

# MINUTES

## ROCKWALL CITY COUNCIL REGULAR MEETING

Monday, February 04, 2019 - 4:00 PM

City Hall Council Chambers - 385 S. Goliad St., Rockwall, TX 75087

### I. CALL PUBLIC MEETING TO ORDER

Mayor Pruitt called the meeting to order at 4:02 p.m. Present were Mayor Jim Pruitt, Mayor Pro Tem Kevin Fowler and Council Members Patrick Trowbridge, John Hohenshelt, Bennie Daniels and Trace Johannesen. Also present were City Manager Rick Crowley, Assistant City Managers Mary Smith and Joey Boyd, and City Attorney Frank Garza. Councilmember Dana Macalik was not present at the start of the meeting (but arrived shortly thereafter, at 4:04 P.M.).

### II. WORK SESSION

1. Hold a work session to hear staff presentation regarding the Harbor Urban Beach Park Concept Plan and Phase One.

Director of Parks and Recreation, Andy Hesser, came forth and briefed Council on the proposed Urban Beach Park at the Harbor, including various options for amenities and features which could be included in Phase One, at Council's discretion / direction. Councilmember Macalik arrived and joined the meeting at 4:04 p.m. Estimated costs and funding sources were also presented to Council as part of Mr. Hesser's presentation.

Councilmember Fowler expressed that he likes "Option 2," which includes a restroom facility and is estimated at \$484,010. He asked if this option could have amenities added to it in the future. Mr. Hesser indicated that, yes, some things could be added. Mr. Fowler shared that the only thing he might immediately add to Option 2 would be an additional seating node.

Councilmember Trowbridge asked for clarification regarding funding. Mrs. Smith clarified that these funds are in no way associated with the city's General Fund. The "Rec Development Fund" is a special, separate pot of money (in part funded by franchise agreements such as "Sail with Scott," for example).

Councilmember Hohenshelt sought clarification regarding to what extent each of the city's neighborhood parks is currently developed / 'improved.' Mr. Crowley, City Manager, clarified that none of the city's neighborhood parks is totally developed or 'built out,' and certainly none are built to "pie in the sky" type specifications. Extensive, general discussion ensued pertaining to costs, other neighborhood parks within the city, amenities, and the like.

Council took no formal action as a result of this work session discussion.

2. Hold a work session with PROS Consulting to discuss an athletic facility feasibility study.

Mike Svetz with PROS Consulting came forth and introduced himself, indicating that PROS will be developing what is essentially an athletic fields 'master plan' for the City of Rockwall. It will help the city better understand supply and demand, both today and fifteen years from now. Mr. Svetz went on to explain the process that will ensue pertaining to the study, including its purpose and what results may be expected. Mr. Svetz indicated that the timing associated with completion of this study is estimated to be early to mid-summer. Council took no action pertaining to this work session discussion.

Mayor Pruitt then read the below listed discussion items into the record before recessing the public meeting to go into Executive Session at 4:57 p.m.

**III. 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 legal issues pertaining to potential annexation pursuant to Section §551.071 (Consultation with Attorney)
2. Discussion regarding Breezy Hill Road pursuant to § Section 551.071 (Consultation with Attorney)
3. Discussion regarding the appeal to the Public Utility Commission filed by the cities of Garland, Mesquite, Plano and Richardson against the North Texas Municipal Water District (NTMWD) regarding water rates pursuant to Section §551.071 (Consultation with Attorney)

**IV. ADJOURN EXECUTIVE SESSION**

**Council adjourned from Executive Session at 5:25 p.m.**

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**V. RECONVENE PUBLIC MEETING (6:00 P.M.)**

