

ROCKWALL CITY COUNCIL REGULAR MEETING

Monday, August 05, 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 public meeting to order at 4:01 p.m. Present were Mayor Jim Pruitt and Councilmembers Patrick Trowbridge, John Hohenshelt, Kevin Fowler, Bennie Daniels and Trace Johannesen. Councilmember Dana Macalik arrived to the meeting at 4:04 p.m. Also present were City Manager Rick Crowley, Assistant City Managers Joey Boyd and Mary Smith, and City Attorney Frank Garza.

II. WORK SESSION

1. Hold a work session to discuss the progress of public input phase and engineering design for four of the 2018 Roadway Bond Projects; Ridge Road West; S. Lakeshore Dr. (Summit Ridge Dr. to Tanya Ln) & Russwood Dr.; Lakedale Dr., S. Lakshore Dr. (2000 block), & Woodpark Ln. and Turtle Cove Blvd (RR tracks to Ridge Rd.), and take any action necessary.

Jeremy White from the city's Engineering Department came forth and briefed Council on the above listed roadway/sidewalk reconstruction projects.

Councilmember Trowbridge asked if any part of the proposed plans have been modified since the time that resident meetings were held and/or residents were communicated with by staff. Ms. Williams indicated that no, no changes have been made since that time.

Councilmember Fowler asked when a requirement for sidewalks was instituted. Mr. Crowley, City Manager, shared that it was about in the mid 1980's. Mr. Miller shared that sidewalks are required in all new city subdivisions, including those that are more rural-like, and the main intent is to create safety for pedestrians. Ms. Williams, City Engineer, shared that the city has also put in sidewalks and modified some of them in order to be "ADA" (American with Disabilities Act) friendly for those in wheelchairs or motorized chairs.

Ms. Williams shared that the city has a registered arborist on staff (Mr. Travis Sales in the Parks Department), so staff will be utilizing him, as necessary, related to trees that may be impacted by these reconstruction projects.

Wayne McCallum
1050 Ridge Road West
Rockwall, TX

Mr. McCallum shared that his main concern is losing some of his property. He is ok with sidewalks; however, he wishes they would be a bit more narrow (4' instead of 5'). He also wishes that the

proposed street width would be narrower on Ridge Road West (he would like it to remain at 37' instead of 41'). He believes the wider roadway will increase both traffic and speed. He does not like that installation of sidewalks will increase his lawn upkeep (weed eating).

No name given
795 Ridge Road West
Rockwall, TX

This gentleman asked what will happen to seeping water that comes up through parts of the existing roadway. Staff indicated that, as much as possible, that water will go into the storm sewer drains after the reconstruction takes place.

Mr. Adair
309 Dartbrook Dr.
Rockwall, TX

Mr. Adair shared that he grew up at this home, and he is one of the sons of Mr. and Mrs. Adair. He is generally opposed to sidewalk installation, as he believes it will ruin the neighborhood. Of the neighbors he has talked to, he has yet to speak with any who have voice enthusiasm for this reconstruction project.

Dr. Carson asked Mr. White (staff person) to readdress what the plan is for the crate myrtles and trees and such on Ridge Road West. Mr. White shared that, in general, as much landscaping as possible will be left 'as is.' Some of the irrigation will need to be removed and replaced.

Richard Thompson
1180 Ridge Road West
Rockwall, TX

Mr. Thompson came forth and suggested the Council possibly consider one sidewalk instead of two. He does not believe that this roadway needs to be further widened. Also, he is concerned about edging / weed eating being tripled after this project is finished. He is concerned about large, brick mailboxes (many of which have brick that matches the home). He wants to know how the city will ensure that those either get disassembled and reassembled. His brick is on his walkway too, and it is Chicago fired brick that matches both his home and his sidewalk. Mayor Pruitt shared that, for the most part, the mailboxes will be disassembled and reconstructed. He prefers to have the curb, the sidewalk and then the yard (and avoid having a small 1.5'-2' strip of grass).

Mr. McCallum came forth again and pointed out that if the roadway is not widened, the city may not even have to move the mailboxes.

