

STATE OF TEXAS
COUNTY OF TARRANT
CITY OF GRAPEVINE

The City Council of the City of Grapevine, Texas met in Executive Session on this the 16th day of July, 2013 at 7:00 p.m. in the City Council Conference Room, Second Floor, 200 South Main Street, with the following members present to-wit:

William D. Tate	Mayor
C. Shane Wilbanks	Mayor Pro Tem
Sharron Spencer	Council Member
Roy Stewart	Council Member
Darlene Freed	Council Member
Mike Lease	Council Member
Chris Coy	Council Member

constituting a quorum, 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 7:08 p.m.

ITEM 1. EXECUTIVE SESSION

Mayor Tate announced the City Council would conduct a closed session regarding:

(A) Conference with City Manager and Staff to discuss and deliberate commercial and financial information received from business prospects the City seeks to have locate or expand in the City; with which businesses the City is conducting economic development negotiations under Section 551.087, Texas Government Code.

Upon reconvening in open session in the Council Chambers, Mayor Tate asked if there was any action necessary relative to the closed session. City Manager Bruno Rumbelow stated 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 Regular City Council meeting in open session in the City Council Chambers.

ADJOURNMENT

Mayor Pro Tem Wilbanks, seconded by Council Member Lease, offered a motion to adjourn the meeting at 8:39 p.m. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 6th day of August, 2013.

APPROVED:



William D. Tate
Mayor



ATTEST:



Jodi C. Brown
City Secretary

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 16th day of July, 2013 at 7:30 p.m. 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
Roy Stewart	Council Member
Darlene Freed	Council Member
Mike Lease	Council Member
Chris Coy	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
Gary Martin	Member
Beth Tiggelaar	Member
Dennis Luers	Alternate
Theresa Mason	Alternate

constituting a quorum, with Commissioner Jim Fechter 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 7:36 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Commissioner Betty "BJ" Wilson delivered the Invocation and led the Pledge of Allegiance.

ITEM 1. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU13-14 GREAT WOLF LODGE

Mayor Tate declared the public hearing open.

Planning and Development Manager Ron Stombaugh reported that Conditional Use Application CU13-14 had been submitted by Jack Bateman (Great Wolf Lodge) requesting a conditional use permit to amend the site plan approved by Ordinance No. 2010-66 for the possession, storage, retail sale and on-premise consumption of alcoholic beverages (beer, wine and mixed beverages), outside dining and outdoor speakers in conjunction with a restaurant. The subject property is located at 100 Great Wolf Drive and is zoned "CC" Community Commercial District Regulations.

Mr. Jack Bateman 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 one letter of support had been copied to the Council and Commission.

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

Ayes: Oliver, Fry, Wilson, Hotelling, Martin, Tiggelaar & Luers

Nays: None

Absent: Fechter

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

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

ITEM 2. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU13-15 PARK PLACE MERCEDES

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh reported that Conditional Use Application CU13-15 had been submitted by Park Place Mercedes (Park Place Mercedes) requesting a conditional use permit to amend the site plan approved by Ordinance No. 2009-57 to establish a planned commercial center and additional parking spaces. The subject property is located at 1300 Texan Trail and 1351 Minters Chapel Road and is zoned "CC" Community Commercial District Regulations.

Mr. Stombaugh noted the applicant proposes to establish a planned commercial center and incorporate an additional 14.07 acres immediately adjacent to the north into the existing dealership to be used as a parking area for new vehicles for both the Park Place

Mercedes and Park Place Lexus dealerships and will be completed in three phases. Phase one will include 511 spaces to be utilized by both dealerships (232 spaces for Mercedes, 279 spaces for Lexus) with both areas separated internally by a six foot wood screening fence; phase two will consist of a bridge to physically connect the parking expansion area to the Mercedes dealership; and phase three will consist of an additional 418 parking spaces. The expanded parking area will be protected by a pipe-rail perimeter fence similar to what already exists at the Park Place Mercedes dealership. One point of controlled access is provided to Minters Chapel Road, and the applicant proposes one monument sign along Minters Chapel Road.

Mr. Ken Schnitzer requested favorable consideration of the application and stated the parking areas will all be uncovered parking.