**Mayor Pruitt reconvened the public meeting at 6:00 p.m. (with all seven council members present).**

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

**There was no action taken as a result of Executive Session.**

**VII. INVOCATION AND PLEDGE OF ALLEGIANCE – COUNCILMEMBER JOHANNESSEN**

**Councilmember Johannesen delivered the invocation and led the Pledge of Allegiance.**

**VIII. PROCLAMATIONS**

**1. STEM Gals Day**

**Mayor Pruitt called forth Mrs. Taylor, teacher from Rockwall High School who oversees the S.T.E.M. program, and her students. He then read the proclamation for "STEM Gals Day." The program encourages females to pursue educations and careers in the fields of Science, Technology, Engineering and Mathematics.**

83                   2. Presentation of The Patriot Award

84 Mayor Pruitt called forth Mary Smith, Assistant City Manager, Debbie Waters, (Municipal) Court  
85 Administrator and Tia Hambrick, Court Clerk as well as a representative from an organization called  
86 the ESGR (Employer Support of the Guard and Reserve), which is a Department of Defense  
87 program. Indication was given that this organization was established in 1972 to promote cooperation  
88 and understanding between Reserve Component Service members and their civilian employers. Ms.  
89 Hambrick then read two statements, one addressed to Mrs. Smith and one addressed to Mrs. Waters.  
90 Each of them was then presented with an award to recognize and thank them for their support of Ms.  
91 Hambrick over the years as she has participated in various military related endeavors while employed  
92 by the City of Rockwall for the last fourteen years. The representative from the ESGR also presented a  
93 certificate to Mayor Pruitt in recognition of the City of Rockwall for its support of military personnel  
94 employed by the City.

95  
96 IX. OPEN FORUM

97 Mayor Pruitt explained how Open Forum is conducted and asked if anyone would like to come forth  
98 and speak at this time.

99  
100 Ruth Peck (108 Lakedale Drive) came forth and shared that she has some water related issues  
101 occurring in her yard, including some sink holes. She is concerned about this; however, she pointed  
102 out she was introduced to City Engineer, Amy Williams, before the start of tonight's meeting. So she  
103 will be getting with Ms. Williams to hopefully work through these concerns.

104  
105 There being no one else coming forth to speak, Mayor Pruitt closed Open Forum.

106  
107 X. CONSENT AGENDA

- 108           1. Consider approval of the minutes from the January 22, 2019 city council meeting, and take  
109 any action necessary.
- 110           2. **Z2018-057** - Consider approval of a request by Bill Bricker of Columbia Development  
111 Company, LLC for the approval of an **ordinance** amending Planned Development District 59  
112 (PD-59) for the purpose of incorporating a 0.786-acre tract of land for Residential-Office  
113 (RO) District land uses being a 56.586-acre tract of land identified as a portion of R. Ballard  
114 Survey, Abstract No. 29, City of Rockwall, Rockwall County, Texas, zoned Planned  
115 Development District 52 (PD-52) and Planned Development District 59 (PD-59), located  
116 between W. Washington Street and T. L. Townsend Drive, and take any action necessary  
117 **[2nd Reading]**.
- 118           3. **Z2018-059** - Consider approval of a request by Heather Cullins for the approval of an  
119 **ordinance** for a zoning change from a Single-Family Estate 2.0 (SFE-2.0) District to Single  
120 Family Estate 1.5 (SFE-1.5) District on a 3.03-acre tract of land identified as Tract 1-01 of the  
121 T. Dean Survey, Abstract No. 69, City of Rockwall, Rockwall County, Texas, zoned Single-  
122 Family Estate 2.0 (SFE-2.0) District, addressed as 1085 Dalton Road, and take any action  
123 necessary **[2nd Reading]**.
- 124           4. **P2019-002** - Consider a request by Gerald Houser of Collin-G Properties, LTD for the  
125 approval of a replat for Lot 2, Block A, Houser Addition being a 6.19-acre parcel of land  
126 identified Lot 1, Block A, Houser Addition, City of Rockwall, Rockwall County, Texas, zoned



Heavy Commercial (HC) District, situated within the SH-276 Overlay (SH-276 OV) District, addressed as 1611 SH-276, and take any action necessary.