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 Economic Development prospects, projects, and/or incentives pursuant to Section 551.087 (Economic Development) and possible land purchase pursuant to Section 551.072 (Real Property) and Section 551.071 (Consultation with Attorney)
2. Discussion regarding possible sale of real property in the vicinity of Downtown, pursuant to Section 551.072 (Real Property) and Section 551.071 (Consultation with Attorney).
3. Discussion regarding appointments to and interviews for city regulatory boards, commissions, and committees - specifically the Planning & Zoning Commission and Board of Adjustments - pursuant to Section 551.074 (Personnel Matters)
4. 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)

#3 CONSENT AGENDA (PULLED FROM PUBLIC MEETING AGENDA) Consider authorizing the City Manager to execute an Interlocal Agreement for Animal Control Services between the City of Rockwall and Rockwall County, and take any action necessary.

IV. ADJOURN EXECUTIVE SESSION

Council adjourned from Executive Session at 5:58 p.m.

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

Council reconvened the public meeting at 6:00 p.m. with all seven council members being present.

VI. TAKE ANY ACTION AS A RESULT OF EXECUTIVE SESSION

Mayor Pro Tem Macalik indicated that no action would be taken at this time as a result of Executive Session.

VII. INVOCATION AND PLEDGE OF ALLEGIANCE – COUNCILMEMBER DANIELS

Councilmember Daniels delivered the invocation and led the Pledge of Allegiance.

VIII. OPEN FORUM

Mayor Pruitt explained how Open Forum is conducted, thanking members of the public for coming to the Council meeting this evening. Mayor Pruitt welcomed two young Boy Scouts in the audience, who explained that they are attending to obtain their "citizenship and community" merit badges. He went on to explain that if people are present for the 'sidewalks' discussion, they may either speak during Open Forum or during the sidewalks-related Action Item.

Melody Mayor

Fence contractor from Renew Fence & Construction came forth and indicated that she recently performed work for:

Amy Harvey

506 Shoretrail Drive

Rockwall, TX

Ms. Mayor came forth and shared that she installed a wooden retaining wall (2'x6's with metal posts) that is under 4' tall, and she did not realize that she needed to pull a permit until after she had already done the retaining wall. She pointed out that Rockwall is the only city that requires that a permit be pulled for a retaining wall under 4' tall. All other cities require a permit only if it is going to be over 4' tall. She shared that she had a professional engineer sign off on the work that was completed to prove that it was well built. She explained that Ms. Harvey is a single mom, and this is why she opted to do a wooden retaining wall because it cost her about \$6,000 less to do wood versus stone or rock. She is wondering if there is some sort of variance process she may be able to go through in order to get the work that has already been completed approved and signed off on by the city. Also, she wonders why Rockwall is the only city around that requires a permit for 3' retaining walls and shorter when all the other cities are 4' or under for pulling a permit.

Judith Head
203 Woodpark Lane
Rockwall, TX

She lives on a small street that has only eight homes on it, four on each side. She went on to express several concerns pertaining to the reconstruction of her street and the installation of sidewalks. A lot of homes have mature and expensive landscaping that will be adversely impacted. She believes that a study should be done in order to determine the need for sidewalks, especially because her street is so very steep. So, she does not know that sidewalks would even be necessary. She is concerned about future maintenance of the sidewalks, should they be installed. She has a petition that shows that 100% of the residents on Woodpark Lane are against installation of sidewalks, and they all do not believe it is necessary to rebuild the street either. She wonders if the curbs will be wheelchair accessible. Also, she wonders if an environmental impact study has been conducted regarding drainage, pointing out that their alleyway is more concerning than their street.

Debra Norton
1235 Ridge Road West
Rockwall, TX

Ms. Norton shared that sidewalks do not create safety. They will be utilized for more than walkers and runners (i.e. scooters, bicycles, etc.), and that actually adversely impacts safety. She is concerned that the city is going to take 10' of her property, and she does not believe the city taking her property is right. She has been paying taxes for a long time, and taking her property would just not be right. She wants to see studies that show that sidewalks are needed, and she wants to see statistics that show that pedestrians have been hit or hurt without sidewalks. She wants the city to be sure that there is good reason to install the sidewalks. She believes that taking 10' of her property will result in her losing a good bit of equity in her home.

