

**MINUTES**  
**ROCKWALL CITY COUNCIL**

Monday, November 02, 2015  
4:00 p.m. Regular City Council Meeting  
City Hall - 385 S. Goliad, Rockwall, Texas 75087

**I. CALL PUBLIC MEETING TO ORDER**

Mayor Pruitt called the public meeting to order at 4:00 p.m. Present were Mayor Jim Pruitt, Mayor Pro Tem Dennis Lewis and Council Members David White, Mike Townsend, and Kevin Fowler. Also present were City Manager Rick Crowley, Assistant City Managers Mary Smith and Brad Griggs and City Attorney Frank Garza. Council Members John Hohenshelt and Scott Milder were both absent from the meeting at this time.

**II. WORK SESSION**

1. Hold a work session to hear an update from the GIS Department concerning the release of the City's new suite of interactive maps, and take any action necessary.

Planning Director, Ryan Miller, introduced Lance Singleton and Lindsay Gnann of the GIS division of the Planning Department. Mr. Singleton and Ms. Gnann then came forth and briefed the city council on various maps and mapping capabilities available on the City of Rockwall's website. Indication was given that this new suite of internet mapping applications will be released on the city's website in the coming weeks. The Council took no action following the presentation.

2. Hold a work session to discuss and consider a resolution regarding the power of the city council to appoint and remove its board and commission member appointees, including those to the North Texas Municipal Water District Board (NTMWD), and take any action necessary.

City Manager Rick Crowley briefed the city council on this topic, indicating that member cities of the NTMWD are joining together in an effort to have the various member cities pass this resolution. This topic was recently raised at a meeting that the City of Plano hosted with ten of the thirteen member cities present. For the record, Mayor Pruitt clarified that there is no dissatisfaction on the part of the City of Rockwall with its two representatives who currently serve on the NTMWD board (Bill Lofland and Larry Parks). They do a great job, are good about keeping the city informed and have no problem taking direction from the Rockwall City Council. However, it should be a city's right to remove an appointee to this and other boards at its own discretion, and lately the NTMWD board has given some indication otherwise. Also, the NTMWD has given some indication that a change in its policies currently under consideration would make it almost impossible for member cities to place things on future agendas to be heard and discussed by its full board.

After brief clarification from City Attorney Frank Garza, Mayor Pro Tem Lewis made a motion to approve a resolution regarding the power of the City Council to appoint and remove its appointees to boards and commissions, including those to the NTMWD Board and excluding those appointed to the Board of Adjustments (BOA) per state law and excluding the Housing Authority. Councilmember White seconded the motion, which passed unanimously of Council present (Milder and Hohenshelt absent).



51 **III. EXECUTIVE SESSION.**

52  
53 **THE CITY OF ROCKWALL CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION TO DISCUSS**  
54 **THE FOLLOWING MATTERS AS AUTHORIZED BY CHAPTER 551 OF THE TEXAS GOVERNMENT**  
55 **CODE:**

- 56  
57 1. Discussion regarding Economic Development incentives, procedures and  
58 possible projects pursuant to Section 551.087 (Economic Development)
- 59 2. Discussion regarding legal claim: Timothy Headley v. City of Rockwall  
60 pursuant to Section 551.071 (Consultation with Attorney)
- 61 3. Discussion regarding (re)appointments to city regulatory boards,  
62 commissions, and committees - Rockwall Economic Development  
63 Corporation (REDC) Board - pursuant to Section 551.074 (personnel  
64 matters)
- 65 4. Discussion regarding process associated with City Manager performance  
66 evaluation pursuant to Section 551.074 (personnel matters)

67  
68 **IV. ADJOURN EXECUTIVE SESSION**

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70 **Executive Session as adjourned at 5:50 p.m.**

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72 **V. RECONVENE PUBLIC MEETING**

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74 **Mayor Pruitt called the public meeting back to order with all Council Members except for**  
75 **Hohenshelt being present at the conclusion of the public meeting. (Milder joined Executive**  
76 **Session late and then stayed for the duration of the Council meeting).**

