

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 21st day of October, 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:

Herbert Fry	Vice Chairman
Betty "BJ" Wilson	Member
Monica Hotelling	Member
Jim Fechter	Member
Beth Tiggelaar	Member
Dennis Luers	Alternate
Theresa Mason	Alternate

constituting a quorum, with Chairman Larry Oliver and Commissioner Gary 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
Tara Brooks	Assistant City Secretary

**CALL TO ORDER**

Mayor Tate called the meeting to order at 6:30 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. Pending or contemplated litigation relative to CBS Billboard v. Grapevine and Grapevine Board of Zoning Adjustment, Cause No. 141-254547-11 pursuant to Section 551.071, Texas Government Code; and

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 6:34 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. City Manager Bruno Rumbelow stated there was no action necessary relative to pending or contemplated or conference with City Manager and Staff under Sections 551.071 or 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 7:16 p.m.

### **ITEM 2. DISCUSS COMMUNITY ACTIVITIES CENTER BRANDING, MARKETING AND FEE STRUCTURE**

Parks and Recreation Director Kevin Mitchell introduced Steve Atkins from The Atkins Group who presented the process that was used to create the branding and marketing ideas for the Community Activities Center. Mr. Atkins then presented the brand "To be the Center of life, health & fitness of Grapevine" and presented some naming ideas. Council decided to have a workshop to brainstorm naming ideas.

Council discussed the fee structure with Director Mitchell.

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 7:52 p.m. in the City Council Chambers.

INVOCATION

Commissioner Herbert Fry delivered the Invocation and led the Pledge of Allegiance.

ITEM 3. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU14-39 WISE GUYS PIZZERIA

Mayor Tate declared the public hearing open.

Assistant Development Services Director Ron Stombaugh stated that Conditional Use Application CU14-39 (Wise Guys Pizzeria) had been submitted by McNamara Wise Guys LLC requesting a conditional use permit to amend the site plan approved by Ordinance No. 2000-15 for the possession, storage, retail sale and on-premise consumption of alcoholic beverages (beer and wine only), outdoor speakers and outside dining in conjunction with a restaurant in a planned commercial center. The subject property is located at 322 South Park Boulevard and is zoned "CC" Community Commercial District Regulations.

Mr. Kevin McNamara with Wise Guys Pizzeria 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 four letters of support were copied to the Council and Commission.

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

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

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, Freed, Lease, Coy & O'Dell  
 Nays: None

ITEM 4. PUBLIC HEARING, CONDITIONAL USE APPLICATION CU14-40 GRAPEVINE CROSSING

Mayor Tate declared the public hearing open.

Assistant Development Services Director Stombaugh stated that Conditional Use Application CU14-40 (Grapevine Crossing) had been submitted by R. L. Goodson Jr. Inc. requesting a conditional use permit to amend the site plan approved by Ordinance

No. 2001-03 to increase the building height by the addition of a five-foot high parapet. The subject property is located at 1527 West State Highway 114 and is zoned "CC" Community Commercial District Regulations.

Mr. Tim Stinneford 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 one letter of support copied to the Council and Commission.

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

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

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

Mayor Tate declared the public hearing open.

Assistant Development Services Director Stombaugh stated that the applicant submitted a request to continue the public hearing until the November 18, 2014 meeting. Special Use Application SU14-03 (Crown Castle Towers) was 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.

Commissioner Wilson, seconded by Commissioner Hotelling, offered a motion to continue the public hearing to the November 18, 2014 meeting. The motion prevailed by the following vote:

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

Council Member Coy, seconded by Mayor Pro Tem Wilbanks, offered a motion to continue the public hearing to the November 18, 2014 meeting. The motion prevailed by the following vote:

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

Nays: None

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

### 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 6. CITIZEN COMMENTS

6A. Mr. Don Mayo, 2942 Kimball Court, spoke in favor of the Kimball Road Trail plan. Mr. Mayo stated he has worked with Staff to reconfigure the phasing of the Kimball Road Trail plan.

6B. Mr. Clinton Thrash, 2901 Kimball Court, spoke in favor of the Kimball Road Trail plan.

### ITEM 7. ORDINANCE, TRAFFIC ENGINEERING SERVICES CONTRACT WITH LEE ENGINEERING FOR THE EVALUATION OF CAPACITY IMPROVEMENT NEEDS ON BASS PRO DRIVE BETWEEN STATE HIGHWAY 121 AND STATE HIGHWAY 26

Public Works Director Stan Laster recommended approval of a Traffic Engineering Services Contract with Lee Engineering for the evaluation of capacity improvement needs on Bass Pro Drive between State Highway 121 and State Highway 26 and approval of an ordinance appropriating funds from General Obligation Bonds programmed for the Bass Pro Drive project.