5. **P2019-003** - Consider a request by Maria C. Bonilla of Winkelmann & Associates, Inc. on behalf of Jill Fisher of Dunhill Partners, Inc. for the approval of a replat for Lot 2, Block B, R. W. Marketcenter Addition being a replat of a 21.424-acre parcel identified as Lot 1A, Block B, R. W. Marketcenter Addition, City of Rockwall, Rockwall County, Texas, zoned Commercial (C) District, situated within the IH-30 Overlay (IH-30 OV) District, situated at the southwest corner of Market Center Drive and the E. IH-30 Frontage Road, and take any action necessary.
6. **P2019-004** - Consider a request by Tony Degelia of A & W Surveyors on behalf of Michael Fisher for the approval of a replat for Lot 7, Block A, Temunovic Addition being a 1.082-acre parcel of land identified as Lot 6, Block A, Temunovic Addition, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 9 (PD-9) for General Retail (GR) District, situated within the Scenic Overlay (SOV) District, addressed as 1306 Summer Lee Drive, and take any action necessary.
7. Consider approving emergency pump replacements for the large fountain at The Harbor and authorizing the City Manager to expend \$25,830.83 out of the General Fund Harbor Operations Budget for this purpose, and take any action necessary.
8. Consider approving the work and authorizing the City Manager to execute a Purchase Order to XIT Paving and Construction for the Service Center Yard Pavement Replacement project in the amount of \$352,390 to be funded out of the General Fund Streets Operations Budget, and take any action necessary.
9. Consider approving the work and authorizing the City Manager to execute a Purchase Order to Texas Bit for the National Drive Reconstruction Project in the amount of \$300,997 to be funded out of the General Fund Streets Operations Budget, and take any action necessary.
10. Consider awarding a bid to Riverstone Fence and authorizing the City Manager to execute a Contract for new fencing at three city lift station sites in the amount of \$43,500 to be funded out of the Water and Sewer Fund, Wastewater Operations Budget, and take any action necessary.
11. Consider authorizing the City Manager to execute Supplemental Agreement No. 1 with Teague Nall & Perkins, Inc. to design portions of Carriage Trail, Westway Drive, and Aspen Court in the amount of \$432,000 to be paid out of the 2018 Street Bond funds and water/wastewater funds, and take any action necessary.
12. Consider approval of the Rockwall Police Department's 2018 Racial Profiling Report, and take any action necessary.
13. Consider approval of a resolution calling the May 4, 2019 General Election for the purpose of electing the mayor and city council members for Places 1, 3, and 5, and take any action necessary.

**Councilmember Hohenshelt moved to approve the entire Consent Agenda. Councilmember Trowbridge seconded the motion. The ordinances were read as follows:**

**CITY OF ROCKWALL  
ORDINANCE NO. 19-08**

170  
171 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE  
172 UNIFIED DEVELOPMENT CODE [ORDINANCE NO. 04-38] OF THE CITY OF ROCKWALL, AS  
173 HERETOFORE AMENDED, SO AS TO AMEND PLANNED DEVELOPMENT DISTRICT 59 (PD-59)  
174 [ORDINANCE NO.'s 04-59 AND -6-51] AND PLANNED DEVELOPMENT DISTRICT 52 (PD-52)  
175 [ORDINANCE NO. 16-45] FOR THE PURPOSE OF INCORPORATING A 0.789-ACRE TRACT OF LAND  
176 FOR RESIDENTIAL-OFFICE (RO) DISTRICT LAND USES BEING A 56.586-ACRE TRACT OF LAND  
177 IDENTIFIED AS A PORTION OF THE R. BALLARD SURVEY, ABSTRACT NO. 29, CITY OF ROCKWALL,  
178 ROCKWALL COUNTY, TEXAS, ZONED PLANNED DEVELOPMENT DISTRICT 52 (PD-52) AND  
179 PLANNED DEVELOPMENT DISTRICT 59 (PD-59) AND MORE FULLY DESCRIBED HEREIN BY  
180 EXHIBIT 'A' AND DEPICTED HEREIN BY EXHIBIT 'B'; PROVIDING FOR SPECIAL CONDITIONS;  
181 PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS  
182 (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A  
183 REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.  
184

