

STATE OF TEXAS
COUNTY OF TARRANT
CITY OF GRAPEVINE

The City Council of the City of Grapevine, Texas met in Workshop on this the 17th day of July, 2012 at 6:15 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
Mike Lease	Council Member
Chris Coy	Council Member

constituting a quorum, with Council Member Darlene Freed absent, 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 workshop to order at 6:19 p.m.

ITEM 1. DISCUSS PUBLIC SAFETY BUILDING PROJECT

City Manager Bruno Rumbelow stated Mr. Hal Sargent and Ms. Gina Irwin of Brinkley Sargent Architects would review for Council the Public Safety Building project options.

Ms. Gina Irwin reviewed the history of the project, the proposed sites on Hanover Drive and Texan Trail, and development costs for the project. Mr. Sargent briefed the City Council on the central plant study identifying 10 options, with the three preferred options and costs being discussed: (1) campus-wide plants (Public Safety Building/Convention Center plant, and Community Activities Center/Library plant), (2) Public Safety Building only and (3) Community Activities Center only.

Relocating the Information Technology Department to the Public Safety Building was discussed, along with the advantages of relocating the department. Ms. Irwin reviewed the costs associated with each development option. The Council expressed concern over the cost of operating expanded facilities, and requested the operational and building costs for the proposed Public Safety Building construction and Community Activities Center expansion projects be discussed at the next workshop.

There was no formal action taken by the City Council.

ITEM 2. RUSTIC DRIVE DRAINAGE UPDATE

Public Works Director Stan Laster requested input from the City Council on future budget funding for converting the drainage system in the Rustic Drive area of Countryside Estates to an underground system. Mr. Laster discussed current conditions and stated the project would be completed by City Staff. It was the consensus of Council for Staff to include the \$400,000 in the FY2012-13 budget.

There was no formal action taken by the City Council.

ITEM 3. MONTHLY FINANCIAL UPDATE

City Manager Rumbelow stated that due to time constraints, the monthly financial update would be discussed during the July 25, 2012 Council workshop on the proposed 2013 Budget major issues report.

There was no formal action taken by the City Council.

ADJOURNMENT

Mayor Pro Tem Wilbanks, seconded by Council Member Stewart, offered a motion to adjourn the workshop at 7:16 p.m. The motion prevailed by the following vote:

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

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 7th day of August, 2012.

APPROVED:



William D. Tate
Mayor

ATTEST:



Jodi C. Brown
City Secretary

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 17th day of July, 2012 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
Mike Lease	Council Member
Chris Coy	Council Member

constituting a quorum, with Council Member Darlene Freed absent, with the following members of the City Staff:

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

CALL TO ORDER

Mayor Tate called the meeting to order at 7:17 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

Council Member Lease, seconded by Council Member Coy, offered a motion to adjourn the meeting at 9:20 p.m. The motion prevailed by the following vote:

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

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 7th day of August, 2012.

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 17th day of July, 2012 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
Mike Lease	Council Member
Chris Coy	Council Member

constituting a quorum, with Council Member Darlene Freed absent, 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
Wayne Szot	Alternate

constituting a quorum, with Alternate Elaine Martin 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 7:34 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

Commissioner Jim Fechter delivered the Invocation and led the Pledge of Allegiance.

ITEM 1. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU12-23 SIDE STREET WINERY & BODEGA

Mayor Tate declared the public hearing continued from the June 19, 2012 meeting.

Planning and Development Manager Ron Stombaugh stated that Conditional Use Application CU12-23 had been filed by Side Street Winery & Bodega requesting a conditional use permit for the possession, storage, retail sale and on- and off-premise consumption of alcoholic beverages (wine only) in conjunction with a winery. The subject property is located at 422 South Barton Street and is zoned "CBD" Central Business District. This item was tabled at the June 19, 2012 meeting.