Council Member Freed, seconded by Council Member Coy, offered a motion to approve the contract and ordinance. The motion prevailed by the following vote:

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

Nays: None

### ORDINANCE NO. 2014-61

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

NOTE: The City Council then considered the Planning & Zoning Commission recommendations Items 29-31.

ITEM 8. LICENSE AGREEMENT WITH DALLAS AREA RAPID TRANSIT

This item was considered after Item 31.

Parks & Recreation Director Kevin Mitchell recommended approval of a License Agreement with Dallas Area Rapid Transit for Municipal Corridor Use License No. 980909.

Mayor Pro Tem Wilbanks, seconded by Council Member Coy, offered a motion to approve the license agreement. The motion prevailed by the following vote:

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

ITEM 9. ORDINANCE, AMEND ORDINANCE NO. 2014-55 FISCAL YEAR 2015 OPERATING BUDGET, COMMUNITY QUALITY OF LIFE CAPITAL PROJECTS FUND

Consideration of this item followed the Planning & Zoning Commission recommendations and Item 8.

City Manager Bruno Rumbelow introduced an ordinance amending Ordinance No. 2014-55, as amended, that adopted Fiscal Year 2015 operating budget relative to Community Quality of Life Capital Projects Fund for additional costs associated with project allocations in the amount of \$2,880,000.00.

Council discussed different projects and expressed that they would like to have a future workshop to further discuss the projects. Council directed Staff to create a Quality of Life 5-year plan.

Mayor Pro Tem Wilbanks, seconded by Council Member Coy, offered a motion to approve the ordinance funding the Botanical Garden Greenhouse, Town Square Gazebo Renovation, Library Genealogy/Teen Room Expansion, Playground Shade Structures, Community Outreach Center Sport Court, Rockledge Park Master Plan and Sponsorship for Exhibit at Grand Tower Galleries in the amount of \$1,252,000. The motion prevailed by the following vote:

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

ORDINANCE NO. 2014-62

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AMENDING THE FISCAL YEAR 2014-2015 (FY2015) OPERATING BUDGET AS ADOPTED BY ORDINANCE NO. 2014-55, AS AMENDED; PROVIDING A SAVINGS CLAUSE; 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. Items 16, 26 and 27 were removed from the Consent Agenda.

Item 10. Mid-Year Appointment to the Building Board of Appeals

Council Member Chris Coy recommended approval of the mid-year appointment of Shea Kirkman as an alternate member to the Building Board of Appeals to fill an unexpired, one-year vacancy, term to expire in 2015.

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

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

Item 11. Renew Enterprise Sourcing Services Annual Contract

Administrative Service Director recommended approval of the renewal of an annual contract in an amount not to exceed \$19,843.00 with Ion Wave Technologies, Inc. for the Purchasing Division's enterprise sourcing services for eProcurement and contract management services.

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

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

Item 12. Renew Various Network Software Services Annual Maintenance Contract

City Manager recommended approval of the renewal of an annual maintenance contract for various network software services in an amount not to exceed \$56,242.00 with SHI

Government Solutions, Inc. through the State of Texas Department of Information Resources (DIR) Cooperative Contracts Program.

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

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

Item 13. Authorize Sale of Surplus Cellular Phones and Cellular Tablet Computers

City Manager recommended approval of the authorization to sell surplus cellular phones and cellular tablet computers to e-Cycle.

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

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

Item 14. Renew Geographic Information Software Enterprise License Agreement

City Manager recommended approval of the renewal of an enterprise license agreement for geographic information software with ESRI, Inc. in an amount not to exceed \$35,000.00.

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

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

Item 15. Renew Library ILS Computer Support and Software Contract

City Manager recommended approval of the renewal of the Library ILS computer support and software contract with SIRSI Corporation in an amount not to exceed \$56,443.56.

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

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

ITEM 16. AUTHORIZE UNICORN SCULPTURE DESIGN FUNDS, FABRICATION AND INSTALLATION

This item was removed from the Consent Agenda and was considered after Item 28.

City Manager Rumbelow introduced this item and recommended approval to authorize funds for the design, fabrication and installation of the Unicorn sculpture at the Convention & Visitors Bureau Headquarters Complex in an amount not to exceed \$60,000.

Council discussed the Public Art Committee and future art projects.