Bob Wacker
309 Featherstone
Rockwall, TX

Mr. Wacker came forth and asked Council to explain to the public what their options might be concerning sidewalks (i.e. is there a variance they may be able to request?).

Doug Demarco
1230 Ridge Road West
Rockwall, TX

Mr. Demarco shared that he and his wife have lived at this location for a relatively short period of time. He does not believe the existing roadway is that bad, and he does not believe the entire roadway needs replacing – only repairs are necessary, in his opinion. He generally expressed an indifference concerning sidewalk installation as part of the project; however, if they are installed, he prefers that the sidewalks be directly abutted to the curb/street (no grass strip in between the curb and the sidewalk). He acknowledged the understanding that it is public right-of-way, and the property does not actually belong to him, the homeowner; however, since he has been maintaining it, it sure does feel like 'his property' that is being taken.

There being no one else wishing to come forth and speak during Open Forum, Mayor Pruitt then closed Open Forum.

IX. CONSENT AGENDA

1. Consider approval of the minutes from the July 15, 2019 regular city council meeting, and take any action necessary.
2. Consider approval of an **ordinance** amending the Code of Ordinances in Ch. 44 "Utilities," Article V. "Water," Division 7. "Water Resource and Emergency Management Plan," Sec. 44-432 to adopt a new plan that incorporates requirements pertaining to "Procedures for Curtailment of Water Supplies," and take any action necessary. **(2nd Reading)**
3. Consider authorizing the City Manager to execute an Interlocal Agreement for Animal Control Services between the City of Rockwall and Rockwall County, and take any action necessary.
4. P2019-023 - Consider a request by Rick Bates of RLK Engineering, Inc. on behalf of William Salee of Rockwall ISD for the approval of a replat for Lot 2, Block A, Rockwall High School Addition being a 35.295-acre parcel of land currently identified as Lot 1, Block A, Rockwall High School Addition, City of Rockwall, Rockwall County, Texas, zoned Commercial (C) District, situated within the IH-30 Overlay (IH-30 OV) District, addressed as 901 W. Yellow Jacket Lane, and take any action necessary.
5. P2019-028 - Consider a request by Matthew Gardner of Halff Associates on behalf of Carolina Molina of Alvaplast US (SPR Packaging) for the approval of a replat for a 43.0139-acre tract of land identified as Lot 1, Block 1, Indalloy Addition; Tract 31 of the R. Ballard Survey, Abstract No. 29; and Tract 7 of the N. Butler Survey, Abstract No. 20, City of Rockwall, Rockwall County, Texas, zoned Light Industrial (LI) District, situated at the terminus of Aluminum Plant Road, and take any action necessary.

Councilmember Macalik moved to approve the entire Consent Agenda (#1, 2, 3, 4 and 5). Councilmember Hohenshelt seconded the motion. The ordinance caption for No. 2 was read as follows:

CITY OF ROCKWALL
ORDINANCE NO. 19-28

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE CODE OF ORDINANCES IN CHAPTER 44. "UTILITIES;" ARTICLE V. "WATER;" DIVISION 7. "WATER RESOURCE AND EMERGENCY MANAGEMENT PLAN;" SEC. 44-432 TO ADOPT AN UPDATED PLAN TO ENSURE COMPLIANCE WITH CERTAIN REQUIREMENTS OF THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ); PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED ON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING AN EFFECTIVE DATE.

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

X. APPOINTMENT ITEMS

1. Appointment with Scott Self to hear proposal related to "4th of July" 2020 fireworks shows, and take any action necessary.