The applicant proposes to establish a 720 square foot winery, within an existing 3,240 square foot metal building, offering tastings (four inside seats), sales and production capabilities of Texas wines and boutique wines from Oregon. Eight parking spaces are required for the proposed use; the applicant plans to use existing head-in spaces adjacent to the subject site along Barton Street, in addition to the public parking at the northwest corner of West Franklin Street and Barton Street. Exterior building and landscaping enhancements are proposed for the site.

Mr. Daniel Sullivan requested favorable consideration of the application, highlighting exterior beautification enhancements, hours of operation--Saturday and Sunday, Noon to 5 pm, and their future plans to relocate into a larger facility.

The City Council expressed concerns regarding parking, deliveries to the site, future expansion of the business into the rear of the building and use of the location as a distribution point.

Mayor Tate invited guests present to comment regarding the application. Mr. Gary Farina, 420 South Main Street, spoke regarding the congestion on Barton Street and the lack of designated parking for the building. Mr. Michael Meek, 1025 Brownstone, stated concern of the proposed business operations, and Mr. Carl Young, 4113 Meadow Drive, expressed concerns on fire egress, exterior improvements and the building meeting ADA compliance regulations. Four letters of opposition were copied to the Council and Commission.

Commissioner Hotelling, 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

Council Member Coy, 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, Lease & Coy
Nays: None
Absent: Freed

ITEM 2. PUBLIC HEARING, ZONING APPLICATION Z12-07, CONDITIONAL USE APPLICATION CU12-27, PLANNED DEVELOPMENT OVERLAY PD12-05 AND THE FINAL PLAT OF LOT 1-R, BLOCK 1, THE STOREHOUSE ADDITION, REPLAT OF LOT 1, BLOCK 1, THE STOREHOUSE ADDITION AND 1.759 ACRES OF AN UNPLATTED TRACT OF LAND, SCRIBNER STREET STORAGE

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh stated that Scribner Street Storage had requested the public hearing be tabled to the August 21, 2012 meeting for Zoning Application Z12-07, Conditional Use Application CU12-27, Planned Development Overlay PD12-05 and for the final plat of Lot 1-R, Block 1, The Storehouse Addition being a replat of Lot 1, Block 1, The Storehouse Addition and 1.759 acres of an unplatted tract of land. The subject property is located at 401 and 427 North Scribner Street.

Commissioner Fry, seconded by Commissioner Wilson, offered a motion to table the public hearing until August 21, 2012. The motion prevailed by the following vote:

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

Council Member Lease, seconded by Council Member Spencer, offered a motion to table the public hearing until August 21, 2012. The motion prevailed by the following vote:

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

Mayor Tate stated that this would be the only notification to adjacent property owners of the continued public hearing.

ITEM 3. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU12-24 RACETRAC

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh stated that Conditional Use Application CU12-24 had been filed by Adams Engineering (RaceTrac) requesting a conditional use permit to establish a planned commercial center with the possession, storage, retail sale and off-premise consumption of alcoholic beverages (beer and wine only) in conjunction with a convenience store, gasoline sales, outside dining and a 40 foot pole sign. The subject property is located at 3955 Grapevine Mills Parkway and is zoned "CC" Community Commercial District Regulations.

Mr. Stombaugh stated the applicant intends to construct on the 10.78 acres a 5,928 square foot convenience store with inside seating for 13 and 12 outside dining seats, and provide 60 parking spaces which include 20 parking spaces at the ten fuel pumps.

Mr. Willie Cothrum requested favorable consideration of the application, explaining why the site was selected, use of surrounding property and detailed the amenities of the store.

The City Council expressed concerns on the requested 40 foot pole sign.

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

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
Nays: None
Abstain: Fechter

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, Stewart, Lease & Coy
Nays: None
Absent: Freed

ITEM 4. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU12-25
AMERICAN SPORTSMAN SHOOTING CENTER

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh stated that American Sportsman Shooting Center had requested the public hearing be tabled to the August 21, 2012 meeting for Conditional Use Application CU12-25 requesting a conditional use permit for an indoor shooting range. The subject property is located at 1960 Enchanted Way and is zoned "CC" Community Commercial District Regulations.

