

STATE OF TEXAS
COUNTY OF TARRANT
CITY OF GRAPEVINE

The City Council and the Planning & Zoning Commission of the City of Grapevine, Texas met in Regular Joint Session on this the 18th day of November, 2014 in the City Council Chambers, Second Floor, 200 South Main Street, with the following members of the City Council present to-wit:

William D. Tate	Mayor
C. Shane Wilbanks	Mayor Pro Tem
Sharron Spencer	Council Member
Darlene Freed	Council Member
Mike Lease	Council Member
Chris Coy	Council Member
Duff O'Dell	Council Member

constituting a quorum, with the following members of the Planning & Zoning Commission:

Larry Oliver	Chairman
Herbert Fry	Vice Chairman
Betty "BJ" Wilson	Member
Monica Hotelling	Member
Jim Fechter	Member
Gary Martin	Member
Beth Tiggelaar	Member
Dennis Luers	Alternate

constituting a quorum, with Commissioner Theresa Mason absent, with the following members of the City Staff:

Bruno Rumbelow	City Manager
Jennifer Hibbs	Assistant City Manager
John F. Boyle, Jr.	City Attorney
Jodi C. Brown	City Secretary

CALL TO ORDER

Mayor Tate called the meeting to order at 6:31 p.m.

EXECUTIVE SESSION

Mayor Tate announced the City Council would recess to the City Council Conference Room to conduct a closed session regarding:

ITEM 1. EXECUTIVE SESSION

A. Personnel relative to Municipal Court Judge appointment, employment and duties under Section 551.074, Texas Government Code.

B. Conference with City Manager and Staff to discuss and deliberate commercial and financial information received from business prospects the City seeks to have locate, stay, or expand in the City; deliberate the offer of a financial or other incentive; with which businesses the City is conducting economic development negotiations pursuant to Section 551.087, Texas Government Code.

The City Council recessed to the City Council Conference Room and began the closed session at 6:35 p.m.

Upon reconvening in open session in the Council Chambers, Mayor Tate asked if there was any action necessary relative to the closed session. Item 1.A. City Manager Bruno Rumbelow recommended approval of an ordinance appointing Mr. Alan Wayland as Municipal Judge for a two-year term (commencing January 1, 2015, and running two years after the earlier date of Judge David Florence's retirement or May 3, 2015) and authorization for the City Manager to execute the contract for municipal judge services under Section 551.074, Texas Government Code.

Council Member Spencer, seconded by Council Member Freed, offered a motion to approve the ordinance appointing Alan Wayland as Municipal Judge and authorize the City Manager to execute the contract as recommended. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ORDINANCE NO. 2014-68

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, APPOINTING ALAN WAYLAND AS THE MUNICIPAL COURT JUDGE FOR A TWO (2) YEAR TERM; PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 1.B. There was no action necessary relative to conference with City Manager and Staff under Section 551.087, Texas Government Code.

NOTE: City Council continued with the Workshop portion of the Agenda in open session in the City Council Chambers.

WORKSHOP

CALL TO ORDER

The Workshop Session was called to order at 7:06 p.m.

ITEM 2. DISCUSS COMMUNITY ACTIVITIES CENTER MEMBERSHIP FEES AND NAMING

Parks & Recreation Director Kevin Mitchell introduced Steve Atkins from The Atkins Group who reviewed the branding process previously discussed during the October 21st meeting, and potential names for the multi-generational facility currently under renovation. Council discussion followed on the presented names and requested the addition of "Grapevine" into the name and logo--The REC. Mr. Mitchell then clarified that there would not be a fee associated with a senior membership, that cost recovery was projected at 84% and that the number of non-resident memberships would be monitored. Mr. Mitchell noted that The Atkins Group would continue their efforts using Council's input, and would present logo designs at the next meeting.

No formal action was taken by the City Council

ITEM 3. DISCUSS QUALITY OF LIFE SURVEY

Assistant City Manager Jennifer Hibbs stated at the October 21, 2014 meeting, Council requested Staff create a survey to gather residents' opinions regarding the use of Quality of Life funds. Ms. Hibbs presented the draft survey for Council's input, noting it would be web-based and allow one survey submittal per household, and that a paper format would be available for citizens who do not have computer access. Discussion ensued on modifications to the survey and to clarify the definition of a Quality of Life project.

