

2 **ROCKWALL CITY COUNCIL REGULAR MEETING**

3 **Monday, October 21, 2019 - 5:00 PM**

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

5
6 **I. CALL PUBLIC MEETING TO ORDER**

7 Mayor Pruitt called the meeting to order at 5:00 p.m. Present were Mayor Jim Pruitt, Mayor Pro Tem
8 Dana Macalik and Council Members Patrick Trowbridge, John Hohenshelt, Kevin Fowler and Trace
9 Johannesen. Also present were Assistant City Manager Joey Boyd, Assistant City Manager Mary Smith,
10 and City Attorney Frank Garza. Councilmember Bennie Daniels and City Manager Rick Crowley were
11 absent from the entire meeting.

12
13 Mayor Pruitt read the below listed discussion items into the record before recessing the public meeting
14 to go into Executive Session (at 5:01 p.m.).

15
16 **II. EXECUTIVE SESSION.**

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

- 19 1. Discuss the Texas State Soil and Water Conservation Board Dam Improvement Program.
20 Section 551.071 (Consultation with Attorney).
- 21 2. Discuss contract negotiations with wholesale utility customers pursuant to Section 551.071
22 (Consultation with Attorney).
- 23 3. Discussion regarding TXDOT program for exchange of right-of-way pursuant to Section
24 §551.072 (Real Property) and Section §551.071 (Consultation with Attorney).
- 25 4. Discussion regarding legal issues pertaining to potential annexation/development in the
26 Extraterritorial Jurisdiction (ETJ) pursuant to Section §551.071 (Attorney/Client Consultation).
- 27 5. Discussion regarding possible sale/purchase/lease of real property in the vicinity of
28 downtown, pursuant to Section §551.072 (Real Property) and Section §551.071 (Consultation
29 with Attorney).
- 30 6. Discussion regarding sale/exchange of real property in the vicinity of John King Boulevard
31 pursuant to Section §551.072 (Real Property) and Section §551.071 (Consultation with
32 Attorney).
- 33 7. Discussion regarding appointments to city regulatory boards, commissions, and committees -
34 specifically the Board of Adjustments - pursuant to Section 551.074 (Personnel Matters)
- 35 8. Discussion regarding the appeal to the Public Utility Commission filed by the cities of Garland,
36 Mesquite, Plano and Richardson against the North Texas Municipal Water District (NTMWD)
37 regarding water rates pursuant to Section §551.071 (Consultation with Attorney)

38 **III. ADJOURN EXECUTIVE SESSION**

39
40 **Council adjourned from Executive Session at 5:52 p.m.**

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

42 **Mayor Pruitt reconvened the public meeting at 6:00 p.m.**

43 **V. INVOCATION AND PLEDGE OF ALLEGIANCE – COUNCILMEMBER JOHANNESSEN**

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

45 **VI. PROCLAMATIONS**

46 1. Domestic Violence Awareness Month

47 Connie Pettitt, Executive Director of Women in Need, Inc., came forth.

48 2. First Presbyterian Church of Rockwall Day

49 Cheryl Taylor of First Presbyterian Church of Rockwall came forth. Mayor Pruitt then read and presented
50 her the proclamation, in recognition of the church's 165th year anniversary.

51 3. National Community Planning Month

52 Ryan Miller, Planning Director and members of the city's Comprehensive Planning Advisory Committee
53 (CPAC) came forth. Mayor Pruitt then read and presented this proclamation in celebration of National
54 Community Planning Month.

55 4. Texas Chamber of Commerce Week

56 Darby Burkey from the Rockwall Chamber came forth at this time. Mayor Pruitt then read and
57 presented her with this proclamation.

58

59 **VII. OPEN FORUM**

60 Carolyn Francisco
61 272 Victory Lane
62 Rockwall, TX 75032

63

64 Mrs. Francisco came forth and thanked the Council for their recent approval of a hotel occupancy tax
65 funding (HOT funding) request on behalf of the Rockwall County Historical Foundation.

66

67 Mr. Nicholas Grant
68 1569 E. Old Quail Run Road
69 Rockwall, TX

70

71 Mr. Grant came forth and generally expressed concerns pertaining to the 'roadway swap' with TXDOT
72 pertaining to SH-205 / John King Boulevard.