Council Member Spencer, seconded by Council Member Lease, offered a motion to approve the sculpture design funds, fabrication and installation. The motion prevailed by the following vote:

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

Item 17. Extend Conditional Use Permit CU13-20 and Planned Development Overlay PD13-01 Microland America

Development Services Director recommended approval of the one-year extension of Conditional Use Permit CU13-20 and Planned Development Overlay PD13-01 (Microland America) for property located at 2451 West Grapevine Mills Circle approved by Ordinance Nos. 2013-48 and 2013-49. The extension will expire on October 15, 2015. The conditional use permit granted an outdoor commercial amusement and a planned development overlay to include but not be limited to deviation from the front yard landscape setback area. The subject property is zoned "CC" Community Commercial District Regulations.

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

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

Item 18. Renew Protective Clothing Inspection and Repair Annual Sole Source Contract

Fire Chief recommended approval of the renewal of an annual sole source contract in an amount not to exceed \$16,000.00 with Gear Cleaning Solutions, LLC for inspection and repair of protective clothing for the Fire Department.

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

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

Item 19. Resolution, Authorize Bunker Gear (Protective Clothing) Annual Contract

Fire Chief recommended approval of a resolution authorizing an annual contract for bunker gear (protective clothing) in an amount not to exceed \$70,000.00 from Casco Industries, Inc. through an Interlocal Participation Agreement with The Local Government Purchasing Cooperative (Buyboard).

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

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

Nays: None

RESOLUTION NO. 2014-80

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO CONTRACT FOR BUNKER GEAR (PROTECTIVE CLOTHING) FOR THE FIRE DEPARTMENT THROUGH AN ESTABLISHED COOPERATIVE AGREEMENT AND PROVIDING AN EFFECTIVE DATE

Item 20. Resolution, Authorize Sole Source Purchase of Digital Fire Training System

Fire Chief recommended approval of a resolution authorizing the sole source purchase of a digital fire training system from BullEx, Inc. in an amount not to exceed \$21,593.00.

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

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

Nays: None

RESOLUTION NO. 2014-81

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 A DIGITAL FIRE TRAINING PACKAGE AND PROVIDING AN EFFECTIVE DATE

Item 21. Ordinance, Amend Grapevine Code Of Ordinances, Chapter 23 Traffic, Stop Intersections on Inland Drive

Public Works Director recommended approval of an ordinance amending the Grapevine Code of Ordinances, Chapter 23 Traffic, Section 23-30 relative to the addition of stop intersections at Inland Drive and Sycamore Drive/Sycamore Court.

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

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

Nays: None

**ORDINANCE NO. 2014-63**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AMENDING THE GRAPEVINE CODE OF ORDINANCES BY AMENDING CHAPTER 23 TRAFFIC, SECTION 23-30 RELATIVE TO STOP INTERSECTIONS; REPEALING CONFLICTING ORDINANCES; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00); PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

**Item 22. Ordinance, Amend Grapevine Code of Ordinances, Chapter 23 Traffic, establish Pedestrian Crossing Red Beacon Display zone**

Public Works Director recommended approval of an ordinance amending the Grapevine Code of Ordinances, Chapter 23 Traffic establishing Section 23-37 Pedestrian Crossing Red Beacon Display zone, authorizing the installation of a Pedestrian Crossing Red Beacon Display at the Community Outreach Center Crosswalk on Mustang Drive.

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

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

Nays: None

**ORDINANCE NO. 2014-64**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AMENDING THE GRAPEVINE CODE OF ORDINANCES BY AMENDING CHAPTER 23 TRAFFIC TO ESTABLISH SECTION 23-37, PEDESTRIAN CROSSINGS WITH RED BEACON DISPLAYS; REPEALING CONFLICTING ORDINANCES; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00); PROVIDING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 23. Resolution, Authorize Pavement Marking Services Annual Contract

Public Works Director recommended approval of a resolution authorizing an annual contract in an amount not to exceed \$70,000.00 with renewals for pavement marking services with Stripe-a-Zone through an Interlocal Cooperative Agreement with the City of Grand Prairie, Texas.

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

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

Nays: None

RESOLUTION NO. 2014-82

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNEE TO CONTRACT FOR PAVEMENT MARKING SERVICES THROUGH AN ESTABLISHED INTERLOCAL PARTICIPATION AGREEMENT AND PROVIDING AN EFFECTIVE DATE

Item 24. Renew Heavy Equipment Rental Services Annual Contracts

Public Works Director recommended approval of renewal of annual contracts for heavy equipment rental services with Fox Rental and Kirby Smith Machinery, Inc. Funding for this purchase is limited to the budgeted amount by each department in an amount not to exceed \$100,000.00.