Commissioner Wilson, seconded by Commissioner Fechter, offered a motion to table the public hearing until August 21, 2012. The motion prevailed by the following vote:

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

Council Member Lease, seconded by Council Member Stewart, offered a motion to table the public hearing until August 21, 2012. The motion prevailed by the following vote:

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

Mayor Tate stated that this would be the only notification to adjacent property owners of the continued public hearing.

ITEM 5. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU12-26 FUZZY'S TACO SHOP

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh stated that Conditional Use Application CU12-26 had been filed by Nick Cartmill (Fuzzy's Taco Shop) requesting a conditional use permit to amend the site plan approved by Ordinance No. 2004-66, as amended, for the possession, storage, retail sale and on-premise consumption of alcoholic beverages (beer, wine and mixed beverages) in conjunction with a restaurant, outside dining and outside speakers. The subject property is located at 3100 Grapevine Mills Parkway #101 and is zoned "CC" Community Commercial District Regulations. The applicant intends to establish a 3,836 square foot restaurant with seating for 138 patrons--94 seats inside and 44 seats outside within the fenced, covered patio. Two outdoor speakers and two television screens are proposed for the patio. With the retail uses and proposed restaurant, the subject site requires 75 parking spaces; 60 spaces are provided. The property owner of the subject site also owns the adjacent Lot 4R and proposes obligating 15 surplus parking spaces from Lot 4R for the exclusive use of the subject site.

Mr. Nick Cartmill requested favorable consideration of the application.

Questions from the City Council and the Planning & Zoning Commission ensued relative to the proposed restaurant not being a full service restaurant and the use of the outside speakers.

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

Council Member Stewart, 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, Lease & Coy
Nays: None
Absent: Freed

ITEM 6. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU12-28 PLATO'S CLOSET

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh stated that Conditional Use Application CU12-28 had been filed by Joe Williams (Plato's Closet) requesting a conditional use permit to amend the site plan approved by Ordinance No. 99-107 for retail sales of secondhand goods in an enclosed building in excess of 3,000 square feet. The subject property is located at 5311 Champagne Boulevard #100 and is zoned "CC" Community Commercial District Regulations.

Mr. Joe Williams requested favorable consideration of the application, stating there would be no drop boxes, and that Plato's Closet has strict franchise policies and regulations.

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 Fry, 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 Spencer, 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, Lease & Coy
Nays: None
Absent: Freed

ITEM 7. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU12-29 GRAPEVINE SUGAR SHACK

Mayor Tate declared the public hearing open.

Planning and Development Manager Stombaugh stated that Conditional Use Application CU12-29 had been filed by Holli Mathews (Grapevine Sugar Shack) requesting a conditional use permit to amend the site plan approved by Ordinance No. 2012-10 for food service (shaved ice and beverages) as take out only in conjunction with a retail store. The

subject property is located at 520 South Main Street #205 and is zoned "CBD" Central Business District. The applicant intends to establish a 435 square foot retail store with take out food service (no on-site seating or on-site dining) for shaved ice and seasonal beverages within a multi-tenant structure. Total parking provided on the site is 41 spaces; Grapevine Sugar Shack will require three spaces.

Ms. Holli Mathews requested favorable consideration of the application.

Discussion ensued relative to the take out food service. The applicant expressed her intent to have a gift shop with take out beverages only and due to the size of the lease space, no seating would be provided.

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

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

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

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 8. REAPPOINT CITY COUNCIL LIAISONS AND COUNCIL COMMITTEES FOR 2012-2013

Mayor Tate led the discussion on reappointing City Council liaisons and Council committees, and drafting a code of conduct for liaisons to the boards and commissions to provide guidance and improve communication within the City government. City Manager Rumbelow stated Staff would continue to research and work with the City Attorney and bring to a future Council workshop the item for discussion.