Scott Self
319 Harborview Drive
Rockwall, TX

Mr. Self came forth and proposed that five firework shows be done, simultaneously, at 9:30 p.m., each lasting for about 10 minutes in length. He pointed out that, although Harry Myers Park has been a good location for fireworks for a number of years, the adjacent property that has been used for years to park 500+ cars is being developed. So, the parking will be an issue. He went on to explain the five, proposed locations. He went on to share that the City of Heath is willing to partner with Mr. Self and the City of Rockwall, and they would have two (additional) fireworks shows, for a total of seven shows. He is coming forth now, in August, in order to seek approval of his proposal so that he can get to work quickly on obtaining and training lots of volunteers that would be utilized to help run these various fireworks shows. He explained that one advantage is that "point loading" would not be a problem, as crowds watching the fireworks would be spread out instead of consolidated in one location. He believes that this would be positively received by the public, and it could receive national recognition.

Mr. Self explained that the fireworks in these five shows would be about 3" in diameter versus the approximate 6" diameter of fireworks that are currently seen at the city's fireworks show at Harry Myers Park. He is asking for the City of Rockwall to finance \$20,000 for the five fireworks shows within the City of Rockwall, which is the same price the city is currently paying for the one show at Harry Myers. Mayor Pruitt expressed that if the city does not like the five, separate shows, then it could revert back to one, larger show like it has now in future years. Mr. Self concurred. Mr. Self shared that there will be some extra expenses, above and beyond the \$20k the first year, because – for example – he will have to purchase the barges from which the fireworks will launch the first year. However, he already has commitments from volunteers and those willing to sponsor some of the extra expense(s).

Councilmember Trowbridge acknowledged that things do essentially get bottlenecked when there is only one, single fireworks location. However, he wonders if five, separate shows will spread out the public too much. Mr. Self shared that some folks will be able to see two or three shows, simultaneously, all at once. He shared that the only other place in the nation that he's seen this done and done well is at the San Diego Harbor.

Councilmember Fowler shared that the city also has bands and other activities at Harry Myers on the 4th of July, prior to the actual fireworks show. So, he has concerns about losing some of those activities and camaraderie. He also wonders where some people may park to watch some of the five, separate shows.

Mayor Pruitt asked how this would be marketed / advertised. He believes there would have to be indication given, within the marketing, to tell the public where to go in order to watch the show(s). Mr. Self shared that he does not believe these shows would be marketed to those living outside of the City of Rockwall – it will mostly be for the benefit of our own, actual residents. Mr. Self acknowledged the importance of having at least one of the five shows at Harry Myers.

Mayor Pruitt and the Council provided informal guidance to Mr. Self and staff, instructing them to work together to come back to the City Council with a more detailed plan for moving forward with trying out this new idea for one year.

XI. ACTION ITEMS

1. Discuss and consider providing staff direction to move forward with the following 2018 Roadway Bond Projects, and take any action necessary:
 - a) Ridge Road West (Shores Blvd. to N. Goliad St./SH 205);
 - b) S. Lakeshore Dr. (Summit Ridge Dr. to Tanya Ln) and Russwood Dr.;
 - c) Lakedale Dr., S. Lakshore Dr. (2000 block), & Woodpark Ln.; and
 - d) Turtle Cove Blvd (RR tracks to Ridge Rd.).

Mayor Pruitt began discussion of this item, sharing that a citywide ordinance was adopted years ago by a previous city council, and that ordinance called for sidewalks to be installed in all new neighborhoods and when existing roadways are reconstructed. He indicated that if the city residents do not want sidewalks, then the Council needs to hear that; however, if the ordinance is changed, it would apply citywide, as 'piece meal' would not be plausible. He went on to share that a lot of forethought went into informing and educating the public on the bond election that was held and that the voters overwhelmingly passed last year. He went on to that the Council gets a lot of opinions from those who want sidewalks and also from those who do not want sidewalks.

Councilmember Hohenshelt addressed the policy related to installation of sidewalks, which he mentioned was established about thirty years ago. All of the subdivisions built since that time have had sidewalks installed to allow people who walk or run to enjoy them. He pointed out that there will be dozens of projects like this over the course of the upcoming nine or ten years. So, whatever the policy needs to be, then it needs to be decided now, and it needs to apply citywide. It will be too challenging to address the issue of sidewalks with every single reconstruction project.

City Attorney Frank Garza pointed out that if the city does major reconstruction on a street that was built after 1992, then the city is required to put 'curb cuts' that are "ADA compliant," and this is regardless of whether or not sidewalks are installed on those streets.