185 The motion passed by a vote of 7 ayes to 0 nays.  
186

187 **XI. APPOINTMENT ITEMS**

- 188 1. Appointment with the Planning and Zoning Chairman to discuss and answer any questions  
189 regarding cases on the agenda and related issues and take any action necessary.  
190

191 Chairman of the city's Planning & Zoning Commission, Johnny Lyons, came forth and addressed the  
192 Council, providing brief comments regarding recommendations of the Commission relative to  
193 planning-related items on tonight's meeting agenda. No discussion ensued and no action was taken  
194 by Council as a result of Mr. Lyons' briefing.  
195

- 196 2. Appointment with the city's ART Commission Chairman to hear a presentation regarding a  
197 public art fiberglass guitar project and to consider authorizing associated funding in the  
198 amount of \$5,500 from the city's "Art in Public Places" funds, and take any action necessary.  
199

200 David Sweet of the city's ART Commission came forth and gave a brief presentation regarding this  
201 proposed project. Following his presentation, Mayor Pruitt moved to authorize the expenditure of  
202 \$5,500 as requested. Councilmember Trowbridge seconded the motion, which passed unanimously of  
203 those present (7 ayes to 0 nays).  
204

- 205 3. Appointment with resident Jillian Gaines to hear concerns related to water around her  
206 home and neighborhood (address: 1305 Clear Meadow Court), and take any action  
207 necessary.

208 Ms. Gaines came forth and addressed the Council during this appointment item. She generally  
209 expressed concern related to water in and around the streets and properties within the subdivision in  
210 which she lives and on the street on which she resides. She also has concerns about water on her  
211 own, personal residential property.  
212

213 Mayor Pruitt indicated that several council members have traveled to the locations in and around Ms.  
214 Gaines home in The Shores since the last time Ms. Gaines came before the Council to express water-  
215 related concerns. He shared that he personally knows of three other locations (not in The Shores)  
216 where groundwater settles on the pavement following rain events within the city. He expressed that  
217 there hasn't been any significant rain events lately, so the underground springs and ground water



have not had the opportunity to seep up and stand on the concrete pavement recently. Mayor Pruitt shared that the city cannot make the HOA in which Ms. Gaines lives do anything about concerns related to french drain installation or retaining wall repairs. He understands that there are areas within the city where ground water seeps up and causes standing water to pool; however, he does not believe there is anything that the city or the city council can do regarding ground water. Council took no action as a result of this Appointment Item.

## XII. PUBLIC HEARING ITEMS

1. **Z2018-058** - Hold a public hearing to discuss and consider a request by Tim McCallum of He Wines She Dines, LLC on behalf of Buffalo Creek Business Park, LTD for the approval of an **ordinance** for a Specific Use Permit (SUP) for a Craft Winery and Commercial Amusement/Recreation (Outdoor) on a 7.2-acre tract of land identified as Tracts 20-01 & 20-7 of the W. W. Ford Survey, Abstract No. 80, City of Rockwall, Rockwall County, Texas, zoned Commercial (C) District, addressed as 203 County Line Road, and take any action necessary [1st Reading].

City Planning Director Ryan Miller provided brief background information pertaining to this agenda item. The applicant is currently running a subscription-based wine business. The venue has been holding special events at this location through the city's "special events" ordinance; however, doing so limits the business to only four events per year, and the applicant would like to hold more than four events annually. Mr. Miller shared that Council may wish to consider the following conditions related to this SUP request:

- 1) The operation of the *Craft Winery* and *Commercial Amusement/Recreation (Outdoor)* on the subject property shall be subject to the following operational conditions, which are contained in the SUP ordinance:

### A. Craft Winery:

- 1) The maximum square footage of the building used for a winery shall not exceed 12,000 SF in total building area, and is depicted in *Exhibit 'C'* of the draft ordinance.
- 2) The areas dedicated to the direct sale of the on-site manufactured product shall not exceed 40% of the total floor area of the building, and is depicted in *Exhibit 'D'* of the draft ordinance.
- 3) The hours open to the public for this facility shall be limited to Sunday through Saturday, 11:00 AM to 12:00 AM.