73

74 Kim Cook
75 2830 Stoney Hollow Lane
76 Rockwall, TX

77

78 Mrs. Cook came forth and shared that she has some concerns about the city's water system. She knows
79 that there have been some improvements to pipelines and other improvements; however, she would
80 like some additional explanation about what funds are going towards and why residents' water bills are
81 so high. She thanked Councilman Trowbridge for placing an item on tonight's agenda to discuss city
82 water.

83

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

85 **VIII. TAKE ANY ACTION AS A RESULT OF EXECUTIVE SESSION**

86 Mayor Pro Tem Macalik made a motion to move forward with the 380 real estate agreement on real
87 property in the vicinity of downtown. Councilman Trowbridge seconded the motion, which passed
88 unanimously of those present (6 ayes with 1 absence (Daniels)).

89
90 Mayor Pro Tem Macalik made a motion to direct staff to negotiate the sale or exchange of real property
91 in the vicinity of John King Blvd. Councilman Hohenshelt seconded the motion, which passed by a vote
92 of 6 ayes with 1 absence (Daniels).

93 Macalik moved to reappoint to the Board of Adjustments David Lowrey, Stuart Smith, and Shannon
94 Bennett for an additional term (through August of 2021) and newly appoint Kevin Hadawi to replace
95 Peter Flores (for a term to expire in August of 2021). Councilmember Trowbridge seconded the motion,
96 which passed by a vote of 6 ayes with 1 absence (Daniels).

97 Regarding the Historic Preservation Advisory Board, Councilman Trowbridge moved to reappoint
98 Carolyn Francisco and Jay Odom to serve an additional term (thru Aug. 2021) and newly appoint Brad
99 Adams to replace Mike Mishler, whose term has expired, through August 2021.

100 **IX. CONSENT AGENDA**

101 1. Consider approval of the minutes from the October 7, 2019 regular city council meeting, and
102 take any action necessary.

103 2. Consider approving cooperative purchasing agreement with the City of Cleburne and
104 authorizing the City Manager to execute the Interlocal Cooperative Agreement, and take any
105 action necessary.

106 3. Consider approving cooperative purchasing agreement with the City of Royse City and
107 authorizing the City Manager to execute the Interlocal Cooperative Agreement, and take any
108 action necessary.

109 4. Consider awarding a bid to Musco Sports Lighting and authorizing the City Manager to execute
110 a Purchase Order for adding lights at the Myers Park Pickle Ball Court in the amount of \$42,612
111 to be funded out of General Fund Reserves, and take any action necessary.

112 5. Consider awarding a bid to Caldwell Country Chevrolet and Rockdale Country Ford and
113 authorizing the City Manager to execute Purchase Orders for new 2020 model vehicles in the
114 amount of \$301,502 to be funded out of General Fund Reserves and Water Sewer Fund, and
115 take any action necessary.

116 6. Consider authorizing the City Manager to execute a maintenance and services agreement
117 with RLC Controls, Inc. for the 2020 fiscal year to provide maintenance and service for
118 Supervisory Control and Data Acquisition computer systems (SCADA) for the Water,
119 Wastewater, and Street Divisions of Public Works, to be funded by the 2019-2020 budget,
120 and take any action necessary.

121 Councilmember Trowbridge moved to approve the entire Consent Agenda (#s 1, 2, 3, 4, 5, and 6).
122 Councilman Johannesen seconded the motion, which passed by a vote of 6 ayes with 1 absent (Daniels).
123

124 **X. APPOINTMENT ITEMS**

125 1. Appointment with the Planning and Zoning Chairman to discuss and answer any questions
126 regarding cases on the agenda and related issues and take any action necessary.