No formal action was taken by the City Council. There being no further business to discuss on the Workshop Agenda, the Workshop was adjourned.

JOINT MEETING

CALL TO ORDER

Mayor Tate called the meeting to order at 7:34 p.m. in the City Council Chambers.

INVOCATION

Commissioner Beth Tiggelaar delivered the Invocation and led the Pledge of Allegiance.

ITEM 4. CERTIFICATES OF RECOGNITION FOR LIFE-SAVING MEASURES

Fire Chief Darrell Brown spoke of the June 1, 2014 life-saving rescue and resuscitation measures administered to Mr. Will Rigby, who sustained multiple cervical fractures, after diving into his pool and striking his head. Mayor Tate presented Certificates of

Recognition to Sheri Haygood, Patti Stuart and Jeff Stuart for their life saving and heroic actions.

ITEM 5. PUBLIC HEARING, ZONING APPLICATION Z14-03 DCT FELLOWSHIP WEST

Mayor Tate declared the public hearing open.

Assistant Development Services Director Ron Stombaugh stated that Zoning Application Z14-03 (DCT Fellowship West) had been submitted by Pacheco Koch, LLC requesting rezoning of 12.381 acres from "CC" Community Commercial District Regulations to "LI" Light Industrial District for a proposed warehouse development. The subject property is located at 3175 and 3193 Bass Pro Drive.

Mr. Clayton Stolle requested favorable consideration of the application and answered questions on use of space, amount of planned office and warehouse space, and proximity to the access road.

Mayor Tate invited guests present to comment regarding the application. No one wished to speak and one letter of support was copied to the Council and Commission.

Commissioner Martin, seconded by Commissioner Hotelling, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Oliver, Fry, Wilson, Hotelling, Fechter, Martin & Tiggelaar
Nays: None

Council Member Freed, seconded by Council Member O'Dell, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

ITEM 6. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU14-41 ENTERPRISE CAR AND TRUCK RENTAL AND FINAL PLAT OF LOT 1-R, BLOCK 1, SUNSHINE HARBOR INDUSTRIAL ADDITION BEING A REPLAT OF LOT 1, TRACT 3, SUNSHINE HARBOR INDUSTRIAL ADDITION AND A PORTION OF TRACT 3, SUNSHINE HARBOR INDUSTRIAL

Mayor Tate declared the public hearing open.

Assistant Development Services Director Stombaugh stated that Conditional Use Application CU14-41 (Enterprise Car and Truck Rental) and final plat of Lot 1-R, Block 1, Sunshine Harbor Industrial Addition being a replat of Lot 1, Tract 3, Sunshine Harbor Industrial Addition and a portion of Tract 3, Sunshine Harbor Industrial had been

submitted by Baldwin Associates requesting a conditional use permit to allow a car and truck rental facility and final plat. The subject property is located at 849 East Dallas Road and is zoned "LI" Light Industrial District. Mr. Stombaugh advised that 48.72% of the property owners within 200 feet of the subject property oppose the request; therefore, it will require a 3/4 vote of the City Council for approval of the application.

Mr. Tom Berutti requested favorable consideration of the application and answered questions on hours of operation, length of rental trucks, inventory storage, landscaping and anticipated traffic volumes.

Mayor Tate invited guests present to comment regarding the application. Dr. Ed Smith, 1013 Honeysuckle, representing Faith Christian School expressed opposition to the application citing student safety and traffic issues; Mr. Kenn Goldblatt, 5312 Woodway Drive, Fort Worth, spoke in opposition to the application due to the property's involvement in a lawsuit; and Mr. Carl Young, 4113 Meadow Drive, expressed concerns on the carwash, water usage and wastewater disposal. Eleven letters in opposition were copied to the Council and Commission.

Commissioner Fechter, seconded by Commissioner Wilson, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Oliver, Fry, Wilson, Hotelling, Fechter, Martin & Tiggelaar
Nays: None

Council Member O'Dell, seconded by Mayor Pro Tem Wilbanks, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

ITEM 7. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU14-42
STARBUCKS

Mayor Tate declared the public hearing open.