Mayor Tate reappointed all the City Council liaisons and committees as follows:

William D. Tate	Tax Increment Finance District Boards - One and Two Crime Control & Prevention District Board (2006) Grapevine 4B Economic Development Corporation Board (2007)
Shane Wilbanks	Parks & Recreation Advisory Board (2002) Historic Preservation Commission (2008) Open Space Review Committee (1998) U. S. Army Corps of Engineer Liaison (1995) Tax Increment Finance District Boards – One and Two Utility Committee (1998) 1 st Alternate Golf Course Advisory Board (2002) Crime Control & Prevention District Board (2006) Grapevine 4B Economic Development Corporation Board (2007) Council Corps Committee (2008)
Sharron Spencer	Building Board of Appeals (2001) Convention & Visitors Advisory Board (2008) Housing Authority Advisory Board (1998) Facilities Committee (1985) 1 st Alternate Planning & Zoning Commission (2001) Crime Control & Prevention District Board (2006) Grapevine 4B Economic Development Corporation Board (2007) Council Corps Committee (2008)
Roy Stewart	Board of Zoning Adjustment (2003) Senior Citizens Advisory Board (2008) Audit Committee (1998) Facilities Committee (1996) Impact Fee Committee (Ex-Officio) (1996) Citizens Drainage Review Committee (1990) Tax Increment Finance District Boards – One and Two 1 st Alternate Building Board of Appeals (2001) Crime Control & Prevention District Board (2006) Animal Shelter Advisory Committee (2011)
Darlene Freed	Planning & Zoning Commission (2008) Teen Court Advisory Board (1998) Audit Committee (1998) DFW Airport Board Liaison (2001) Crime Control & Prevention District Board (2006) Grapevine 4B Economic Development Corporation Board (2007)
Mike Lease	Golf Course Advisory Board (2007) Heritage Foundation Advisory Board (2007) Facilities Committee (2008)

Tax Increment Finance District Boards – One and Two (2007)
 1st Alternate Senior Citizens Advisory Board (2007)
 1st Alternate Parks & Recreation Advisory Board (2007)
 Crime Control & Prevention District Board (2007)

Chris Coy

Library Advisory Board (2008)
 Grapevine/Colleyville Independent School Board Liaison (2010)
 1st Alternate Board of Zoning Adjustment (2008)
 Utility Committee (2008)
 Tax Increment Finance District Boards – One and Two (2008)
 Impact Fee Committee (Ex-Officio) (2008)
 Crime Control & Prevention District Board (2008)
 Council Corps Committee (2008)

ITEM 9. AWARD PROFESSIONAL SERVICES CONTRACT, DOVE POOL BATHHOUSE RENOVATION DESIGN

Parks & Recreation Director Doug Evans requested approval of a professional services contract with Water Technologies in the amount of \$43,500.00 for the renovation design of the Dove Pool bathhouse. He stated at the April 17, 2012 meeting, the Council approved a professional services contract with Water Technologies for the design and construction administration of the renovation of Dove Pool. Staff informed Council that the bathhouse would also need renovations to meet current Americans with Disabilities Act standards. Included in the renovation will be handicapped accessible restrooms that the public can access year round.

Motion by Mayor Pro Tem Wilbanks, seconded by Council Member Coy, to approve as recommended prevailed by the following vote:

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

ITEM 10. RESOLUTION, AUTHORIZE CONTRACT, TEXAS COALITION FOR AFFORDABLE POWER (TCAP)

Public Works Director Stan Laster requested approval of a resolution authorizing the City Manager to execute a four year contract with Texas Coalition for Affordable Power (TCAP) for purchase of electricity. TCAP will solicit new bids to cover the period of January 1, 2014 through December 31, 2017, and it is necessary for the City to designate a specific individual who can sign a power purchase agreement within 24 hours of receiving a proposal that economically benefits the City.

Mayor Pro Tem Wilbanks stated the Utilities Committee supports the proposal.