Councilmember Fowler shared that perhaps the City should institute a policy that if reconstruction happens on a street that already does not have sidewalks, then no sidewalks will be built; however, if it is a new street or a new neighborhood going in, then sidewalks will be built. He went on to share that the Council has in fact received a lot of emails from residents who do in fact want the sidewalks built along with these reconstruction projects.

Councilmember Macalik shared that, speaking as a realtor, younger families do factor in whether or not a neighborhood has sidewalks because they do tend to prefer there to be sidewalks. She understands both sides of the issues; however, she believes that cities all over the United States are installing sidewalks because they are quite popular.

Councilmember Trowbridge shared that this issue goes beyond those who actually live on a particular street; however, he is also sensitive to the desires of a particular neighborhood.

Mayor Pruitt shared that he would like to have property owner feedback far before 40% of the design engineering has already been complete and the money spent in that regard.

Councilmember Fowler asked – if this is already a city standard, then why is it even being debated or discussed right now? Mr. Crowley, City Manager, shared that the city always attempts to go into a neighborhood to inform them about an upcoming reconstruction project. It is at that time, typically, when feedback regarding sidewalks and other aspects of a roadway reconstruction project is heard.

Councilmember Johannesen expressed frustration because the city tries hard to be very transparent and communicate well with the public, and, unfortunately, residents don't seem to speak up until it literally begins to affect their particular yard.

Councilmember Fowler shared that surveys showed that about 60% of residents indicated a desire to have sidewalks on Ridge Road West, and about 40% indicated they do not want them.

Ms. Williams, City Engineer, explained that a machine runs along top of a roadway and analyzes its structural integrity (not the 'driveability') and scores it as far as the need for it to be reconstructed (or not).

Mayor Pruitt indicated that he will open it up for public comment to those who wish to come forth and speak regarding "Ridge Road West" at this time. He first asked for City Engineer Amy Williams to speak to the surveys that were sent out to property owners. Ms. Williams stated that there are sixty properties and sixty surveys were sent out to those property owners. The response rate was 37% (22 were returned). Of those, 59.5% indicated they are "for" sidewalks and 40.5% indicated they are "against" having sidewalks.

347 Don Laws
348 1620 Shores Boulevard
349 Rockwall, TX
350

351 Mr. Laws expressed concern about how much land is going to be taken away from the front of
352 everyone's house. Regarding safety, he believes that once Ridge Road West is widened, people will
353 drive along it at a faster rate of speed, and more people will be driving on it. He suggested that perhaps
354 the city consider installing a sidewalk only on one side of the roadway or build the road (only) and not
355 the sidewalks.

356 Mayor Pruitt mentioned that the city has considered sidewalks on only one side of a road; however, he
357 pointed out that the Council cannot get folks to agree on which side the sidewalk gets installed.

358 Doug Demarco
359 1230 Ridge Road West
360 Rockwall, TX
361

362 Mr. Demarco came forth and shared that everyone bought their home without a sidewalk, and they
363 were ok purchasing a home without a sidewalk in front of it. Regarding safety, people's driving behavior
364 tends to be related to the road and related conditions. So, he believes that a wider road will result in
365 cars driving faster. He suggested that if they are going to be installed, perhaps Council could consider
366 installing patterned sidewalks that are more beautiful or maybe use some of the money to add street
367 lights.

368
369 Julie Barlow
370 1005 Ridge Road
371 Rockwall, TX
372

373 Mrs. Barlow shared that she and her husband just purchased this home. She was not aware of the policy
374 that is in place that calls for the same standards for street widths and sidewalk installations. She
375 generally indicated that when a resident receives a survey, they are perhaps not understanding or are
376 not aware that the street width will be expanded and installation of sidewalks will mean that part of
377 their lawn gets 'taken in.' She is not in favor of 'one size fits all,' and she is in real estate. She believes
378 that people make decisions on purchasing a home based on how the neighborhood makes them feel.
379 She purchased this home, which was built in 1981, and moved out of a home that was built 10-15 years
380 or so. She and her husband purchased the home because she likes the large trees, no sidewalks, etc.
381 She believes that one policy, citywide, pertaining to sidewalks, is generally not feasible. She believes
382 some sort of variance or exception needs to be made in this particular case.

