



City of Farmers Branch

Farmers Branch City Hall
13000 Wm Dodson Pkwy
Farmers Branch, Texas
75234

Meeting Minutes

City Council

Tuesday, June 9, 2020

6:00 PM

Council Chambers

A. CALL TO ORDER - REGULAR MEETING (6 P.M.)

Presiding: 1 - Mayor Robert Dye

Present: 5 - Mayor Pro Tem John Norwood, Council Member Bronson Blackson, Council Member Mike Bomgardner, Deputy Mayor Pro Tem Terry Lynne and Council Member Cristal Retana

Staff: City Manager Charles Cox, Deputy City Manager John Land, City Secretary Amy Piukana, City Attorney Braden Metcalf, Police Chief David Hale, Fire Chief Steve Parker, Director of Human Resources Brian Beasley, Director of Sustainability & Health Shane Davis, Director of Planning & Zoning AICP Tina M. Firgens, Director of Economic Development Allison Cook, Director of Communications Tom Bryson and Director of Fleet & Facilities Kevin Muenchow

B. INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Pro Tem Norwood provided the invocation and led the Pledge of Allegiance and Pledge to the Texas flag.

C. CEREMONIAL ITEMS

- C.1 20-275 Consider accepting a donation for The Branch Connection from the Farmers Branch Woman's Club; and take appropriate action**
Mayor Dye expressed gratitude to the Women's Club for their donation. Ms. Jan Wooldridge and Claire Connally representing the Women's Club were in attendance.

Motion made by Mayor Dye to accept a donation in the amount of \$2,000 to The Branch Connection from the Farmers Branch Women's Club. Motion seconded by Council Member Bomgardner. Motion approved unanimously.

- C.2 20-277 Presentation of Achievement of Excellence Award to the City Secretary's Office**

Mayor Dye recognized City Secretary Amy Piukana, Assistant to City Secretary Sara Egan, and Administrative Assistant Valerie Hawkins for receiving the Award of Excellence designation from the Texas Municipal Clerks Association.

D. REPORT ON STUDY SESSION ITEMS

No discussion

E. MAYOR AND CITY MANAGER'S REPORT ON ITEMS OF COMMUNITY INTEREST

City Manager Charles Cox and Mayor Dye provided updates on items of community interest. Mayor Dye noted the City will soon benefit from a new I35 direct exit which will allow direct freeway access to Valley View. He explained the I35 Betterments Committee will provide the City Council with an update. Mayor Dye urged everyone to participate in local blood drives, and expressed gratitude to Chief Hale for his leadership and assistance with the recent protests outside of City Hall.

F. CITIZEN COMMENTS

No citizen comments.

G. CONSENT AGENDA

- G.1 20-264** Consider approving the following City Council meeting minute(s); and take appropriate action
- **May 19, 2020 (Regular)**
 - **May 27, 2020 (Work Session)**
- G.2 20-296** Consider excusing the absence of Council Member Mike Bomgardner from the May 27, 2020, Work Session Council meeting; and take appropriate action
- G.3 R2020-60** Consider approving Resolution No. 2020-60 for a professional services agreement with DFW MultiMedia, Inc. for video production services; and take appropriate action
- Council Member Retana asked if DFW MultiMedia has broadcast capabilities to translate meetings in Spanish, if necessary.
- Communications Director Tom Bryson confirmed that DFW MultiMedia has the capabilities to broadcast in Spanish.
- G.4 ORD-3637** Consider adopting Ordinance No. 3637 amending the City of Farmers Branch Code of Ordinances, Chapter 82, Traffic and Vehicles, Article II, Division 6, Section 82-95, establishing no parking zones for vehicles with a gross vehicle weight exceeding 14,000 pounds on Mira Lago Boulevard, Lago Vista West, Lago Vista East, and Hotel Road; providing a defense if loading or unloading such vehicle; and take appropriate action
- Deputy Mayor Pro Tem Lynne asked if both items (Ordinance No. 3637 & Ordinance No. 3639) take effect immediately and if the City has notified owners about these changes.
- Deputy Police Chief Dean Habel explained signage would be installed to assist with public education and a notice would be provided prior to action.
- G.5 ORD-3639** Consider adopting Ordinance No. 3639 amending the City of Farmers Branch Code of Ordinances, Chapter 82, Traffic and Vehicles, Article II, Division 6, Section 82-95, amending No Parking Zones on Commerce Street; and take appropriate action