127 **Jerry Welch with the city's Planning & Zoning Commission came forth and briefed the Council on**
128 **recommendations of the Commission, relative to planning-related items on tonight's meeting agenda.**
129 **Following brief questions and answers, Council took no action pertaining to this particular agenda item.**

130 **XI. PUBLIC HEARING ITEMS**

131 1. **MIS2019-001** - Hold a public hearing to discuss and consider approval of an **ordinance**
132 adopting updated impact fees for water, wastewater, and roadway facilities by updating the
133 land use assumptions and capital improvement plans for such facilities, establishing updated
134 service areas for such facilities, providing definitions, providing for collection and assessment,
135 and take any action necessary. **(1st Reading)**

136 Planning Director Ryan Miller introduced Eddie Haas with Freese and Nichols, the city's consultant
137 pertaining to this matter. Mr. Haas came forth and delivered a detailed briefing to Council on the study
138 pertaining to the impact fee analysis and associated impact fee calculations. In summary, the city's
139 Capital Improvements Advisory Committee (CIAC) (with is the Planning & Zoning Commission) has
140 recommended a review of benchmark city data, an increase of 25% to the current collection rate,
141 carrying that rate for all roadway service areas and maintaining one collection rate for all land use types.

142 Another representative from Freese and Nichols then came forth and presented to Council an overview
143 of the water and wastewater impact fees study / analysis and associated recommendation for the
144 impact fee calculations.

145 Mr. Chaney with Birkhoff, Hendricks and Carter came forth and briefed Council on the wastewater
146 impact fees analysis and associated recommendation for the impact fee calculation.

147 Following Mr. Haas' presentation, Mayor Pruitt opened the public hearing, asking if anyone would like
148 to come forth and speak at this time.

149 **Bob Wacker**
150 **309 Featherstone**
151 **Rockwall, TX 75087**

152
153 Mr. Wacker came forth and expressed concern about there not currently being sufficient impact fees
154 to pay off the bonds for John King Blvd. He shared that he has calculated that his water bill will go out
155 29% in the next three years, and his wastewater bill will go up by about 70%. Staff indicated that this
156 topic is concerning impact fees, not individual water / wastewater bills.

157
158 There being no one else wishing to come forth and speak during the public hearing, Mayor Pruitt then
159 closed the public hearing.

160
161 Councilmember Trowbridge clarified his understanding that impact fees are related to outside
162 developer contributions funding city roadway, water and wastewater improvements, essentially having
163 developers bear the cost burden.

164

165 Councilmember Johannesen moved to approve the ordinance for MIS2019-001 as written. Following
166 additional comments, Councilmember Trowbridge seconded the motion.
167

168 Councilmember Hohenshelt moved to amend the main motion on the floor to set the rate within the
169 ordinance at 350. Councilmember Trowbridge seconded the amendment to the motion, which passed
170 by a vote of 4 ayes with 2 against (Macalik and Pruitt).
171

172 The amended ordinance was read as follows:

173 CITY OF ROCKWALL
174 ORDINANCE NO. 19-XX
175

176 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING
177 THE MUNICIPAL CODE OF ORDINANCES OF THE CITY OF ROCKWALL, AS HERETOFORE
178 AMENDED, BY AMENDING ARTICLE III, *IMPACT FEE REGULATIONS*, OF CHAPTER 38,
179 *SUBDIVISIONS*, FOR THE PURPOSE OF AMENDING THE IMPACT FEES FOR WATER,
180 WASTEWATER, AND ROADWAY FACILITIES BY UPDATING THE LAND USE ASSUMPTIONS
181 AND CAPITAL IMPROVEMENTS PLAN FOR SAID FACILITIES; ESTABLISHING UPDATED
182 SERVICE AREAS FOR SUCH FACILITIES; PROVIDING FOR DEFINITIONS; PROVIDING FOR
183 COLLECTION AND ASSESSMENT; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING
184 FOR REMEDIES; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
185

186 The vote on the amended motion failed by a vote of 3 ayes, 3 nays (Macalik, Pruitt and Fowler), and 1
187 absence (Daniels).
188

189 Councilmember Fowler moved to accept the impact fee study, as presented and recommended by the
190 CIAC. Mayor Pro Tem Macalik seconded the motion. Following brief discussion, the motion passed by
191 a vote of 5 ayes, 2 nays (Trowbridge and Pruitt), and 1 absence (Daniels).
192