Assistant Development Services Director Stombaugh stated that Conditional Use Application CU14-42 (Starbucks) had been submitted by 114 Grapevine Towers LLC requesting a conditional use permit to amend the site plan approved by Ordinance No. 2012-70 to allow outside dining and drive-through service in conjunction with a restaurant in a planned commercial center. The subject property is located at 1325 William D. Tate Avenue and is zoned "HC" Highway Commercial District.

Mr. John Evans requested favorable consideration of the application and answered questions on signage and drive-through lanes.

Mayor Tate invited guests present to comment regarding the application. No one wished to speak and there was no correspondence to report.

Commissioner Wilson, seconded by Commissioner Fechter, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Oliver, Fry, Wilson, Hotelling, Fechter, Martin & Tiggelaar
Nays: None

Mayor Pro Tem Wilbanks, seconded by Council Member Coy, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

ITEM 8. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU14-43 TACO CASA AND FINAL PLAT OF LOTS 3R1-A AND 3R1-B, BLOCK 1, W.R. BOYD CENTER ADDITION BEING A REPLAT OF LOT 3R1, BLOCK 1, W.R. BOYD CENTER ADDITION

Mayor Tate declared the public hearing open.

Assistant Development Services Director Stombaugh stated that Conditional Use Application CU14-43 (Taco Casa) and final plat of Lots 3R1-A and 3R1-B, Block 1, W.R. Boyd Center Addition being a replat of Lot 3R1, Block 1, W.R. Boyd Center Addition had been submitted by JDJR Engineers requesting a conditional use permit to allow drive-through service in conjunction with a restaurant and final plat. The subject property is located at 525 East Northwest Highway and is zoned "CC" Community Commercial District Regulations.

Mr. Jim Dewey, Jr. requested favorable consideration of the application.

There were no questions from the City Council or the Planning & Zoning Commission.

Mayor Tate invited guests present to comment regarding the application. No one wished to speak and there was no correspondence to report.

Commissioner Hotelling, seconded by Commissioner Wilson, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Oliver, Fry, Wilson, Hotelling, Fechter, Martin & Tiggelaar
Nays: None

Council Member Lease, seconded by Council Member Coy, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

ITEM 9. PUBLIC HEARING, SPECIAL USE APPLICATION SU14-03 CROWN CASTLE TOWERS

Mayor Tate declared the public hearing open.

Assistant Development Services Director Stombaugh stated that Special Use Application SU14-03 (Crown Castle Towers) had been submitted by Crown Castle Towers requesting a special use permit for a 120-foot monopole and the collocation of cellular equipment. The subject property is located at 1650 Hughes Road and is zoned "PCD" Planned Commerce Development District. This public hearing was tabled at the October 21, 2014 meeting.

Mr. Tim Dowdle requested favorable consideration of the application and answered questions on leasing, equipment building and collocation on existing electrical towers.

Mayor Tate invited guests present to comment regarding the application. Mr. Mike Morris, 849 Riverside Drive North, requested the cellular companies expedite cleanup and equipment reinstallation at Dove Water Tower; Ms. Cheryl Fairbanks, 1403 Whispering Dell Court, Southlake and Ms. Juneria Berges, 1012 Colonial Drive, Coppell, representing the property owner-Unity Church of Northeast Tarrant County, both spoke in support of the application; and Mr. Zach Motely, 6751 North Freeway, Fort Worth, representing DR Horton Homes, spoke in opposition of the case citing proximity of the monopole to the developing subdivision. There was no correspondence to report.

Commissioner Hotelling, seconded by Commissioner Tiggelaar, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Oliver, Fry, Wilson, Hotelling, Fechter, Martin & Tiggelaar
Nays: None

Council Member Coy, seconded by Council Member Spencer, offered a motion to close the public hearing. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

RECESS AND RECONVENE

Mayor Tate announced the Planning & Zoning Commission would recess to the Planning & Zoning Conference Room to consider published business.

The City Council took a brief recess and then reconvened in the Council Chambers to consider published business. All members of the Council were present upon reconvening.

ITEM 10. CITIZEN COMMENTS

There were no Citizen Comments submitted.