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

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

Nays: None

Item 25. Renew Pavement Stabilization Annual Contract

Public Works Director recommended approval of the renewal of an annual contract in an amount not to exceed \$100,000.00 for pavement stabilization with Nortex Concrete Lift and Stabilization, Inc. through an Interlocal Cooperative Agreement with the City of Grand Prairie, Texas.

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

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

Nays: None

ITEM 26. RESOLUTION, AUTHORIZE TOWER/GROUND LEASE AGREEMENT AMENDMENT, MINTERS CHAPEL MONOPOLE

ITEM 27. RESOLUTION, AUTHORIZE TOWER/GROUND LEASE AGREEMENT AMENDMENT, DOVE WATER TOWER

Items 26 and 27 were removed from the Consent Agenda and considered jointly after Item 16.

Council Member Spencer requested a representative from AT&T appear at a Council meeting to answer questions about coverage areas in the City.

Public Works Director Stan Laster recommended approval of a resolution authorizing the First Amendment to the Tower/Ground 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; and approval of a resolution authorizing the Second Amendment to the Ground and Tower Lease Amendment 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.

Council Member Spencer, seconded by Council Member Lease, offered a motion to table consideration of the amendments. The motion prevailed by the following vote:

Ayes: Tate, Spencer, Lease & O'Dell

Nays: Wilbanks, Freed & Coy

Item 28. Consideration of Minutes

City Secretary recommended approval of the minutes of the October 7 and October 14, 2014 City Council meetings as published.

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

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

Nays: None

NOTE: The City Council then considered Consent Items 16, 26 and 27 that were removed from the Consent Agenda.

ITEM 29. PLANNING & ZONING COMMISSION RECOMMENDATION  
CONDITIONAL USE APPLICATION CU14-39 WISE GUYS PIZZERIA

This item was considered after Item 7.

Vice Chairman Fry reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU14-39 (Wise Guys Pizzeria) submitted by McNamara Wise Guys LLC granting a conditional use permit to amend the site plan approved by Ordinance No. 98-116 for the possession, storage, retail sale and on-premise consumption of alcoholic beverages (beer and wine only), outdoor speakers and outside dining in conjunction with a restaurant in a planned commercial center. The subject property is located at 322 South Park Boulevard and is zoned "CC" Community Commercial District Regulations.

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. 2014-65**

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 CU14-39 AMENDING THE SITE PLAN APPROVED BY ORDINANCE NO. 2000-15 FOR A PLANNED COMMERCIAL CENTER FOR THE POSSESSION, STORAGE, RETAIL SALE AND ON-PREMISE CONSUMPTION OF ALCOHOLIC BEVERAGES (BEER AND WINE ONLY), OUTSIDE SPEAKERS AND OUTSIDE DINING 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); DECLARING AN EMERGENCY  
AND PROVIDING AN EFFECTIVE DATE

ITEM 30. PLANNING & ZONING COMMISSION RECOMMENDATION  
CONDITIONAL USE APPLICATION CU14-40 GRAPEVINE CROSSING

This item was considered after Item 7.

Vice Chairman Fry reported the Planning & Zoning Commission voted 7-0 for approval of Conditional Use Application CU14-40 (Grapevine Crossing) submitted by R. L. Goodson Jr. Inc. granting a conditional use permit to amend the site plan approved by Ordinance No. 2001-03 to increase the building height by the addition of a five-foot high parapet. The subject property is located at 1527 West State Highway 114 and is zoned "CC" Community Commercial District Regulations.

Council Member Coy, seconded by Council Member O'Dell, 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. 2014-66

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 CU14-40 AMENDING THE SITE PLAN APPROVED BY ORDINANCE NO. 2001-03 FOR A FIVE-FOOT PARAPET WALL 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 31. PLANNING & ZONING COMMISSION RECOMMENDATION  
SPECIAL USE APPLICATION SU14-03 CROWN CASTLE TOWERS

There was no action taken as this item was tabled during the public hearing until the November 18, 2014 meeting.

ADJOURNMENT

Mayor Pro Tem Wilbanks, seconded by Council Member Spencer, offered a motion to adjourn the meeting at 9:10 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 4th day of November, 2014.

APPROVED:

  
\_\_\_\_\_  
William D. Tate  
Mayor



ATTEST:

  
\_\_\_\_\_  
Jodi C. Brown  
City Secretary