### B. Commercial Amusement/Recreation (Outdoor)

- 1) The operation of a *Commercial Amusement/Recreation (Outdoor)* use shall generally conform to the *Concept Plan* depicted in *Exhibit 'B'* of this ordinance.
- 2) The *Subject Property* may be used for all permitted accessory uses as well as the use of an *outdoor venue* that may include live music and food truck vendors as depicted in *Exhibit 'B'* of this ordinance. The use of temporary tents or similar uses must be made of fire retardant materials and meet the City's fire codes.
- 3) The hours of operation associated with the *Outdoor Venue* for this facility shall be limited to Thursday through Monday, 11:00 AM to 12:00 AM.
- 4) There shall be no outside storage of equipment, furniture, or other materials associated with the operation of this business or from any outdoor gatherings on the *Subject Property*.

5) No parking associated with the uses permitted on the *Subject Property* shall be permitted along County Line Road or Horizon Road [FM-3097].

2) Any construction or building necessary to complete this request must conform to the requirements set forth by the *UDC*, the *International Building Code*, the *Rockwall Municipal Code of Ordinances*, city adopted engineering and fire codes and with all other regulatory requirements administered and/or enforced by the state and federal government.

On January 2, 2019, staff mailed 63 notices to property owners and residents within 500-feet of the subject property. Staff did not send a neighborhood HOA notification, as there were no Home Owners Associations (HOA's) participating in the Neighborhood Notification Program within 1500-feet of the subject property. At the time staff's report was drafted, one e-mail opposed to the applicant's request had been received. In addition, the city's Planning & Zoning Commission recommended approval of this item by a vote of 5-2.

Tim McCallum  
5140 Standing Oak Ln.  
Rockwall, TX 75087

Mr. McCallum came forth to address the Council concerning this public hearing item. He briefed the Council on his and his wife's existing business, including the business model, which focuses on online direct sales, wine festivals and events.

Mayor Pruitt opened the public hearing, asking if anyone would like to come forth and speak at this time. There being no one indicating such, he then closed the public hearing.

Brief clarifying questions and answered took place among Council members, staff and the applicant. Councilmember Daniels asked for clarification about "used on a limited and infrequent basis." Mr. Miller clarified that if this SUP is granted, the applicant could (potentially) hold an event there every night of the week from Thursday thru Monday. Mr. Daniels expressed concern about this, especially related to residential homes located nearby. He has a problem with the 'unlimited frequency' timeframe related to how the SUP ordinance drafted (which would allow it to be open five nights out of the week).

Councilman Trowbridge asked for clarification regarding where PD-75 is located. Mr. Miller indicated that this is located in the Lake Rockwall Estates Subdivision area.

Mayor Pruitt expressed concern that the hours would allow wine tastings, for example, until midnight. He would prefer that the time be cut off at about 10:00 p.m. at night.

Councilmember Macalik moved to approve Z2018-058. Councilmember Trowbridge seconded the motion.

CITY OF ROCKWALL  
ORDINANCE NO. 19-XX  
SPECIFIC USE PERMIT NO. S-XXX

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, TEXAS, AS



PREVIOUSLY AMENDED, SO AS TO GRANT A SPECIFIC USE PERMIT (SUP) TO ALLOW FOR A CRAFT WINERY AND COMERCIAL AMUSEMENT/RECREATION (OUTDOOR) ON A 7.2-ACRE TRACT OF LAND, ADDRESSED AS 203 COUNTY LINE ROAD AND BEING IDENTIFIED AS TRACTS 20-01 & 20-07 OF THE W. W. FORD SURVEY, ABSTRACT NO. 80, CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS; PROVIDING FOR SPECIAL CONDIT IONS; PROVIDING FOR A PENALTY OR 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 7 ayes to 0 nays.