ITEM 11. PRESENTATION, CELL PHONE COVERAGE

Assistant City Manager Jennifer Hibbs introduced Mr. Paul Baumgardner, AT&T Area Manager of Real Estate and Construction. Mr. Baumgardner presented area cellsite coverage and transmitter maps. Discussion followed on future improvements for service coverage in the northwest and southwest portions of the City.

No formal action was taken by the City Council.

NOTE: The City Council then considered the recommendations of the Planning & Zoning Commission, Items 28-39.

ITEM 12. PRESENTATION, MONTHLY FINANCIAL UPDATE

This item was considered after Item 39.

City Manager Rumbelow requested the presentation on the monthly financial update be tabled to the next meeting.

Council Member O'Dell, seconded by Council Member Freed, offered a motion to table the presentation to the December 2, 2014 meeting. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ITEM 13. RESOLUTION, SECOND AMENDMENT TO GROUND AND TOWER LEASE AGREEMENT, DOVE WATER TOWER

Public Works Director Stan Laster recommended approval of a resolution authorizing the Second Amendment to the Ground and Tower Lease Agreement with New Cingular Wireless PCS, LLC for the purpose of installing, operating, and maintaining a communications facility on the Dove Water Tower, located at 1702 Sagebrush Trail, and authorization for the City Manager to execute the amendment. Under the second amendment to the lease, the City will receive an annual lease payment of \$55,000.00 from New Cingular Wireless. Funds received from this lease will be allocated to the Public Art Fund. This item was tabled from the October 21, 2014 meeting.

Council Member Freed, seconded by Council Member Coy, offered a motion to approve the resolution authorizing the lease agreement amendment. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

RESOLUTION NO. 2014-84

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, APPROVING THE SECOND AMENDMENT TO THE TOWER/GROUND LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, FOR THE INSTALLATION OF COMMUNICATIONS EQUIPMENT INCLUDING ANTENNAS, CABLES AND OTHER COMMUNICATION INSTRUMENTS ON THE DOVE WATER TOWER AND PROVIDING AN EFFECTIVE DATE

ITEM 14. RESOLUTION, FIRST AMENDMENT TO GROUND AND TOWER LEASE AGREEMENT, MINTERS CHAPEL MONOPOLE

Public Works Director Laster recommended approval of a resolution authorizing the First Amendment to the Ground and Tower Lease Agreement with New Cingular Wireless PCS, LLC for the purpose of installing, operating, and maintaining a communications facility on the Minters Chapel Monopole, located at 1900 Minters Chapel Road, and authorization for the City Manager to execute the amendment. Under the amended lease, the City will receive an annual lease payment of \$55,000.00 from New Cingular Wireless. Funds received from this lease will be allocated to the Public Art Fund. This item was tabled from the October 21, 2014 meeting.

Council Member Coy, seconded by Council Member Freed, offered a motion to approve the resolution authorizing the lease agreement amendment. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

RESOLUTION NO. 2014-85

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, APPROVING THE FIRST AMENDMENT TO THE TOWER/GROUND LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, FOR THE INSTALLATION OF COMMUNICATIONS EQUIPMENT INCLUDING ANTENNAS, CABLES AND OTHER COMMUNICATION INSTRUMENTS ON THE

MINTERS CHAPEL MONOPOLE AND PROVIDING AN
EFFECTIVE DATE

ITEM 15. ORDINANCE, APPROVE TRAFFIC ENGINEERING STUDY CONTRACT
AND FUNDS APPROPRIATION

Public Works Director Laster recommended approval of a Traffic Engineering Contract in an amount not to exceed \$14,400.00 with Lee Engineering for traffic engineering study services at the intersections of Northwest Highway at Park Boulevard and Northwest Highway at State Highway 114, and approval of an ordinance appropriating and authorizing the transfer of funds in the amount of \$33,508.62 from the 1999 General Obligation Bonds to the Capital Improvements Plan budget.

Council Member Spencer, seconded by Mayor Pro Tem Wilbanks, offered a motion to approve the contract and ordinance authorizing the appropriation of funds. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ORDINANCE NO. 2014-69

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF GRAPEVINE, TEXAS, REVISING THE ADOPTED
CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL
YEAR ENDING IN 2015, PROVIDING FOR THE
TRANSFER OF THE FUNDS; DECLARING AN
EMERGENCY AND PROVIDING AN EFFECTIVE DATE

CONSENT AGENDA

Consent items are deemed to need little Council deliberation and will be acted upon as one business item. Any member of the City Council or member of the audience may request that an item be withdrawn from the consent agenda and placed before the City Council for full discussion. Approval of the consent agenda authorizes the City Manager, or his designee, to implement each item in accordance with Staff recommendations. There were none.