77  
78 **VI. TAKE ANY ACTION AS A RESULT OF EXECUTIVE SESSION**

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80 **Mayor Pro Tem Lewis announced that no action is needed as a result of Executive Session.**

81  
82 **VII. INVOCATION AND PLEDGE OF ALLEGIANCE – COUNCILMEMBER FOWLER**

83  
84 **Councilman Fowler delivered the invocation and led the Pledge of Allegiance.**

85  
86 **VIII. PROCLAMATIONS / AWARDS**

- 87  
88 1. GIS Day Proclamation

89  
90 **Mayor Pruitt introduced members of the city's Geographic Information Systems (GIS)**  
91 **division within the Planning Department. He then read and presented a proclamation for**  
92 **"GIS Day," which will be hosted at City Hall in the Council Chambers on Wednesday,**  
93 **November 18, 2015 from 1:00 p.m. until 6:00 p.m.**

94  
95 **IX. OPEN FORUM**

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97 **Mayor Pruitt explained how Open Forum is conducted. He introduced and recognized**  
98 **Tammy Sharp, County Judge David Sweet's sister, and County Judge David Sweet in the**  
99 **audience this evening.**



101 Mayor Pruitt then read the following, short statement concerning the upcoming school  
102 district bond election:  
103

104 *The Rockwall community has experienced tremendous growth over the last several*  
105 *years but is still a small town in many ways. A majority of our families know each*  
106 *other through work, church, youth sports, volunteerism, or in the common*  
107 *neighborhoods in which we live. It's easy to misinterpret what an individual says*  
108 *and attribute that to a group of people.*  
109

110 *For this reason, the Rockwall City Council is clarifying, as a group, that it has no*  
111 *official stance on the bond election put forth to voters by the Rockwall*  
112 *Independent School District. While each member of our community has a right to*  
113 *his or her own opinion of the merits of this bond election, the City Council, as an*  
114 *elected body, has not and will not take a position on the election on Tuesday,*  
115 *November 3, 2015.*  
116

117 Following his statement, Mayor Pruitt asked if anyone would like to come forward and  
118 speak during this time. There being no indication of such, he then closed the Open Forum  
119

120 **X. CONSENT AGENDA**  
121

- 122 1. Consider approval of the minutes from the October 19, 2015 regular city  
123 council meeting, and take any action necessary.
- 124 2. Consider awarding the bid to Morrow Construction Company and authorizing  
125 the city manager to execute a contract for the Rockwall Police Driveway  
126 Project in the amount of \$72,056.00 to be funded out of General Fund  
127 Reserves, and take any action necessary.
- 128 3. Consider authorizing the city manager to execute a contract with Great  
129 Midwest Insurance Company to secure reinsurance/stop loss coverage for  
130 the City's health insurance plans, applying to claims exceeding \$100,000,  
131 and take any action necessary.
- 132 4. Consider awarding a bid to Bergkamp Pavement Solutions and authorizing  
133 the City Manager to execute a Purchase Order for a new Pothole Patcher in  
134 the amount of \$152,640 to be funded out of the General Fund, Streets  
135 Operating Budget, and take any action necessary.
- 136 5. Consider awarding a bid to Caldwell Country Chevrolet and authorizing the  
137 City Manager to execute a Purchase Order for 2016 model year Police  
138 Pursuit Tahoes in the amount of \$107,355 to be funded out of the General  
139 Fund, Patrol Budget, and take any action necessary.
- 140 6. Consider awarding a bid to Holt CAT and authorizing the City Manager to  
141 execute a Purchase Order for a new Compact Excavator in the amount of  
142 \$65,904 to be funded out of the Water and Sewer Fund, Water Operating  
143 Budget, and take any action necessary.
- 144 7. Consider awarding a bid to Holt CAT and authorizing the City Manager to  
145 execute a Purchase Order for a new Backhoe in the amount of \$128,388 to  
146 be funded out of the General Fund, Streets Operating Budget, and take any  
147 action necessary.
- 148 8. **P2015-039** - Consider approval of a request by John Arnold of the Skorburg  
149 Company (BH Phase IIB SF, LTD) for the approval of a replat of Lots 51-57,