Mayor Tate invited guests present to comment regarding the application. No one wished to speak and one letter of support had been 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, Martin, Tiggelaar & Luers
 Nays: None
 Absent: Fechter

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

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
 Nays: None

ITEM 3. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU13-16
 GRAPEVINE STATION AND FINAL PLAT OF LOTS 1R1 AND 1R2, BLOCK
 1, GRAPEVINE STATION, REPLAT OF LOT 1, BLOCK 1, GRAPEVINE
 STATION

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh reported that Conditional Use Application CU13-16 and the final plat application of Lots 1R1 and 1R2, Block 1, Grapevine Station being a replat of Lot 1, Block 1, Grapevine Station had been filed by Westwood Group (Grapevine Station). CU13-16 requests a conditional use permit to amend the site plan approved by Ordinance No. 2012-27 for the development of three medical office buildings. The subject property is located at 1056 Texan Trail and is zoned "BP" Business Park District.

Mr. Al Burton 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 one letter of support had been copied to the Council and Commission.

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

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

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

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

ITEM 4. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU13-17 SO CAL TACOS

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh reported that Conditional Use Application CU13-17 had been submitted by Scott Wooley (So Cal Tacos) requesting a conditional use permit to amend the site plan approved by Ordinance No. 2011-30 for outdoor dining and revisions to the floor plan in conjunction with a restaurant. The subject property is located at 2140 Hall-Johnson Road #118 and is zoned "CC" Community Commercial District Regulations. The applicant proposes to remodel the existing 2,800 square foot, former 93 seat restaurant (The Flats) by modifying the floor plan, seating configuration and adding outdoor dining to an area immediately in front of the restaurant on an existing sidewalk. The proposed restaurant will seat a total of 76 patrons--66 seats inside and outdoor seating for 10 which requires 26 parking spaces; 134 are provided. No outdoor speakers are proposed.

Mr. Charles Williams representing the applicant requested favorable consideration of the application. Mr. Williams answered questions from the Commission and Council stating restaurant staff would be responsible for cleaning outside tables; that the restaurant would operate Monday through Saturday from 7 a.m. to 10 p.m.; that there were no outdoor speakers and no current plans for live music. Mr. Scott Wooley spoke regarding noise and trash concerns.

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 Luers, offered a motion to close the public hearing. The motion prevailed by the following vote:

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

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

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
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 remained in session in the Council Chambers to consider published business.

ITEM 5A. CITIZENS COMMENTS, ARAM AZADPOUR

Mr. Aram Azadpour, P. O. Box 2644, Grapevine, addressed the City Council regarding his lawsuit against the City; requested the notice left at his residence be mailed to him as required by City ordinance, and that the notice be removed from his door since he considered the act trespassing.

ITEM 5B. CITIZENS COMMENTS, DAVID HALVORSON

Mr. David Halvorson, 2810 Oak Forest Drive, requested consideration be given to reinstalling the access ramp onto southbound State Highway 121 from William D. Tate Avenue.

ITEM 5C. CITIZENS COMMENTS, CARL YOUNG

Mr. Carl Young, 4113 Meadow Drive, addressed the Council with concerns of accessing the bike trail into Big Bear Creek Park, and limiting the number of brush pickups during a month and the use of paper brush bags as proposed in the Clean Brush and Yard Waste Pilot Program (Item 7).

ITEM 5. LANDSCAPE ARCHITECTURE DESIGN SERVICES CONTRACT, DFW CONNECTOR PROJECT

Assistant Parks Director Kevin Mitchell recommended approval to award a Landscape Architecture Contract to la terra studio in the amount of \$89,000.00 plus 10% contingency

for the landscape design of six areas throughout the DFW Connector Project and authorization for Staff to execute the contract. Mr. Mitchell showed the areas throughout the Connector corridor that were not included in the Texas Department of Transportation's (TxDOT) landscape plan and noted the highly visible areas were identified for landscaping to enhance the City's thoroughfares.

Mr. Mitchell answered questions from the Council stating the City would be funding the project, that native plants and grasses would be utilized and that the landscaping plans were being designed in anticipation of grant funding opportunities. Following Council discussion, Mayor Pro Tem Wilbanks offered a motion to **table** the item and discuss the project at the August 6, 2013 Council Workshop. Council Member Lease seconded the motion which prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

ITEM 6. AWARD CONTRACT, BAYLOR PARKWAY LANDSCAPE AND IRRIGATION INSTALLATION

Assistant Parks Director Mitchell recommended approval to award a contract to Benchmark Gardens, LLC in an amount not to exceed \$33,492.28 for the Baylor Parkway landscape and irrigation installation. The landscaping was removed from the intersection of Baylor Parkway and Ira E. Woods Avenue when the roadway was reconstructed due to the connector project. The proposed contract allows for installation of new landscaping which will match the current landscaping being installed in the medians on Ira E. Woods Avenue.