Item 16. Interlocal Agreement for Metroport Teen Court Program

Administrative Services Director recommended approval of the renewal of an Interlocal Agreement with the Cities of Colleyville, Southlake and Keller for the Metroport Teen Court Program. Grapevine's funding for participating in the program is provided in the FY2014-15 budget in the amount of \$40,000.00.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

Item 17. Declare Items as Surplus Property

Administrative Services Director recommended approval of declaring certain items as surplus property and authorization for the sale through public auction.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

Item 18. Award Bid 421-2015 Janitorial Supplies Annual Contract

Administrative Service Director recommended approval of the award of Bid 421-2015 Janitorial Supplies Annual Contract with four optional, one-year renewals to Empire Paper in an estimated amount of \$25,000.00.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

Item 19. Renew Virtual Desktop Access Licenses Annual Contract

City Manager recommended approval of the renewal of an annual contract for Microsoft Windows virtual desktop access licenses with SHI Government Solutions, Inc. in an amount not to exceed \$31,020.00 through the State of Texas Department of Information Resources (DIR) Cooperative Contracts Program. This is the first renewal of two optional, one-year renewals available.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
Nays: None

Item 20. Renew Book Lease Services Annual Contract

City Manager recommended approval of the renewal of an annual contract for book leasing services with Brodart Company in an amount not to exceed \$23,696.40 through

an Interlocal Agreement with the County of Brazoria, Texas. This is the first renewal of the two optional, one-year renewals available.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

Item 21. Resolution, Authorize Fire Department Purchase of Lapel Microphones and Ventilation Fans

Fire Chief recommended approval of a resolution authorizing the purchase of firehouse equipment--lapel microphones and ventilation fans for the Fire Department from Casco Industries, Inc. in an amount not to exceed \$22,775.00 through an Interlocal Participation Agreement with The Local Government Purchasing Cooperative (Buyboard).

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

RESOLUTION NO. 2014-86

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO PURCHASE FIREHOUSE EQUIPMENT THROUGH AN ESTABLISHED INTERLOCAL PARTICIPATION AGREEMENT AND PROVIDING AN EFFECTIVE DATE

Item 22. Renew Portable Gas Detection Devices Annual Contract

Fire Chief recommended approval of the renewal of an annual contract for a supply and maintenance agreement for portable gas detection devices with Safeware, Inc. in an amount not to exceed \$16,350.00 through an established Cooperative Purchasing Agreement with U.S. Communities. This is the final renewal of the contract.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

Item 23. Resolution, Authorize Third Amendment to Ground and Tower Lease Agreement with New Cingular Wireless PCS, LLC, Mustang Water Tower

Public Works Director recommended approval of a resolution authorizing the Third Amendment to the Ground and Tower Lease Agreement with New Cingular Wireless PCS, LLC for the purpose of installing, operating, and maintaining a communications facility on the Mustang Water Tower, located at 3051 Ira E. Woods Avenue, and authorization for the City Manager to execute the amendment. Under the third amendment to the lease, the City of Grapevine and the Grapevine-Colleyville ISD will receive an annual lease payment of \$27,500, each receiving half of the total annual rent of \$55,000, from New Cingular Wireless.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

RESOLUTION NO. 2014-87

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, APPROVING THE THIRD AMENDMENT TO THE TOWER/GROUND LEASE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC, FOR THE INSTALLATION OF COMMUNICATIONS EQUIPMENT INCLUDING ANTENNAS, CABLES AND OTHER COMMUNICATION INSTRUMENTS ON THE MUSTANG WATER TOWER AND PROVIDING AN EFFECTIVE DATE

Item 24. Resolution, Authorize Traffic Control Equipment Purchase

Public Works Director recommended approval of a resolution authorizing the purchase of traffic control equipment in an amount not to exceed \$19,260.00 from Twincrest Technologies through a Cooperative Agreement with the State of Texas CO-OP Purchasing Program.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