Block D, Breezy Hill, Phases IIA & IIB, being a 2.722-acre portion of land that is currently identified as Lots 24-26 & 50, Block D, Breezy Hill, Phases IIA & IIB, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 74 (PD-74) for residential land uses, generally located north of the intersection of FM-552 and John King Boulevard, and take any action necessary.

9. **P2015-038** - Consider approval of a request by Pastor Rex Walker on behalf of Life Spring Church for the approval of a final plat for Lot 1, Block 1 and Lots 1 & 2, Block 2, Life Spring Church Addition being a 30.3403-acre tract of land currently identified 15-01 of the J. Strickland Survey, Abstract No. 187, City of Rockwall, Rockwall County, Texas, zoned Agricultural (AG) District, situated with the SH-205 By Pass Corridor Overlay (SH-205 BY OV) District, located on the north side of John King Boulevard east of the intersection of SH-205 and John King Boulevard, and take any action necessary.
10. **Z2015-025** - Consider approval of request by Bill K. Ryan for the approval of an **ordinance** for a zoning change from an Agricultural (AG) District to a Single Family One (SF-1) District for a 1.02-acre tract of land identified as Tract 11-2 of the D. Harr Survey Abstract, City of Rockwall, Rockwall County, Texas, zoned Agricultural (AG) District, situated within the East SH-66 Overlay (E. SH-66 OV) District, addressed as 770 Davis Drive, and take any action necessary **(2nd Reading)**.

Councilman Fowler pulled item #2 for discussion. Mayor Pro Tem Lewis made a motion to approve the remainder of the Consent Agenda items (#1, 3, 4, 5, 6, 7, 8, 9, and 10). Councilmember Milder seconded the motion. The ordinance for item #10 was read as follows:

CITY OF ROCKWALL  
ORDINANCE NO. 15-29

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE UNIFIED DEVELOPMENT CODE [*ORDINANCE NO. 04-38*] OF THE CITY OF ROCKWALL, AS HERETOFORE AMENDED SO AS TO FURTHER AMEND THE ZONING MAP TO ADOPT A CHANGE IN ZONING FROM AN AGRICULTURAL (AG) DISTRICT TO A SINGLE-FAMILY ONE (SF-1) DISTRICT FOR A 1.02-ACRE TRACT OF LAND IDENTIFIED AS TRACT 11-2 OF THE D. HARR SURVEY, ABSTRACT NO. 102, CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS AND MORE SPECIFICALLY DESCRIBED IN *EXHIBIT 'A'* OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

The motion passed by a vote of 6 ayes with 1 absent (Hohenshelt).

Regarding Consent Agenda item #2, Councilmember Fowler indicated that he would like some additional information regarding this agenda item and associated expense, explaining that he believes it seems to be a fairly large cost. After clarification from staff who indicated that adding this driveway will help improve traffic flow in and out of the police department parking lot, Councilmember Fowler then made a motion to approve Consent Agenda item #2 as presented. Councilmember Milder seconded the motion which, after brief comments, passed unanimously of those present (Hohenshelt absent).



203 **XI. APPOINTMENTS**

- 204
- 205 1. Appointment with the Planning and Zoning Chairman to discuss and answer
- 206 any questions regarding cases on the agenda and related issues and take
- 207 any action necessary.

208 **Indication was given that Mr. Renfro was not present, as there is nothing on tonight's**

209 **meeting agenda for which he needed to provide an update to Council.**

- 210 2. Appointment with Tammy Sharp of the Downtown Merchants' Association to
- 211 discuss and consider partnering with the city for an upcoming Downtown
- 212 Grand Opening Celebration, and take any action necessary.