2. **Z2018-056** - Hold a public hearing to discuss and consider a request by Tom Jones on behalf of Shanon Thomas of Rockwall Friendship Baptist Church for the approval of an **ordinance** for a zoning change from an Agricultural (AG) District to a Light Industrial (LI) District for a 6.03-acre tract of land being identified as Tract 2-4 of the D. Harr Survey, Abstract No. 102, City of Rockwall, Rockwall County, Texas, zoned Agricultural (AG) District, situated within the SH-205 By-Pass Overlay (SH-205 BY OV) District, located east of the intersection of Justin Road and John King Boulevard, and take any action necessary [**1st Reading**].

Planning Director Ryan Miller provided background information pertaining to this agenda item. The applicant is requesting a change in zoning from an Agricultural (AG) District to a Light Industrial (LI) District for the purpose of constructing a house of worship on the subject property. The subject property is situated on a 6.03-acre tract of land, zoned Agricultural (AG) District, situated within the SH-205 By-Pass Overlay (SH-205 BY OV) District, and located east of the intersection of Justin Road and John King Boulevard. The subject property was annexed in 1985 [Ordinance No. 85-69] and is zoned Agricultural (AG) District. The Agricultural (AG) District is a holding district with the intent that a property will be rezoned in conformance with the Future Land Use Plan contained in the Comprehensive Plan. According to Section 1.0, Use of Land and Buildings, of Article IV, Permissible Uses, of the Unified Development Code (UDC), a house of worship is permitted in an Agricultural (AG) District by Specific Use Permit (SUP) or permitted by-right in a Light Industrial (LI) District. The proposed request to rezone the property to Light Industrial (LI) District is in conformance with the City's Future Land Use Plan.

On January 14, 2019, staff mailed 10 notices to property owners and residents within 500-feet of the subject property. There are no HOA's/Neighborhood Associations within 1,500-feet of the subject property participating in the Neighborhood Notification Program. At the time the case memo was drafted, staff had not received any notices concerning this case. On January 29, 2019, the Planning and Zoning Commission's motion to recommend approval of the change in zoning from an Agricultural (AG) District to a Light Industrial (LI) District passed by a vote of 7-0.

Mayor Pruitt opened the public hearing and asked if the applicant has received approval from the FAA, as it is located within a flight path. Mr. Miller shared that the applicant will obtain any necessary 'letter of approval' from the FAA. There being no one wishing to come forth and speak, he then closed the public hearing and called the applicant forth.

Tom Jones  
5850 Hillcrest  
Dallas, TX



362  
363 Mr. Jones came forth and briefly addressed the Council.  
364

365 Clarifying questions and answered then took place between the city council members and staff.  
366 Thereafter, Councilman Daniels moved to approve Z2018-056. Mayor Pruitt seconded the motion.  
367 The ordinance was read as follows:

368 CITY OF ROCKWALL  
369 ORDINANCE NO. 19-XX  
370

371 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE  
372 UNIFIED DEVELOPMENT CODE [ORDINANCE NO. 04-38] OF THE CITY OF ROCKWALL, AS  
373 HERETOFORE AMENDED, SO AS TO AMEND PLANNED DEVELOPMENT DISTRICT 59 (PD-59)  
374 [ORDINANCE NO.'s 04-59 AND -6-51] AND PLANNED DEVELOPMENT DISTRICT 52 (PD-52)  
375 [ORDINANCE NO. 16-45] FOR THE PURPOSE OF INCORPORATING A 0.789-ACRE TRACT OF LAND  
376 FOR RESIDENTIAL-OFFICE (RO) DISTRICT LAND USES BEING A 56.586-ACRE TRACT OF LAND  
377 IDENTIFIED AS A PORTION OF THE R. BALLARD SURVEY, ABSTRACT NO. 29, CITY OF ROCKWALL,  
378 ROCKWALL COUNTY, TEXAS, ZONED PLANNED DEVELOPMENT DISTRICT 52 (PD-52) AND  
379 PLANNED DEVELOPMENT DISTRICT 59 (PD-59) AND MORE FULLY DESCRIBED HEREIN BY  
380 EXHIBIT 'A' AND DEPICTED HEREIN BY EXHIBIT 'B'; PROVIDING FOR SPECIAL CONDITIONS;  
381 PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS  
382 (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A  
383 REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.  
384