RESOLUTION NO. 2014-88

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO

PURCHASE TRAFFIC CONTROL EQUIPMENT THROUGH AN ESTABLISHED COOPERATIVE AGREEMENT AND PROVIDING AN EFFECTIVE DATE

Item 25. Ordinance, Developer Cost Participation Contract for Waterline Construction along Hill Meadow Road and Funds Appropriation

Public Works Director recommended approval of a Developer Cost Participation Contract with Contrast Glade Hill Development, Inc. for the construction of a 12-inch waterline along Hill Meadow Road in an amount of \$27,018.02, and approval of an ordinance appropriating funds from the 2011 Water Impact Fees and authorization for the City Manager to execute the contract. Under the contract, the City will fund the upsizing of an eight-inch waterline to a 12-inch waterline.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ORDINANCE NO. 2014-70

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, REVISING THE ADOPTED CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL YEAR ENDING IN 2015, PROVIDING FOR THE TRANSFER OF THE FUNDS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 26. Ordinance, Water Engineering Design Services Contract Amendment No. 2 and Appropriation of Funds

Public Works Director recommended approval of Amendment No. 2 to the Water Engineering Design Services Contract in the amount of \$34,250.00 with Baird, Hampton & Brown, Inc. and a 10% project contingency; approval of an ordinance appropriating funds from the Released Sewer Impact Fees and authorization for Staff to execute the amendment.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ORDINANCE NO. 2014-71

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, REVISING THE ADOPTED

CAPITAL IMPROVEMENTS BUDGET FOR THE FISCAL
YEAR ENDING IN 2015, PROVIDING FOR THE
TRANSFER OF THE FUNDS; DECLARING AN
EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 27. Consideration of Minutes

City Secretary recommended approval of the minutes of the November 4, 2014 City Council meetings as published.

Motion by Council Member Lease, seconded by Council Member O'Dell, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

NOTE: Planning & Zoning Commission recommendations were considered after Item 11.

ITEM 28. PLANNING & ZONING COMMISSION RECOMMENDATION
ZONING APPLICATION Z14-03 DCT FELLOWSHIP WEST

Chairman Oliver reported the Planning & Zoning Commission voted 4-3 for denial of Zoning Application Z14-03 (DCT Fellowship West) submitted by Pacheco Koch, LLC requesting rezoning of 12.381 acres from "CC" Community Commercial District Regulations to "LI" Light Industrial District for a proposed warehouse development. The subject property is located at 3175 and 3193 Bass Pro Drive.

Council Member Coy, seconded by Council Member Spencer, offered a motion to accept the Commission's recommendation for denial of the application. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Lease, Coy & O'Dell

Nays: Freed

ITEM 29. PLANNING & ZONING COMMISSION RECOMMENDATION
PRELIMINARY PLAT, LOT 1, BLOCK 1, DCT FELLOWSHIP WEST
ADDITION

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for denial of the preliminary plat of Lot 1, Block 1, DCT Fellowship West Addition.

Council Member Spencer, seconded by Council Member Coy, offered a motion to accept the Commission's recommendation for denial of the preliminary plat of Lot 1, Block 1, DCT Fellowship West Addition. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Lease, Coy & O'Dell
Nays: Freed

ITEM 30. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT, LOT 1, BLOCK 1, DCT FELLOWSHIP WEST ADDITION

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for denial of the final plat of Lot 1, Block 1, DCT Fellowship West Addition.

Council Member Coy, seconded by Council Member Lease, offered a motion to accept the Commission's recommendation for denial of the final plat of Lot 1, Block 1, DCT Fellowship West Addition. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Lease, Coy & O'Dell
Nays: Freed

ITEM 31. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU14-41 ENTERPRISE CAR AND TRUCK RENTAL

Chairman Oliver reported the Planning & Zoning Commission voted 4-3 for approval of Conditional Use Application CU14-41 (Enterprise Car and Truck Rental) submitted by Baldwin Associates requesting a conditional use permit to allow a car and truck rental facility. The subject property is located at 849 East Dallas Road and is zoned "LI" Light Industrial District.