213 **Mrs. Sharp came forth and explained that she and her husband own T&T Color Supply on**

214 **North Fannin Street in downtown. She explained that she is speaking on behalf of the**

215 **Downtown Merchants' Association. She went on to thank the council and staff for all of**

216 **their efforts and assistance with helping to work through issues associated with the**

217 **downtown improvements and ongoing construction. She explained that Kevin Leferre,**

218 **owner of Zanata and current president of the Downtown Association, has appointed her and**

219 **Christi Foster of Groovy's to begin planning a downtown grand opening event. Tentatively,**

220 **the date of April 16, 2016 has been identified. She requested that the city council consider**

221 **partnering with her organization to hold this grand opening event.**

222

223 **Mayor Pruitt made a motion to partner with the Downtown Merchants' Association for the**

224 **purpose of a ribbon cutting and grand opening associated with completion of the downtown**

225 **construction improvements project to be held on April 16 as long as that date is agreeable**

226 **to everyone. Councilman White seconded the motion, which passed unanimously of those**

227 **present (Hohenshelt absent).**

228

229 **XII. ACTION ITEMS**

- 230
- 231 1. Discuss and consider appointing members of the city's Art Review Team to
- 232 also serve on the Art Committee, and take any action necessary.

233 **Councilmember White made a motion to appoint the Art Review Team members to also**

234 **serve as the city's Art Committee. Mayor Pruitt seconded the motion, which passed**

235 **unanimously of council present (Hohenshelt absent).**

- 236 2. Hear update from Emergency Services Corporation (ESC) representatives
- 237 concerning the countywide contract for Emergency Medical Services (EMS),
- 238 and take any action necessary.

239 **Mayor Pruitt announced that no discussion or action is needed concerning this item at this**

240 **time.**

241

242 **XIII. CITY MANAGER'S REPORT TO DISCUSS CURRENT CITY ACTIVITIES, UPCOMING MEETINGS,**

243 **FUTURE LEGISLATIVE ACTIVITIES, AND OTHER RELATED MATTERS.**

244

- 245 1. Departmental Reports
- 246 Building Inspections Monthly Report - September 2015
- 247 Fire Department Monthly Report - September 2015
- 248 GIS Department Monthly Report - September 2015
- 249 Harbor PD Monthly Report - September 2015
- 250 Internal Operations Department Monthly Report - September 2015
- 251 Police Department Monthly Reports - September 2015
- 252 Recreation Monthly Report - Sep 2015



2. City Manager's Report

City Manager Rick Crowley offered brief comments, indicating that staff is available to answer any questions of Council concerning the monthly reports. There being none, no further discussion took place.

XIV. EXECUTIVE SESSION

THE CITY OF ROCKWALL CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION TO DISCUSS THE FOLLOWING MATTERS AS AUTHORIZED BY CHAPTER 551 OF THE TEXAS GOVERNMENT CODE:

1. Discussion regarding Economic Development incentives, procedures and possible projects pursuant to Section 551.087 (Economic Development)
2. Discussion regarding legal claim: Timothy Headley v. City of Rockwall pursuant to Section 551.071 (Consultation with Attorney)
3. Discussion regarding (re)appointments to city regulatory boards, commissions, and committees - Rockwall Economic Development Corporation (REDC) Board - pursuant to Section 551.074 (personnel matters)
4. Discussion regarding process associated with City Manager performance evaluation pursuant to Section 551.074 (personnel matters)

XV. RECONVENE PUBLIC MEETING & TAKE ANY ACTION AS RESULT OF EXECUTIVE SESSION

The mayor and council did not return to Executive Session following the close of the public meeting agenda.

XVI. ADJOURNMENT

Mayor Pruitt adjourned the meeting at 6:20 p.m.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,  
THIS 16<sup>th</sup> day of November, 2015.

ATTEST:

  
Kristy Cole, City Secretary



  
Jim Pruitt, Mayor