193 Mayor Pruitt called for a break and recessed the meeting at 7:44 p.m.
194

195 Mayor Pruitt called the meeting back to order at 7:54 p.m.
196

197 2. **Z2019-021** - Hold a public hearing to discuss and consider a request by Pat Atkins of KPA
198 Consulting, Inc. on behalf of the owners Gwen Reed, Saddle Star South Holdings, LLC, and CDT
199 Rockwall/2017, LLC for the approval of an **ordinance** for a zoning amendment to Planned
200 Development District 79 (PD-79) [Ordinance No. 16-39] for the purpose of amending the
201 development standards and concept plan on a 70.408-acre tract of land identified as Tracts
202 1, 1-03, 1-5 & 2-03 of the P. B. Harrison Survey, Abstract No. 97, City of Rockwall, Rockwall
203 County, Texas, zoned Planned Development District 79 (PD-79) for Single-Family 8.4 (SF-8.4)
204 District land uses, situated within the SH-205 By-Pass Overlay (SH-205 BY-OV) District, located
205 on the north side of John King Boulevard south of Featherstone Drive, and take any action
206 necessary (**1st Reading**).

207 Planning Director Ryan Miller provided background information pertaining to this agenda item. Notices
208 were sent out to property owners located within 500' of the subject property (only those w/in the city
209 limits). One response has been received back in opposition of the request. The P&Z Commission has
210 unanimously recommended approval of this request.

211 Pat Atkins
212 Saddlestar Land Development, Inc.
213 3076 Hays Lane
214 Rockwall, TX
215

216 Mr. Atkins came forth and provided a brief overview of his request to Council.
217

218 Mayor Pruitt opened the public hearing, asking if anyone would like to come forth and speak at this
219 time. There being no one indicating such, he then closed the public hearing.
220

221 Councilman Trowbridge moved to approve Z2019-021. Councilmember Hohenshelt seconded the
222 motion. The ordinance was read as follows:

223
224 CITY OF ROCKWALL
225 ORDINANCE NO. 19-XX
226

227 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,
228 AMENDING THE UNIFIED DEVELOPMENT CODE [*ORDINANCE NO. 04-38*] OF THE
229 CITY OF ROCKWALL, AS HERETOFORE AMENDED, SO AS TO FURTHER AMEND
230 PLANNED DEVELOPMENT DISTRICT 79 (PD-79) [*ORDINANCE NO. 16-39*] FOR THE
231 PURPOSE OF AMENDING THE DEVELOPMENT STANDARDS AND CONCEPT PLAN
232 ON A 70.408-ACRE TRACT OF LAND, ZONED PLANNED DEVELOPMENT DISTRICT
233 79 (PD-79) FOR SINGLE FAMILY 8.4 (SF-8.4) DISTRICT LAND USES, BEING
234 IDENTIFIED AS TRACTS 1, 1-03, 1-5 & 2-03 OF THE P. B. HARRISON SURVEY,
235 ABSTRACT NO. 97, CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS AND MORE
236 FULLY DESCRIBED HEREIN BY *EXHIBIT 'A'*; PROVIDING FOR SPECIAL
237 CONDITIONS; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF
238 TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A
239 SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR
240 AN EFFECTIVE DATE.
241

242

243 The motion passed by a vote of 6 ayes with 1 absence (Daniels).
244

245 3. Z2019-022 - Hold a public hearing to discuss and consider a request by Marty Wright for the
246 approval of an ordinance for a Specific Use Permit (SUP) allowing an accessory building on a
247 one (1) acre tract of land identified as Lot 10, Block B, Saddlebrook Estates #2 Addition, City
248 of Rockwall, Rockwall County, Texas, zoned Single-Family 16 (SF-16) District, addressed as
249 2340 Saddlebrook Lane, and take any action necessary (1st Reading).