- G.6 R2020-68** Consider adopting Resolution No. 2020-68 authorizing the City Manager to execute a professional services agreement for architectural services for phase one of the Recreation Center Renovation Project with Quorum Architects, Inc. in the total amount of \$169,000; and take appropriate action
- G.7 R2020-70** Consider approving Resolution No. 2020-70 amending the composition and governance for the Youth Advisory Council; and take appropriate action *This item was addressed under the Regular Agenda.*
- G.8 ORD-3638** Consider adopting Ordinance No. 3638 changing the name of the Public Art and Culture Committee to Art and Culture Committee; and take appropriate action
- G.9 R2020-71** Consider approving Resolution No. 2020-71 to continue the Parks and Restoration Board, Manske Library Board, Parks and Recreation Board, Senior Advisory Board, and Art and Culture Committee; and take appropriate action

Mayor Pro Tem Norwood stated Agenda Item G.9 would be considered with the amendment to remove the Historical Preservation and Restoration Board to be posted properly at the June 23, 2020 City Council meeting.

Motion made by Mayor Pro Tem Norwood to approve Consent Items G.1 through G.9, with the amendment to Item G.9 that the Historical Preservation and Restoration Board be removed, and Item G.7 be moved to Regular Agenda Items. Motion seconded by Deputy Mayor Pro Tem Lynne. Motion approved unanimously.

H. PUBLIC HEARING(S)

- H.1 ORD-3636** Conduct a public hearing and consider adopting Ordinance No. 3636 to amend the Comprehensive Zoning Ordinance including but not limited to amending: Article 2.6 Alcoholic Beverage Sales in Restaurants and Private Clubs, Article 3.21 Light Industrial District, Article 3.22 Heavy Industrial District, and Article 4.5 Performance Standards as it relates to uses and development standards requiring approval of a Specific Use Permit; and take appropriate action

Director of Development Tina Firgens briefed City Council regarding this item. Ms. Firgens reviewed existing open storage requirements for (Commercial Zoning and Light Industrial) noting open storage shall not exceed 15% of the total gross square foot of the building located on the same lot as the open storage prior to approval of a specific use permit in accordance with Section 6.5. The proposed amendment notes open storage shall not exceed 15% of the total gross square footage of the area of the buildings located on the same lot and to which such outside storage constitutes an accessory use. Use of an area for open storage exceeding 15% of the total gross square footage of the area of the buildings located on the same lot and to which such outside storage constitutes an accessory use shall require prior approval of a specific use permit in accordance with Section 6.5. Ms. Firgens explained staff is proposing to modify the regulation of how much outdoor storage is allowed by right and then clarify when a SUP is required. She noted open storage would be subject to existing screening requirements.

Council Member Blackson expressed concerns regarding the open storage portion of the Ordinance.

Ms. Firgens explained her goal was to clean up the Ordinance. She stated if the wording is an issue, she could remove Section C from the Ordinance which references open storage standards and the Council could approve, as amended.

The City Council discussed screening requirements, zoning, special use permits, and open storage language within the Ordinance.

Mayor Dye explained the proposed amendment makes it clear and identifies when a Special Use Permit (SUP) is required.

Council Member Blackson stated if Section C (Outdoor Storage Standards) were removed from the Ordinance, he would support approval.

Mayor Dye opened the public hearing. There were no citizens that wished to speak. Mayor Dye closed the public hearing. Motion seconded by Deputy Mayor Pro Tem Lynne. Motion approved unanimously.

Mayor Dye made a motion to adopt Ordinance No. 3636, as presented. Motion seconded by Deputy Mayor Pro Tem Lynne.