385 The motion passed by a vote of in favor with 1 against (Hohenshelt).

386 XIII. ACTION ITEMS

- 387 1. Discuss and consider the overall concept plan and proposed Phase I of the Harbor Urban  
388 Beach Park, and take any action necessary.

389 Mayor Pruitt provided opening comments pertaining to this agenda item, indicating that a work  
390 session was held with staff and Council earlier this afternoon pertaining to this Action Item.  
391 Councilmember Hohenshelt generally expressed that he believes 50% of the park and its amenities  
392 should cater to the general populous of Rockwall, and the remaining 50% should cater to the  
393 immediate, residential occupants in and around The Harbor area. Council generally indicated that this  
394 is a very important park, and the council members really want to be sure they're making right  
395 decisions pertaining to its development. Mayor Pruitt pointed out that there are no time constraints  
396 associated with making these decisions.  
397

398 Staff shared that takeline leases, concession agreements and marina fees are all examples of funding  
399 sources for the city's "Rec Development Fund," which is the pot of money that will be utilized to fund  
400 this park.  
401

402 Mayor Pruitt asked staff to allow Council time to reflect and then revisit this topic again in one month  
403 (first meeting in March). No formal action was taken at this time.  
404  
405

406 XIV. CITY MANAGER'S REPORT, DEPARTMENTAL REPORTS AND RELATED DISCUSSIONS PERTAINING TO  
407 CURRENT CITY ACTIVITIES, UPCOMING MEETINGS, FUTURE LEGISLATIVE ACTIVITIES, AND OTHER  
408 RELATED MATTERS.  
409

410 1. Departmental Reports

411 Building Inspections Monthly Report - December 2018  
412 Fire Department Monthly Report - December 2018  
413 GIS Division Monthly Report - December 2018  
414 Harbor PD Monthly Report - December 2018  
415 Internal Operations Department Monthly Report - December 2018  
416 Police Department Monthly Report - December 2018  
417 Recreation Monthly Report - December 2018  
418 Rockwall Animal Adoption Center Monthly Report - December 2018  
419 STAR Transit Monthly Report - December 2018

## 420 2. City Manager's Report

421 Mr. Crowley indicated that staffs' departmental reports have been included in the council members'  
422 meeting packet this evening, and staff is happy to answer any questions Council may have. None  
423 were asked.  
424

## 425 XV. EXECUTIVE SESSION

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

- 428 1. Discussion regarding legal issues pertaining to potential annexation pursuant to Section §551.071  
429 (Consultation with Attorney)  
430 2. Discussion regarding Breezy Hill Road pursuant to § Section 551.071 (Consultation with Attorney)  
431 3. Discussion regarding the appeal to the Public Utility Commission filed by the cities of Garland,  
432 Mesquite, Plano and Richardson against the North Texas Municipal Water District (NTMWD)  
433 regarding water rates pursuant to Section §551.071 (Consultation with Attorney)

## 434 XVI. RECONVENE PUBLIC MEETING & TAKE ANY ACTION AS RESULT OF EXECUTIVE SESSION


435 Council did not reconvene in Executive Session following the close of the public meeting agenda.  
436

## 437 XVII. ADJOURNMENT

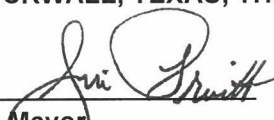
438 Mayor Pruitt adjourned the meeting at 7:43 p.m.  
439  
440

441 PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, THIS 19<sup>th</sup>  
442 DAY OF FEBRUARY, 2019.

443 ATTEST:

444   
445  
446 Kristy Cole, City Secretary  
447



  
Jim Pruitt, Mayor