250 Indication was given that the applicant would like to postpone action on this item until the Nov. 4, 2019
251 city council meeting. Since the case was advertised for public hearing this evening, Mayor Pruitt opened
252 the public hearing, asking if anyone would like to come forth and speak at this time. There being no one
253 indicating such, the mayor then closed the public hearing.
254

255 Councilman Trowbridge then moved to accept the applicant's request to postpone action on this item
256 until the November 4 city council meeting. Councilmember Hohenshelt seconded the motion, which
257 passed by a vote of 6 ayes with one absence (Daniels).
258

259 4. Z2019-024 - Hold a public hearing to discuss and consider a request by Adam Buczek of Stone
260 Creek Balance, LTD for the approval of an ordinance for a zoning amendment to Planned
261 Development District 70 (PD-70) for the purpose of changing the number of hard-edged

262 retention ponds required for the residential subdivision being a ~336.00-acre tract of land
263 identified as the Stone Creek Subdivision and being situated within the W. T. Deweese Survey,
264 Abstract No. 71 and the S. King Survey, Abstract No 131, City of Rockwall, Rockwall County,
265 Texas, zoned Planned Development District 70 (PD-70) for Single-Family 10 (SF-10) District
266 land uses, situated within the North SH-205 Overlay (N. SH-205 OV) and SH-205 By-Pass
267 Overlay (SH-205 BY-OV) Districts, generally located at the southeast corner of the intersection
268 of FM-552 and SH-205 [N. Goliad Street], and take any action necessary **(1st Reading)**.

269 **Planning Director Ryan Miller provided background information pertaining to this agenda item. 928**
270 **notices were sent out to residents and property owners located within 500' of the subject property.**
271 **Thus far, 27 notices have been received back in favor and 12 have been received back in opposition.**
272 **Also, the P&Z has voted 5-2 to recommend approval of this request.**
273

274 **Adam Buczek**
275 **Skorburg Co.**
276 **8214 Westchester drive, Suite 710**
277 **Dallas, TX 75225**
278

279 **Mr. Buczek came forth and briefed the Council on the nature of his request, showing an extensive Power**
280 **Point presentation.**
281

282 **Mayor Pruitt opened the public hearing, asking if anyone would like to come forth and speak at this**
283 **time.**
284

285 **Michael Podina**
286 **802 York Drive**
287 **Rockwall, TX 75087**
288

289 **Mr. Podina shared that he and his wife live directly across the street from an existing pond (on York).**
290 **He shared that he and his wife moved in about two years ago, and – at that time – if was looking**
291 **significantly better than it does currently. Also, algae is taking over, snakes are getting bad, and nutria**
292 **are beginning to multiply, and they carry diseases. He does not feel that it is necessary for Stone Creek**
293 **to have an additional pond, and he agrees that it will be better for the HOA and homeowners for there**
294 **to NOT be any additional ponds. The maintenance of the neighborhood and the existing ponds is**
295 **currently lacking.**
296

297 **Bob Wacker**
298 **309 Featherstone**
299 **Rockwall, TX 75087**
300

301 **He believes Stone Creek has enough ponds already. Cattails, weeds and snakes have taken over the**
302 **main entrance pond. He went on to show photographs of each of the existing ponds within the**
303 **neighborhood, providing details regarding if each one does or does not have a hard edge and fountain.**
304 **He believes that everyone, in general, agrees that additional ponds are not needed. Mr. Wacker went**
305 **on to indicate that he agrees with Mr. Buczek, the developer, and he supports what is being requested**
306 **this evening.**
307

308 **Nick Grant**
309 **1569 Old E. Quail Run Rd.**
310 **Rockwall, TX**

311
312 **Mr. Grant suggested that the developer provide to the HOA the cost of hardscaping the pond.**

313
314 **There being no one else wishing to come forth and speak, Mayor Pruitt then closed the public hearing.**

315
316 **Councilman Johannesen shared that he lives in Stone Creek, and his home backs up to one of the ponds**
317 **within the subdivision. He provided various comments pertaining to the existing York Pond, which is**
318 **an Army Corps. Of Engineers Pond.**

319
320 **Councilman Johannesen moved to approve Z2019-024. Mayor Pro Tem Macalik seconded the motion,**
321 **which – following brief questions and answers – passed by a vote of 6 ayes with 1 absence (Daniels).**

322
323
324 **XII. ACTION ITEMS**

325 **1. Discuss and consider a request for a variance from the sign separation requirement for a new**
326 **monument sign to be located at 1306 Summer Lee Drive, and take any action necessary.**

327 **Building Official Jeffrey Widmer came forth and briefed the Council on the nature of this variance**
328 **request. He generally explained that there are limited options for placement of the sign, and that is**
329 **why the applicant is requesting a variance.**