383 Tom Richmond
384 1105 Ridge Road West
385 Rockwall, TX
386

387 Mr. Richmond shared that it was not clear that there could have possibly been an option for
388 reconstruction of the street itself but with no sidewalk being added. He would like to see the roadway
389 reconstructed, but he would like the sidewalks to be left out. He wonders if the homeowners along the

390 roadway could get a variance to essentially 'skip the sidewalks.' He generally suggested that the Council
391 consider changing its policy regarding installation of sidewalks.

392 Mr. Crowley, City Manager, pointed out that a portion of a resident's yard is public "right-of-way," so
393 projects such as these do not take a person's property. The property line does not change, and the size
394 of the resident owned property does not change.

395 At 7:43 p.m., Mayor Pruitt called for a brief break and recessed the public meeting. Mayor Pruitt
396 reconvened the meeting at 7:55 p.m.

397 John Sunderson
398 1850 Wind Hill Road
399 Rockwall, TX
400

401 Mr. Sunderson shared that he does not live on this street; however, he is generally a proponent of
402 sidewalks. He does not believe that sidewalks being installed on this roadway would detract from the
403 beauty of the neighborhood. In fact, he believes that the sidewalks being installed would allow for
404 more pedestrians to enjoy the area. He believes the city's policy on sidewalks is fine 'as is,' and it does
405 not need to be changed. He reminded the Council and public that the Council is charged with
406 representing the entire city – not just one street or one neighborhood.

407 Doug Demarco
408 1230 Ridge Road West
409 Rockwall, TX
410

411 Mr. Demarco came forth again and shared his belief that residents who filled out the survey and/or
412 came to the informational resident meetings may not have totally understood about the street
413 widening and that 10' of their front lawns would be 'taken in' as a result of sidewalks being installed.
414 He suggested the city explain that better when sending out a survey. He understands that a portion of
415 their lawn is 'right-of-way,' but homeowners do not see it that way.
416

417 An unidentified resident came forth and shared that he was 50/50 on whether or not sidewalks should
418 be installed. He did not realize, however, that portions of front lawns would be lost if sidewalks were
419 installed. He did not understand what he was agreeing to and believes that several residents may not
420 have realized this either.
421

422 Jeff Boehm
423 1400 Plummer
424 Rockwall, TX
425

426 Mr. Boehm shared that he purposefully purchased a home nineteen years ago that did not have
427 sidewalks on the street. He generally expressed that, since these folks purchased a home without
428 sidewalks, it is not fair to them to now insist that they have sidewalks installed. He suggested the city
429 put a policy in place that if homes did not have sidewalks to begin with, then they will never have
430 sidewalks installed.

Dusty Goucher
1240 Ridge Road West
Rockwall, TX

Ms. Goucher indicated that she agrees with the “no sidewalks” sentiments that have been expressed this evening. She thought there would only be 3’, rather than 10’, of the front of her lawn taken. She generally spoke against the installation of sidewalks.

Sandra Solomon
1635 Shores Boulevard
Rockwall, TX

Mrs. Solomon came forth and shared that she does not live on this road – she lives further down just a little bit in The Shores. She acknowledged the Council members are elected to represent all citizens and the city as a whole. She agrees the roadway needs to be reconstructed, and the curbs need reconstructing too. She suggested that parking be restricted on it and the speed limit be reduced to 25 mph. She wished Council the best in making this decision, as she generally knows this is a tough decision. She generally expressed concern about the survey that was conducted. She pointed out that the ‘return rate’ was low, and it is uncertain if the responses were from those who truly understood on what they were giving feedback.

Bob Wacker
309 Featherstone
Rockwall, TX

Bob Wacker came forth and shared that he loves sidewalks, and he lives in the Stonecreek subdivision, which has sidewalks. He believes the city should move forward with installation of them in this instance. He suggested that staff try and communicate about these matters further in advance so that residents have additional time to consider these types of projects.

Mr. Richmond came forth again and suggested that the City consider re-surveying the residents along the roadway.