Council Member Freed, seconded by Mayor Pro Tem Wilbanks, offered a motion awarding the contract as presented. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

ITEM 7. RESOLUTION, AUTHORIZE CLEAN BRUSH AND YARD WASTE PILOT PROGRAM

Public Works Director Stan Laster presented a resolution authorizing the implementation of a three month Clean Brush and Yard Waste Pilot Program for two residential routes to assess Grapevine citizens' response to increasing the City's clean brush and yard waste generation. The pilot program was discussed at the June 18, 2013 Council Workshop, and would allow selected areas to recycle tree limbs, leaves, brush and lawn clippings instead of sending the green waste to the landfill. The pilot program will be conducted from September through November, with the results being presented to Council after Staff's review.

Council Member Freed offered a motion to approve the resolution authorizing the Clean Brush and Yard Waste Pilot Program as recommended. Council Member Coy seconded the motion which prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

RESOLUTION NO. 2013-66

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING A CLEAN BRUSH AND YARD WASTE PILOT PROGRAM WITHIN THE CITY OF GRAPEVINE, TEXAS, AND PROVIDING AN EFFECTIVE DATE

CONSENT AGENDA

The next order of business for the City Council was to consider the consent agenda items, which were deemed to need little or no discussion and were acted upon as one business item. Mayor Tate asked if there was any member of the audience or the City Council who wished to remove an item from the consent agenda for full discussion. Item 14 relative to Dove Pool Change Order No. 1 was removed by Council Member Spencer.

Item 8. Award Professional Service Contract, Annual Medical Physicals for Fire and Police Departments

Staff recommended approval to award an annual professional service contract to Huguley Assessment Center in an amount not to exceed \$38,145.00 for providing annual medical physicals for the Fire and Police Departments.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

Item 9. Renew Bid 341-2010 Plants and Trees Annual Contract

Administrative Services Director recommended approval to renew Bid 341-2010 Plants and Trees Annual Contract with Southwest Wholesale Nursery and Unique Landscaping, Inc. and recommended not renewing the contract with Cole Construction and Fannin Tree Farm, LTD due to the lack of purchases made for the items they bid and price increases. This is the third annual renewal of the four optional, one-year renewals available and funding is limited to the budgeted amount by each department in an estimated amount of \$50,000.00.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

Item 10. Approve Extension to EMS Billing Contract

Administrative Services Director recommended approval of the extension of the EMS billing contract with Intermedix Technologies, Inc. to December 31, 2013 under current contract terms. The contract was approved in June 2009 and will expire July 31, 2013. The contract extension will allow Staff to research new technologies and EMS software that can integrate medical and billing information among the emergency service providers.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

Item 11. Resolution, Authorize Purchase of Basketball Backstop Replacements

Parks & Recreation Director recommended approval of a resolution authorizing the purchase of basketball backstop replacements from Academic Specialties Texas, Inc. in an amount not to exceed \$19,580.00 through an Interlocal Participation Agreement with The Local Government Purchasing Cooperative (Buyboard).

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

RESOLUTION NO. 2013-67

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

Item 12. Resolution, Authorize Emergency Rental of Portable Restroom

Parks & Recreation Director recommended approval of a resolution authorizing the emergency rental of a portable restroom for Parr Park from MMG Building & Construction

Services, LLC in an estimated amount of \$40,000.00. The portable restroom rental is necessary due to the permanent restrooms being destroyed by fire on May 3, 2013.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

RESOLUTION NO. 2013-68

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO APPROVE THE EMERGENCY RENTAL OF A PORTABLE RESTROOM AND PROVIDING AN EFFECTIVE DATE

Item 13. Approve Local Project Advance Funding Agreement for Big Bear Creek Pedestrian Linkage Trail

Parks & Recreation Director recommended approval of a Local Project Advance Funding Agreement with the Texas Department of Transportation (TxDOT) for the Big Bear Creek Pedestrian Linkage Trail, authorizing payment in the amount of \$277,000.00 to TxDOT for construction costs and authorization for the City Manager to execute the agreement.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

ITEM 14. CHANGE ORDER NO. 1, DOVE POOL, BATHHOUSE AND MECHANICAL BUILDING RENOVATIONS

This item was removed from the Consent Agenda and considered after Item 19.