Mayor Pro Tem Wilbanks, seconded by Council Member Coy, offered a motion to accept the Commission's recommendation and approve the ordinance granting the conditional use permit. The motion failed by the following vote, as a 3/4 vote of the City Council was required:

Ayes: Wilbanks, Freed, Coy & O'Dell
Nays: Tate, Spencer & Lease

ITEM 32. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT, LOT 1-R, BLOCK 1, SUNSHINE HARBOR INDUSTRIAL ADDITION

Chairman Oliver reported the Planning & Zoning Commission voted 5-2 for approval of the Statement of Findings and the final plat of Lot 1-R, Block 1, Sunshine Harbor Industrial Addition. The subject property is located at 849 East Dallas Road and is zoned "LI" Light Industrial District.

Council Member Spencer, seconded by Council Member Lease, offered a motion to deny the final plat of Lot 1-R, Block 1, Sunshine Harbor Industrial Addition. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
 Nays: None

ITEM 33. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU14-42 STARBUCKS

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU14-42 (Starbucks) submitted by 114 Grapevine Towers LLC requesting a conditional use permit to amend the site plan approved by Ordinance No. 2012-70 to allow outside dining and drive-through service in conjunction with a restaurant in a planned commercial center. The subject property is located at 1325 William D. Tate Avenue and is zoned "HC" Highway Commercial District.

Council Member Freed, seconded by Council Member Lease, offered a motion to accept the Commission's recommendation and approve the ordinance granting the conditional use permit. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
 Nays: None

ORDINANCE NO. 2014-72

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS ISSUING A CONDITIONAL USE PERMIT IN ACCORDANCE WITH SECTION 48 OF ORDINANCE NO. 82-73, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF GRAPEVINE, TEXAS, SAME BEING ALSO KNOWN AS APPENDIX "D" OF THE CITY CODE, BY GRANTING CONDITIONAL USE PERMIT CU14-42 AMENDING THE SITE PLAN APPROVED BY ORDINANCE NO. 2012-70 FOR A PLANNED COMMERCIAL CENTER SPECIFICALLY TO ALLOW OUTDOOR DINING AND DRIVE-THROUGH SERVICE IN CONJUNCTION WITH A RESTAURANT IN A DISTRICT ZONED "HC" HIGHWAY COMMERCIAL DISTRICT ALL IN ACCORDANCE WITH A SITE PLAN APPROVED PURSUANT TO SECTION 47 OF ORDINANCE NO. 82-73 AND ALL OTHER CONDITIONS, RESTRICTIONS AND SAFEGUARDS IMPOSED HEREIN; CORRECTING THE OFFICIAL ZONING MAP; PRESERVING ALL OTHER PORTIONS OF THE ZONING ORDINANCE; PROVIDING A CLAUSE RELATING TO SEVERABILITY; DETERMINING THAT THE PUBLIC INTERESTS, MORALS AND GENERAL WELFARE DEMAND THE ISSUANCE OF THIS CONDITIONAL USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED THE

SUM OF TWO THOUSAND DOLLARS (\$2,000.00);
DECLARING AN EMERGENCY AND PROVIDING AN
EFFECTIVE DATE

ITEM 34. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU14-43 TACO CASA

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU14-43 (Taco Casa) submitted by JDJR Engineers requesting a conditional use permit to allow drive-through service in conjunction with a restaurant. The subject property is located at 525 East Northwest Highway and is zoned "CC" Community Commercial District Regulations.

Council Member Freed, seconded by Council Member Coy, offered a motion to accept the Commission's recommendation and approve the ordinance granting the conditional use permit. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ORDINANCE NO. 2014-73

