budget for energy purchases and to honor the City's commitments to purchase power through CAPP for its electrical needs beginning January 1, 2009 through December 31, 2013.
- 9J** Consider a resolution finding that Oncor Electric Company's requested increases to its electric transmission and distribution rates and charges within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this resolution is passed is open to the public as required by law; and requiring notice of this resolution to the Company and legal counsel.
- 9K** Consider an ordinance amending Chapter 70. Utilities of the Municipal Code regarding penalties, security deposits and other matters.
- 9L** Consider a resolution amending the Master Fee Schedule for Rowlett Community Centre's Membership Fees, Facility Rental Fees and Program Fees.
- 9M** Consider a resolution to approve a service rate adjustment of 3.8% to the IESI Corporation solid waste collection contract.

9N Consider a resolution amending the Master Fee Schedule for water, sewer, drainage, and refuse rates and other miscellaneous fees.

10. ITEMS FOR INDIVIDUAL CONSIDERATION

If a Public Hearing is listed, the City Council will conduct such public hearing to receive comments concerning the specific items listed in the agenda. Any interested persons may appear and offer comments, either orally or in writing; however, questioning of those making presentations will be reserved exclusively to the presiding officer as may be necessary to ensure a complete record. While any person with pertinent comments will be granted an opportunity to present them during the course of the hearing, the presiding officer reserves the right to restrict testimony in terms of time and repetitive content. Organizations, associations, or groups are encouraged to present their commonly held views and identical or similar comments through a representative member when possible. Presentations must remain pertinent to the issues being discussed. A person may not assign a portion of his or her time to another speaker.

10A Consider appointing and/or removing members to the Planning and Zoning Commission and the Youth Advisory Council as listed by Resolution No. RES-098-08.

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

11. ADJOURNMENT

Stacey Chadwick  
Stacey Chadwick, Deputy City Secretary

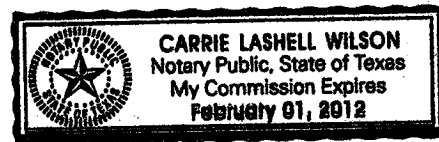
I certify that the above notice of meeting was posted on the bulletin board inside the Municipal Center, as well as outside the Municipal Center, 4000 Main Street, Rowlett, Texas, on the 17th day of October, 2008, by 5:00 p.m.

State of Texas, Dallas County, Texas

Stacey Chadwick, Deputy City Secretary, acknowledged this instrument before me on October 17, 2008.

Carrie LaShell Wilson  
Carrie LaShell Wilson

Commission Expires



City Council Strategies/Vision/Mission

**CITY COUNCIL STRATEGIES:**

*Organizational Development  
Economic Development  
Transportation  
Community Development  
Financial Management  
Infrastructure  
Delivery of Services  
Public Safety  
Quality of Life*

**ROWLETT'S VISION:**

*A unique community where families enjoy life and feel at home.*

**ROWLETT'S MISSION:**

*To provide high quality services, utilize best practices, and promote well-planned growth while enhancing our community's sense of home.*