Parks & Recreation Director recommended approval of Change Order No. 1 in the amount of \$111,412.66 for renovations of Dove Pool, bathhouse and mechanical building with JC Commercial.

Assistant Parks Director Kevin Mitchell stated that no contingency had been established when the contract was awarded and that Change Order No. 1 was a result of several modifications to the pool, bathhouse and mechanical building that were not known when the plans were issued--structural issues with the bathhouse and mechanical building walls, foundation and roof, in addition to structural issues with the pool shell.

Council Member Spencer, seconded by Council Member Freed, offered a motion to approve Change Order No. 1 as recommended. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

Item 15. Resolution, Authorize Purchase of Precast Concrete Restroom Facility for Parr Park

Parks & Recreation Director recommended approval of a resolution authorizing the purchase and installation of a precast concrete restroom facility for Parr Park from CXT Incorporated in the amount of \$202,114.58 through an established cooperative agreement with the State of Texas TXMAS purchasing program. The restroom facility is being replaced since the structure was destroyed by fire in May 2013.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

RESOLUTION NO. 2013-69

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO PURCHASE A PRECAST RESTROOM FACILITY THROUGH AN ESTABLISHED STATE COOPERATIVE CONTRACT AND PROVIDING AN EFFECTIVE DATE

Item 16. Resolution, Authorize Chlorine and Ammonia Replacement Equipment, Sole Source Purchase

Public Works Director recommended approval of a resolution authorizing the sole source purchase of replacement chlorine and ammonia equipment at the Water Treatment Plant from Hartwell Environmental Corporation in the amount of \$26,572.00.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

RESOLUTION NO. 2013-70

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER

OR THE CITY MANAGER'S DESIGNEE TO APPROVE THE SOLE SOURCE PURCHASE OF REPLACEMENT CHLORINE AND AMMONIA EQUIPMENT AND PROVIDING AN EFFECTIVE DATE

Item 17. Approve Final Cost Participation Agreement, Heritage Cove Addition Waterline Improvements

Public Works Director recommended approval of the Final Cost Participation Agreement with Heritage Cove, LLC in the amount of \$58,605.00 for the construction of an eight inch waterline along Roberts Road and authorization for the City Manager to execute the documents.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

Item 18. Ordinance, Abandoning Utility, Sanitary Sewer, Sidewalk and Water Easements in the DFW Connector Project

Public Works Director recommended approval of an ordinance abandoning 20 separate utility, sanitary sewer, sidewalk and water easements located within the DFW Connector Project at the request of the Texas Department of Transportation (TxDOT) and authorization for the City Manager to execute the Quit Claim Deeds.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

ORDINANCE NO. 2013-31

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, ABANDONING AND VACATING TWENTY SEPARATE UTILITY, SANITARY SEWER, SIDEWALK AND WATER EASEMENTS WITHIN THE DFW CONNECTOR PROJECT LIMITS IN THE CITY OF GRAPEVINE, TEXAS, AS HEREINAFTER DESCRIBED AND PROVIDING AN EFFECTIVE DATE

Item 19. Consideration of Minutes

City Secretary recommended approval of the minutes of the June 18 and 25, 2013 City Council meetings as published.

Motion by Council Member Stewart, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

ITEM 20. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU13-14 GREAT WOLF LODGE

Development Services Director Scott Williams reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU13-14 (Great Wolf Lodge) granting a conditional use permit to amend the site plan approved by Ordinance No. 2010-66 for the possession, storage, retail sale and on-premise consumption of alcoholic beverages (beer, wine and mixed beverages), outside dining and outdoor speakers in conjunction with a restaurant. The subject property is located at 100 Great Wolf Drive 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, Stewart, Freed, Lease & Coy

Nays: None

ORDINANCE NO. 2013-32

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 CU13-14 TO AMEND THE SITE PLAN APPROVED BY ORDINANCE NO. 2010-66 FOR A HOTEL AND WATER PARK WITH THE POSSESSION, STORAGE, RETAIL SALE AND ON-PREMISE CONSUMPTION OF ALCOHOLIC BEVERAGES (BEER, WINE AND MIXED BEVERAGES), OUTSIDE DINING AND OUTDOOR SPEAKERS IN CONJUNCTION WITH A RESTAURANT 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) AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED UPON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

ITEM 21. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU13-15 PARK PLACE MERCEDES

Development Services Director Williams reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU13-15 (Park Place Mercedes) granting a conditional use permit to amend the site plan approved by Ordinance No. 2009-57 to establish a planned commercial center and additional parking spaces. The subject property is located at 1300 Texan Trail and 1351 Minters Chapel Road and is zoned "CC" Community Commercial District Regulations.