Councilmember Trowbridge made a motion to move forward with redesigning the engineering plans to remove the sidewalks along Ridge Road West. Councilmember Johannesen seconded the motion. He expressed concern about residents who have expressed support for sidewalk installation now possibly not being fairly represented (as the plan is perhaps now going to change without their input / knowledge). Following the discussion, the vote failed by a vote of 2 ayes and 5 nays (Macalik, Hohenshelt, Pruitt, Fowler and Daniels).

Councilmember Hohenshelt moved to approve the current design of Ridge Road West as presented by staff / the City Engineer. Councilmember Macalik seconded the motion, which failed by a vote of 3 ayes with 4 nays (Trowbridge, Fowler, Daniels and Johannesen).

Mayor Pruitt then took public comments concerning the S. Lakeshore Drive (Summit Ridge Dr. to Tanya Ln.) and Russwood Drive reconstruction project.

Anthony Diesch
1302 S. Lakeshore Drive
Rockwall, TX

Mr. Diesch explained that he is not in favor of sidewalks, and he understands that the Council's decision in this regard is a very difficult one. His concerns, he explained, are mostly related to the damage that will be done to the existing trees. He went on to share some photos of large, mature trees that will be adversely impacted by 10' of right-of-way being developed with concrete. He knows that mature trees do add to real estate value.

Moriah Pruitte
311 Russwood Drive
Rockwall, TX

Ms. Pruitte shared that she believes that if residents would have understood that "do you want sidewalks" on the survey equated to "10' of your front lawn will be taken in," then their answers would have been far different. She is generally strongly opposed to the installation of sidewalks on this street.

Ron Gilleland
310 Meadowdale Drive
Rockwall, TX

This is a side street, and he and his wife have lived there for twenty-six years. Mr. Gilleland shared that there are people who actually drive into this neighborhood, park their car, and then walk in the streets of this neighborhood because it is pretty and it is safe. He generally expressed opposition to sidewalks being installed. He is concerned about the trees being adversely impacted by the sidewalks installation, and they will change the entire makeup of the neighborhood. He pointed out that there are at least a few, highly mature (30-40 + year old) trees that will be drastically impacted if these sidewalks are installed. He is generally in favor of the reconstruction and improvement of the roadway itself; however, he is greatly in opposition of the sidewalks. Even if the sidewalk is diverted around the mature trees, he believes the tree will be adversely impacted.

Jerry Welch
1509 S. Lakeshore Drive
Rockwall, TX

Mr. Welch shared that he is about five houses south of Tanya. He suggested that people typically walk on the main street, and they perhaps do not walk as much on the side streets. So perhaps the city should just put sidewalks on that main street and not install them on the side streets.

Nora Elwonger
308 Meadowdale
Rockwall, TX

Ms. Elwonger asked why a survey was conducted to begin with if a policy was already in place that called for sidewalks to be installed. Asking the question led responders to believe that their opinions would actually matter. City Manager Rick Crowley shared that it was actually his decision to include the question about sidewalks because he anticipated that Council would like to have that feedback. She generally indicated that she is strongly opposed to the installation of sidewalks. She purchased her

home without sidewalks and prefers that the street stay that way. She pointed out that the Council previously relied heavily on a survey the last time a decision was made regarding installation or no installation of sidewalks. In this instance, more residents (about 72%) have expressed "no sidewalks."

A.J. Echstein (unsure of spelling)
1605 Plummer Drive
Rockwall, TX

Mr. Echstein came forth and asked (a rhetorical question) if the city is going to require sidewalks to be installed in the historical district.

Kathleen Ingram
1410 S. Lakeshore Drive
Rockwall, TX

Ms. Ingram came forth and suggested that Council consider changing the existing policy that calls for sidewalks to be installed upon reconstruction of a roadway. She did not know that 'new streets' would come with 'new sidewalks.' She believes that voters have been misled through the "sidewalks" question on the surveys. She believes a variance should be allowed in this instance because she does not know that voters understood (when voting on the bond proposal) that a new, reconstructed roadway would automatically be accompanied by the installation of sidewalks.