Motion by Mayor Pro Tem Wilbanks, seconded by Council Member Stewart, to approve the resolution as recommended prevailed by the following vote:

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

RESOLUTION NO. 2012-61

A RESOLUTION OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE TEXAS COALITION FOR AFFORDABLE POWER (TCAP) TO SEEK BIDS TO COVER THE ELECTRIC POWER NEEDS OF THE CITY FOR THE PERIOD JANUARY 1, 2014 - DECEMBER 31, 2017 AND TO NEGOTIATE AN EXTENSION OF THE CITY'S POWER SUPPLY AND RETAIL ELECTRIC PROVIDER CONTRACTS FOR THE SAME PERIOD; AUTHORIZING THE MAYOR OR OTHER DESIGNATED CITY OFFICIAL TO SIGN A CONTRACT WITH TCAP FOR THE CITY'S ELECTRICITY NEEDS FOR THE PERIOD EXTENDING UP TO DECEMBER 31, 2017; COMMITTING TO BUDGET FOR ENERGY PURCHASES AND TO HONOR THE CITY'S COMMITMENTS TO PURCHASE POWER THROUGH TCAP FOR ITS ELECTRICAL NEEDS THROUGH DECEMBER 31, 2017, IF CITY AGREES TO ACCEPT THE CONTRACT OFFER AND PROVIDING AN EFFECTIVE DATE

ITEM 11. ADOPT RULES OF PROCEDURE, RECONSIDERATION OF AGENDA ITEMS

Development Services Director Scott Williams stated at the June 5, 2012 City Council meeting, the Mayor and Council requested the process of reconsideration of agenda items be discussed during a Council workshop. The topic was discussed during the June 19 workshop, and it was the consensus of the City Council that rules of procedure be drafted to require a request in writing by two Council Members in order for a prior agenda item to be reconsidered.

Council Member Lease offered a motion to approve the rules of procedure as presented. The motion was seconded by Council Member Coy and prevailed by the following vote:

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

ITEM 12. RESOLUTION, AUTHORIZE PURCHASE OF ELEVEN LIFEPAK 15 CARDIAC MONITORS/DEFIBRILLATORS

Fire Chief Steve Bass requested approval of a resolution authorizing the purchase of eleven LIFEPAK 15 cardiac monitors/defibrillators and associated accessories, training and maintenance from Physio-Control, Inc., as a sole source provider, in the amount of \$451,947.75 with grant funding managed by the Grapevine Emergency Management Division. The funding was received in the form of a 2011 Assistance to Firefighters Grant specifically for the purchase of these items. The grant requires matching funds of 10% from the City of Grapevine. Chief Bass stated the 11 units being replaced were 10 years old and that trade-in funds were being provided by the vendor.

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

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

RESOLUTION NO. 2012-62

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO DECLARE PHYSIO-CONTROL, INC. A SOLE SOURCE VENDOR FOR PURCHASING CARDIAC MONITORS/DEFIBRILLATORS, ACCESSORIES, TRAINING AND MAINTENANCE FOR THE GRAPEVINE FIRE DEPARTMENT WITH GRANT FUNDING MANAGED BY THE CITY OF GRAPEVINE EMERGENCY MANAGEMENT DIVISION AND PROVIDING AN EFFECTIVE DATE

ITEM 13. RESOLUTION, PROVIDE APPROVAL OF APPLICABLE ELECTED REPRESENTATIVE OF BONDS TO BE ISSUED TO REFINANCE AIR CARGO FACILITIES AT DFW INTERNATIONAL AIRPORT

Administrative Services Director John McGrane introduced bond counsel representative Mr. George Rodriguez of Bracewell & Giuliani LLP. Mr. Rodriguez informed the City Council that Aeroterm had bonds issued through the Grapevine Industrial Development Corporation (IDC) in 2002 and 2008 to refinance air cargo facilities located at DFW International Airport. As part of the refinancing through the Public Finance Authority and not the Grapevine IDC, the City Council is required to approve the resolution providing approval of applicable elected representative of bonds to be issued. The resolution confirms that the City has no obligations or liability for the Aeroterm bonds, but rather is solely to allow Aeroterm to comply with the IRS provisions related to tax-exempt financing for the bonds.