Motion prevailed by the following roll call vote:

Ayes - Deputy Mayor Pro Tem Lynne, Council Member Bomgardner

Nayes - Council Member Blackson, Mayor Pro Tem Norwood, Council Member Retana.
(*Motion fails, by vote of 3-2*)

Mayor Dye made a motion to adopt Ordinance No. 3636 with the amendment to remove Section C. Motion seconded by Mayor Pro Tem Norwood. Motion passed unanimously.

I. REGULAR AGENDA ITEM(S)

- *G.7 R2020-70 Consider approving Resolution No. 2020-70 amending the composition and governance for the Youth Advisory Council; and take appropriate action (*Moved from Consent*)**

Council Member Retana requested this item be pulled off consent and considered as a regular item to allow for discussion on her recommendation to amend the Resolution to create a Chair and Vice Chair and allow all members to vote.

Motion made by Council Member Retana to approve Resolution No. 2020-70 with the amendment to have a Chair and Vice Chair and allow all Youth Council members to vote. Motion seconded by Deputy Mayor Pro Tem Lynne. Motion approved by 4-1, *Council Member Blackson voted against.*

- I.1 ORD-3640 Consider adopting Ordinance No. 3640 authorizing the City Manager to execute an agreement for rooftop solar projects for Manske Library, the Farmers Branch Community Recreation Center, and the new Fire Station #2; and take appropriate action**

Director of Sustainability and Environmental Services Shane Davis briefed City Council regarding the solar feasibility study. Mr. Davis reviewed costs and revenues for 3 rooftop projects which include (Manske Library, Farmers Branch Community Recreation Center, and Fire Station No. 2). Mr. Davis reviewed the potential benefits of reducing emissions, the 10-year system warranty, maintenance, ONCOR incentives and procurement savings for number of panels that will be offset by the consultant to assist during plan review and the bid process.

Deputy Mayor Pro Tem Lynne expressed concerns with the number of years on savings, the calculation on the percent of savings, and stated he feels the project is being rushed. He requested more time to review this information and feels this would be fiscally irresponsible at this time. He further stated he supports energy credits.

Council Member Blackson stated solar is the future and residents will benefit from the savings noting this would be at least a 2 to 1 match. Mayor Dye clarified that the workmanship has a 10-year warranty and the panels have a 25-year warranty.

Mayor Pro Tem Norwood stated even if the City had to replace the entire system, the City still saves money with this project and this money could go back to other projects the City needs. He stated he supports moving forward with this project.

Mayor Dye made a motion to adopt Ordinance No. 3640, as presented. Motion seconded by Council Member Retana. Motion approved unanimously.

I.2 20-295 Review the establishment of a local Coronavirus Aid, Relief, and Economic Security (CARES) Act funding program

City Manager Charles Cox explained Cares Act Funding will soon be available and staff has already contacted businesses to discuss potential individuals and businesses that could benefit from assistance within our community. He requested more time to discuss the program and stated he could provide an update at the June 23, 2020 City Council meeting.

Council Member Retana asked that City Council be able to provide input on this program. Mayor Dye stated we will bring forward a plan to City Council for review.

I.3 19-263 Consider annual Board and Commission appointments; and take appropriate action

Mayor Dye made a motion to approve the slate list with the amendment to remove the Historical Preservation and Restoration Board slate to the June 23, 2020 City Council meeting. Motion seconded by Council Member Bomgardner. Motion approved unanimously.

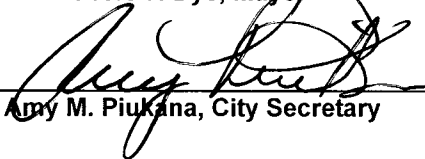
I.4 20-273 Discuss agenda items for future City Council meetings

Mayor Pro Tem Norwood requested a Study Session item to receive an update from Dallas County Appraisal District. Deputy Mayor Pro Tem Lynne requested an update on funds spent on the new solar project.

J. ADJOURNMENT

Mayor Dye adjourned the meeting at 7:27 p.m.

Approved: 
Robert C. Dye, Mayor

Attest: 
Amy M. Piukana, City Secretary