AN ORDINANCE ISSUING A CONDITIONAL USE PERMIT IN ACCORDANCE WITH SECTION 48 OF ORDINANCE NO. 82-73, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF GRAPEVINE, TEXAS, SAME BEING ALSO KNOWN AS APPENDIX "D" OF THE CITY CODE, BY GRANTING CONDITIONAL USE PERMIT CU14-43 FOR A RESTAURANT WITH DRIVE THROUGH SERVICE IN A DISTRICT ZONED "CC" COMMUNITY COMMERCIAL DISTRICT REGULATIONS ALL IN ACCORDANCE WITH A SITE PLAN APPROVED PURSUANT TO SECTION 47 OF ORDINANCE NO. 82-73 AND ALL OTHER CONDITIONS, RESTRICTIONS AND SAFEGUARDS IMPOSED HEREIN; CORRECTING THE OFFICIAL ZONING MAP; PRESERVING ALL OTHER PORTIONS OF THE ZONING ORDINANCE; PROVIDING A CLAUSE RELATING TO SEVERABILITY; DETERMINING THAT THE PUBLIC INTERESTS, MORALS AND GENERAL WELFARE DEMAND THE ISSUANCE OF THIS CONDITIONAL USE PERMIT; PROVIDING A PENALTY NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

ITEM 35. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT, LOTS 3R1-A AND 3R1-B, BLOCK 1, W.R. BOYD CENTER
ADDITION

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the final plat of Lots 3R1-A and 3R1-B, Block 1, W.R. Boyd Center Addition. The 3.3051 acre tract is located at 525 East Northwest Highway and is zoned "CC" Community Commercial District Regulations. The subject property is being platted for the development of a restaurant on Lot 3R1-A.

Council Member Freed, seconded by Council Member Coy, offered a motion to accept the Commission's recommendation and approve the Statement of Findings and the final plat of Lots 3R1-A and 3R1-B, Block 1, W.R. Boyd Center Addition. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell
 Nays: None

ITEM 36. PLANNING & ZONING COMMISSION RECOMMENDATION
SPECIAL USE APPLICATION SU14-03 CROWN CASTLE TOWERS

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for denial of Special Use Application SU14-03 (Crown Castle Towers) submitted by Crown Castle Towers requesting a special use permit for a 120-foot monopole and the collocation of cellular equipment. The subject property is located at 1650 Hughes Road and is zoned "PCD" Planned Commerce Development District.

Council Member Coy, seconded by Mayor Pro Tem Wilbanks, offered a motion to accept the Commission's recommendation for denial of the application. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer & Coy
 Nays: Freed, Lease & O'Dell

ITEM 37. PLANNING & ZONING COMMISSION RECOMMENDATION
PRELIMINARY PLAT, LOTS 1 AND 2, BLOCK 1, GATEHOUSE
COMMERCIAL

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the preliminary plat of Lots 1 and 2, Block 1, Gatehouse Commercial. The 7.328 acre tract is located at Stone Myers and Westport Parkways and is zoned "BP" Business Park District. The subject property is being platted for the development of a commercial business park.

Council Member Coy, seconded by Council Member Freed, offered a motion to accept the Commission's recommendation and approve the Statement of Findings and the

preliminary plat of Lots 1 and 2, Block 1, Gatehouse Commercial. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ITEM 38. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT, LOTS 1 AND 2, BLOCK 1, GATEHOUSE COMMERCIAL

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the final plat of Lots 1 and 2, Block 1, Gatehouse Commercial. The 7.328 acre tract is located at Stone Myers and Westport Parkways and is zoned "BP" Business Park District. The subject property is being platted for the development of a commercial business park.

Council Member Coy, seconded by Council Member Lease, offered a motion to accept the Commission's recommendation and approve the Statement of Findings and the final plat of Lots 1 and 2, Block 1, Gatehouse Commercial. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

ITEM 39. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT, LOT 2, BLOCK 1, WETZEL ADDITION

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the final plat of Lot 2, Block 1, Wetzel Addition. The 0.6328 acre tract is located at 260 Blevins Street and is zoned "R-7.5" Single Family District Regulations. The subject property is being platted for the development of a single family home.

Council Member Lease, seconded by Mayor Pro Tem Wilbanks, offered a motion to accept the Commission's recommendation and approve the Statement of Findings and the final plat of Lot 2, Block 1, Wetzel Addition. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

NOTE: Following the recommendations of the Planning & Zoning Commission, the City Council then considered Items 12-27.

ADJOURNMENT

Mayor Pro Tem Wilbanks, seconded by Council Member Lease, offered a motion to adjourn the meeting at 9:49 p.m. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Freed, Lease, Coy & O'Dell

Nays: None

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 16th day of December, 2014.

APPROVED:



William D. Tate
Mayor



ATTEST:



Tara Brooks
Assistant City Secretary