Motion by Council Member Lease, seconded by Council Member Spencer, to approve the resolution as recommended prevailed by the following vote:

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

RESOLUTION NO. 2012-63

A RESOLUTION OF THE CITY OF GRAPEVINE, TEXAS
PROVIDING APPROVAL OF APPLICABLE ELECTED
REPRESENTATIVE OF BONDS TO BE ISSUED TO
REFINANCE AIR CARGO FACILITIES AT DFW AIRPORT
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. There were none.

Item 14. Approve Adopt-An-Area Agreements, Rockledge Park and Champagne Boulevard

Parks & Recreation Advisory Board and Parks & Recreation Director recommended approval of Adopt-An-Area agreements with Legoland Discovery Center/Sea Life Aquarium for Rockledge Park and with Vineyard Dental for Champagne Boulevard.

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

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

Item 15. Award Informal Quote, Firefighting Gear Lockers

Fire Chief recommended approval to award an informal quote for firefighting gear lockers to Longhorn Locker Company for the Fire Department in the amount not to exceed \$19,500.00.

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

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

Item 16. Renew Bid 341-2010 Plant & Tree Purchases Annual Contract

Parks & Recreation Director recommended approving the renewal of Bid 341-2010 Plant & Tree Purchases Annual Contract to Cole Construction, Fannin Tree Farm, Southwest Wholesale Nursery and Unique Landscaping Design & Construction, Inc. in the budgeted amount of \$20,000.00.

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

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

Nays: None

Absent: Freed

Item 17. Award RFP 385-2012 Convention & Visitors Bureau Website Development and Redesign

Convention & Visitors Bureau Director recommended approval of the award of RFP 385-2012 Convention & Visitors Bureau Website Development and Redesign, Web Content Management System, Customer Relationship Management System, Email Marketing System, Social media, E-Commerce System and Hotel Booking Engine to Simpleview in the budgeted amount of \$150,000.00.

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

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

Nays: None

Absent: Freed

Item 18. Award Bid 391-2012 Storm Drainage Pipe

Public Works Director recommended approval of the award of Bid 391-2012 Storm Drainage Pipe to Contech Engineered Solutions in the amount not to exceed \$57,760.00 for 1900 linear feet of 48" storm drainage pipe to be used by the Public Works Department in upgrading the drainage channel in the Port America Place Warehouse Complex.

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

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

Nays: None

Absent: Freed

Item 19. Resolution, Declaring Certain Property Surplus, Authorize Sale

Administrative Services Director recommended approval of a resolution declaring certain items as surplus and confiscated property and authorizing the sale through public auction.

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

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

Nays: None

Absent: Freed

RESOLUTION NO. 2012-64

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, DECLARING CERTAIN PROPERTY AS SURPLUS AND CONFISCATED AND PROVIDING FOR THE AUTHORIZATION TO DISPOSE OF SAID PROPERTY AT AUCTION AND PROVIDING AN EFFECTIVE DATE

Item 20. Resolution, Authorize Cooperative Purchasing Agreement, The National Intergovernmental Purchasing Alliance (National IPA)

Administrative Services Director recommended approval of a resolution authorizing a Cooperative Purchasing Agreement with the National Intergovernmental Purchasing Alliance (National IPA) to allow the City access to over 25 competitively solicited contracts offering a broad range of products and services.

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

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

Nays: None

Absent: Freed

RESOLUTION NO. 2012-65

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO ENTER INTO A COOPERATIVE PURCHASING AGREEMENT WITH THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE (NATIONAL IPA) AND PROVIDING AN EFFECTIVE DATE

Item 21. Consideration of Minutes

City Secretary recommended approval of the minutes of the June 14 and 19, 2012 City Council meetings as published.