Councilmember Daniels shared that previously when Council asked the people on Summit Ridge to go discuss the matter and come back with a mutually agreed upon consensus, they were unable to do so. Daniels proposed that the city's existing policy be amended to state that if a street does not already have sidewalks, then it would not have new ones installed upon reconstruction....and if a street did have existing sidewalks, then new ones would be installed upon reconstruction.

Mayor Pruitt moved to table this entire Action Item #1 and further discuss it at a later date. Councilman Johannesen seconded the motion, which passed unanimously of those present (7 ayes to 0 nays).

2. Discuss and consider directing staff to prepare an ordinance implementing a city initiated Engineering Plan Review Fee, and take any action necessary.

City Engineer, Amy Williams, provided brief background information pertaining to this agenda item. Councilman Hohenshelt moved to instruct staff to prepare this ordinance. Councilman Trowbridge seconded the motion, which passed by a vote of 7 ayes to 0 nays.

3. Discuss and consider (re)appointments to the city's Airport Advisory Board, Animal Advisory Board, Architectural Review Board, ART Review Commission, Historic Preservation Advisory Board, and Park Board and take any action necessary.

Mayor Pruitt shared that Council is not ready to take action on these tonight. So, neither discussion nor action took place regarding this matter.

XII. CITY MANAGER'S REPORT, DEPARTMENTAL REPORTS AND RELATED DISCUSSIONS PERTAINING TO CURRENT CITY ACTIVITIES, UPCOMING MEETINGS, FUTURE LEGISLATIVE ACTIVITIES, AND OTHER RELATED MATTERS.

571
572 **1. Departmental Reports**

573 Building Inspections Monthly Report - June 2019
574 Finance Department Quarterly Report - June 2019
575 Fire Department Monthly Report - June 2019
576 GIS Division Monthly Report - June 2019
577 Harbor PD Monthly Report - June 2019
578 Internal Operations Department Monthly Report - June 2019
579 Rockwall Animal Adoption Center Monthly Report - June 2019
580 Rockwall County Meals On Wheels / Senior Services 3rd Quarter Report
581 Recreation Monthly Report - June 2019
582 Police Department Monthly Report - June 2019
583 STAR Transit Monthly Report - June 2019

584 **2. City Manager's Report**

585
586 **No questions were asked pertaining to departmental of city manager's report.**
587

588 **XIII. EXECUTIVE SESSION**

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

- 591 **1. Discussion regarding Economic Development prospects, projects, and/or incentives pursuant**
592 **to Section 551.087 (Economic Development) and possible land purchase pursuant to Section**
593 **551.072 (Real Property) and Section 551.071 (Consultation with Attorney)**
594 **2. Discussion regarding possible sale of real property in the vicinity of Downtown, pursuant to**
595 **Section §551.072 (Real Property) and Section §551.071 (Consultation with Attorney).**
596 **3. Discussion regarding appointments to and interviews for city regulatory boards, commissions,**
597 **and committees - specifically the Planning & Zoning Commission and Board of Adjustments -**
598 **pursuant to Section 551.074 (Personnel Matters)**
599 **4. Discussion regarding the appeal to the Public Utility Commission filed by the cities of Garland,**
600 **Mesquite, Plano and Richardson against the North Texas Municipal Water District (NTMWD)**
601 **regarding water rates pursuant to Section §551.071 (Consultation with Attorney)**
602

603 **XIV. RECONVENE PUBLIC MEETING & TAKE ANY ACTION AS RESULT OF EXECUTIVE SESSION**

604 **Council did not reconvene in Executive Session following the close of the public meeting agenda.**

605 **XV. ADJOURNMENT**

606 **Mayor Pruitt adjourned the meeting at 9:05 p.m.**
607
608

609 PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, THIS 19th
610 DAY OF AUGUST, 2019.

611

612 ATTEST:

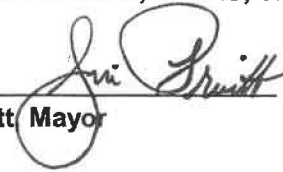
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Kristy Cole, City Secretary



Jim Pruitt, Mayor