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 prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
 Nays: None

ORDINANCE NO. 2013-33

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 CU13-15 TO AMEND THE SITE PLAN APPROVED BY ORDINANCE NO. 2009-57 FOR THE ESTABLISHMENT OF A PLANNED COMMERCIAL CENTER AND ALLOW FOR ADDITIONAL PARKING 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) AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED UPON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

ITEM 22. PLANNING & ZONING COMMISSION RECOMMENDATION
PRELIMINARY PLAT, LOTS 1-3, BLOCK 1, PARK PLACE MERCEDES

Development Services Director Williams reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the preliminary plat of Lots 1-3, Block 1, Park Place Mercedes. The 34.480 acre property is being platted to extend the automotive dealership located between Minters Chapel Road and Texan Trail.

Council Member Stewart, seconded by Council Member Coy, offered a motion to accept the Commission's recommendation and approve the Statement of Findings and the preliminary plat of Lots 1-3, Block 1, Park Place Mercedes. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

ITEM 23. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT, LOT 2, BLOCK 1, PARK PLACE MERCEDES

Development Services Director Williams reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the final plat of Lot 2, Block 1, Park Place Mercedes. The 9.418 acres is being platted to extend the Mercedes Dealership located between Minters Chapel Road and Texan Trail.

Council Member Spencer, 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, Park Place Mercedes. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy
Nays: None

ITEM 24. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU13-16 GRAPEVINE STATION

Development Services Director Williams reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU13-16 (Grapevine Station)

granting a conditional use permit to amend the site plan approved by Ordinance No. 2012-27 for the development of three medical office buildings. The subject property is located at 1056 Texan Trail and is zoned "BP" Business Park District.

Council Member Freed, seconded by Council Member Stewart, 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, Stewart, Freed, Lease & Coy

Nays: None

ORDINANCE NO. 2013-34

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 CU13-16 AMENDING THE SITE PLAN APPROVED BY ORDINANCE NO. 2012-27 FOR THE DEVELOPMENT OF THREE MEDICAL OFFICE BUILDINGS IN A DISTRICT ZONED "BP" BUSINESS PARK 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) AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED UPON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

ITEM 25. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT, LOTS 1R1 AND 1R2, BLOCK 1, GRAPEVINE STATION

Development Services Director Williams reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the final plat of Lots 1R1 and 1R2, Block 1, Grapevine Station. The 2.12 acres is be platted into two commercial lots and is located at 1056 Texan Trail.

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 1R1 and 1R2, Block 1, Grapevine Station. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

ITEM 26. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU13-17 SO CAL TACOS

Development Services Director Williams reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU13-17 (So Cal Tacos) granting a conditional use permit to amend the site plan approved by Ordinance No. 2011-30 for outdoor dining and revisions to the floor plan in conjunction with a restaurant. The subject property is located at 2140 Hall-Johnson Road #118 and is zoned "CC" Community Commercial District Regulations.

Council Member Freed, seconded by Council Member Stewart, 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, Stewart, Freed, Lease & Coy

Nays: None

ORDINANCE NO. 2013-35

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 CU13-17 AMENDING THE SITE PLAN APPROVED BY ORDINANCE NO. 2011-30 FOR OUTSIDE DINING AND REVISIONS TO THE FLOOR PLAN OF A RESTAURANT 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) AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED UPON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

ADJOURNMENT

Mayor Pro Tem Wilbanks, seconded by Council Member Lease, offered a motion to adjourn the meeting at 8:39 p.m. The motion prevailed by the following vote:

Ayes: Tate, Wilbanks, Spencer, Stewart, Freed, Lease & Coy

Nays: None

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 6th day of August, 2013.

APPROVED:



William D. Tate
Mayor



ATTEST:



Jodi C. Brown
City Secretary