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

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

RECESS AND RECONVENE

Mayor Tate announced that the City Council would take a brief recess. Upon reconvening in the Council Chambers, all members of the City Council were present with the exception of Council Member Freed.

ITEM 22. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU12-23 SIDE STREET WINERY &
BODEGA

Chairman Oliver reported the Planning & Zoning Commission voted 6-1 for approval of Conditional Use Application CU12-23 filed by Side Street Winery & Bodega granting a conditional use permit for the possession, storage, retail sale and on- and off-premise consumption of alcoholic beverages (wine only) in conjunction with a winery located at 422 South Barton Street.

Council Member Coy, seconded by Mayor Pro Tem Wilbanks, offered a motion to accept the Commission's recommendation and approve the first reading of the ordinance granting the conditional use permit. The motion failed by the following vote:

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

Council Member Spencer, seconded by Council Member Lease, offered a motion for denial of the conditional use application. The motion for denial prevailed by the following vote:

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

ITEM 23. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU12-24 RACETRAC

Chairman Oliver reported the Planning & Zoning Commission voted 5-1-1 for approval of Conditional Use Application CU12-24 filed by Adams Engineering (RaceTrac) granting a conditional use permit to establish a planned commercial center with the possession, storage, retail sale and off-premise consumption of alcoholic beverages (beer and wine only) in conjunction with a convenience store, gasoline sales, outside dining and a 40 foot

pole sign. The subject property is located at 3955 Grapevine Mills Parkway and is zoned "CC" Community Commercial District Regulations.

The Council inquired if the applicant would be amenable to a monument sign in lieu of a pole sign. The applicant was agreeable to the monument sign.

Council Member Coy, seconded by Council Member Lease, offered a motion to accept the Commission's recommendation with the condition the pole sign be replaced by a monument sign and approve the ordinance granting the conditional use. The motion prevailed by the following vote:

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

ORDINANCE NO. 2012-30

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 CU12-24 FOR A PLANNED COMMERCIAL CENTER WITH THE POSSESSION, STORAGE, RETAIL SALE AND OFF-PREMISE CONSUMPTION OF ALCOHOLIC BEVERAGES (BEER AND WINE ONLY) IN CONJUNCTION WITH A CONVENIENCE STORE, GASOLINE SERVICE AND OUTSIDE DINING 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 24. PLANNING & ZONING COMMISSION RECOMMENDATION
PRELIMINARY PLAT LOTS 1-3, BLOCK 1, RACETRAC GRAPEVINE

Chairman Oliver reported the Planning & Zoning Commission voted 6-0-1 for approval of the Statement of Findings and the preliminary plat of Lots 1-3, Block 1, RaceTrac Grapevine. The property is being platted for the development of a convenience store with gasoline sales on Lot 1. The 31.614 acre property is located on the west side of FM2499 and south of Old Gerault Road and is zoned "CC" Community Commercial District Regulations.

Council Member Stewart, seconded by Mayor Pro Tem Wilbanks, offered a motion to accept the Commission's recommendation to approve the Statement of Findings and the preliminary plat of Lots 1-3, Block 1, RaceTrac Grapevine. The motion prevailed by the following vote:

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

ITEM 25. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT LOT 1, BLOCK 1, RACETRAC GRAPEVINE

Chairman Oliver reported the Planning & Zoning Commission voted 6-0-1 for approval of the Statement of Findings and the final plat of Lot 1, Block 1, RaceTrac Grapevine being platted for the development of a convenience store with gasoline sales. The property is located at 3955 Grapevine Mills Parkway 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 to approve the Statement of Findings and the final plat of Lot 1, Block 1, RaceTrac Grapevine. The motion prevailed by the following vote:

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

ITEM 26. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU12-26 FUZZY'S TACO SHOP

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU12-26 filed by Nick Cartmill (Fuzzy's Taco Shop) granting a conditional use permit to amend the site plan approved by Ordinance No. 2004-66, as amended, for the possession, storage, retail sale and on-premise consumption of alcoholic beverages (beer, wine and mixed beverages) in conjunction with a restaurant, outside dining and outside speakers. The subject property is located at 3100 Grapevine Mills Parkway #101 and is zoned "CC" Community Commercial District Regulations.

Council Member Stewart, 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: Spencer, Stewart, Lease & Coy
 Nays: Tate & Wilbanks
 Absent: Freed

ORDINANCE NO. 2012-31

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 CU12-26 TO AMEND THE SITE PLAN APPROVED BY ORDINANCE NO. 2004-66, AS AMENDED, FOR THE POSSESSION, STORAGE, RETAIL SALE AND ON-PREMISE CONSUMPTION OF ALCOHOLIC BEVERAGES (BEER, WINE AND MIXED BEVERAGES) IN CONJUNCTION WITH A RESTAURANT, OUTSIDE DINING AND OUTSIDE SPEAKERS, 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 27. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU12-28 PLATO'S CLOSET

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU12-28 filed by Joe Williams (Plato's Closet) with the conditions: only sales of clothing, shoes and accessories are permitted, no outside drop

boxes, and no outside display sales except with the approval of a temporary use permit. Approval of the ordinance would grant a conditional use permit to amend the site plan approved by Ordinance No. 99-107 for retail sales of secondhand goods in an enclosed building in excess of 3,000 square feet. The subject property is located at 5311 Champagne Boulevard #100 and is zoned "CC" Community Commercial District Regulations.

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

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

Nays: None

Absent: Freed

ORDINANCE NO. 2012-32

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 CU12-28 TO AMEND THE SITE PLAN APPROVED BY ORDINANCE NO. 99-107 FOR RETAIL SALES OF SECONDHAND GOODS IN A STORE EXCEEDING 3,000 SQUARE FEET 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 28. PLANNING & ZONING COMMISSION RECOMMENDATION
CONDITIONAL USE APPLICATION CU12-29 GRAPEVINE SUGAR SHACK

Chairman Oliver reported the Planning & Zoning Commission voted 6-1 for approval of Conditional Use Application CU12-29 filed by Holli Mathews (Grapevine Sugar Shack) granting a conditional use permit to amend the site plan approved by Ordinance No. 2012-10 for food service (shaved ice and beverages) as take out only in conjunction with a retail store. The subject property is located at 520 South Main Street #205 and is zoned "CBD" Central Business District.

Council Member Coy, 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, Stewart, Lease & Coy
Nays: None
Absent: Freed

ORDINANCE NO. 2012-33

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 CU12-29 TO AMEND THE SITE PLAN APPROVED BY ORDINANCE NO. 2012-10 TO ALLOW FOOD SERVICE (SHAVED ICE AND BEVERAGES) AS TAKE OUT ONLY IN CONJUNCTION WITH A RETAIL STORE IN A DISTRICT ZONED "CBD" CENTRAL BUSINESS 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 29. PLANNING & ZONING COMMISSION RECOMMENDATION
FINAL PLAT LOT 1, BLOCK 1, JOHNSON ADDITION

Chairman Oliver reported the Planning & Zoning Commission voted 7-0 for approval of the Statement of Findings and the final plat of Lot 1, Block 1, Johnson Addition. The 0.174 acre site is being platted to allow for a future residence. The subject property is located at 812 West Sunset and is zoned "R-7.5" Single Family District Regulations.

Council Member Stewart, seconded by Council Member Coy, offered a motion to accept the Commission's recommendation to approve the Statement of Findings and the final plat of Lot 1, Block 1, Johnson Addition. The motion prevailed by the following vote:

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

ADJOURNMENT

Council Member Lease, seconded by Council Member Coy, offered a motion to adjourn the meeting at 9:20 p.m. The motion prevailed by the following vote:

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

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 7th day of August, 2012.

APPROVED:



William D. Tate
Mayor

ATTEST:



Jodi C. Brown
City Secretary