330
331 **Zeke Bullock**
332 **Barnett Signs**
333 **4250 Action Drive**
334 **Mesquite, TX 75150**

335
336 **Mike Fisher**
337 **244 Harvest Ridge**
338 **Rockwall, TX**

339
340 **Mr. Bullock and Fisher came forth and introduced themselves, indicating they are happy to answer any**
341 **questions of Council.**

342
343 **Councilman Hohenshelt moved to grant the variance request on the sign. Councilman Johannesen**
344 **seconded the motion, which passed by a vote of 6 ayes with 1 absence (Daniels).**

345
346 **2. Discuss and consider (re)appointments to the city's Airport Advisory Board, Historic**
347 **Preservation Advisory Board, and Park Board, and take any action necessary.**

348 **Council addressed this item, along with Ex. Session action above.**

349
350 **3. Discuss and consider trends in water consumption, and take any action necessary.**

351 **Councilmember Trowbridge shared with the council a spreadsheet that he's created to evaluate water**
352 **usage (total gallons, daily average, maximum day, etc.) and what the average Rockwall citizen uses and**
353 **what his / her fees are like as a result of their consumption. The point of his presentation, in part, was**
354 **to point out that variances in water bills are cyclical, and they are especially more expensive in the**
355 **summer months. Following Trowbridge's comments, Mrs. Smith shared that it will cost at least \$3.5**
356 **million to convert the remainder of the city to "smart meters" (radio read meters). Currently, about**
357 **40% of the city is operating on radio-read meters. The city annually budgets for trading out a certain**
358 **number of old meters for smart meters. This year, about 2k meters out of 16k will be changed out. So,**

359 in approximately five years, just about all – if not all - of the city should be operating on the new, radio
360 read (smart) meters. Council took no action pertaining to this agenda item.

361 4. Discuss and consider appointing a Comprehensive Plan Advisory Committee (CPAC) to assist
362 staff in the annual update to the Comprehensive Plan, and take any action necessary.

363 **Mayor Pruitt moved to approve the resolution. Councilman Trowbridge seconded the motion, which**
364 **passed by a vote of 6 ayes with 1 absent (Daniels).**

365 5. Discuss and consider approval of an **ordinance** amending the Rockwall Code of Ordinances in
366 Chapter 38. Subdivisions; Article I. In General; Sec. 38-23 Standards for Design of
367 Developments within Subdivisions Adopted to reflect the 2016 update to these standards,
368 and take any action necessary. **[1st reading]**

369 **Councilman Hohenshelt moved to approve the ordinance as presented. Councilman Trowbridge**
370 **seconded the motion. The ordinance was read as follows:**

371 **CITY OF ROCKWALL**
372
373 **ORDINANCE NO. 19-XX**

374
375 **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,**
376 **AMENDING THE ROCKWALL CODE OF ORDINANCES IN CHAPTER 38.**
377 **SUBDIVISIONS; ARTICLE I. IN GENERAL; SECTION 38-23 STANDARDS FOR**
378 **DESIGN OF DEVELOPMENTS WITHIN SUBDIVISIONS ADOPTED; PROVIDING**
379 **FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY OF FINE NOT TO**
380 **EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH**
381 **OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A**
382 **REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.**

383
384 **The motion passed unanimously of those present (Daniels absent).**

385
386 **XIII. EXECUTIVE SESSION**

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

- 389 1. Discuss the Texas State Soil and Water Conservation Board Dam Improvement Program.
390 Section 551.071 (Consultation with Attorney).
- 391 2. Discuss contract negotiations with wholesale utility customers pursuant to Section 551.071
392 (Consultation with Attorney).
- 393 3. Discussion regarding TXDOT program for exchange of right-of-way pursuant to Section
394 §551.072 (Real Property) and Section §551.071 (Consultation with Attorney).
- 395 4. Discussion regarding legal issues pertaining to potential annexation/development in the
396 Extraterritorial Jurisdiction (ETJ) pursuant to Section §551.071 (Attorney/Client Consultation).
- 397 5. Discussion regarding possible sale/purchase/lease of real property in the vicinity of
398 downtown, pursuant to Section §551.072 (Real Property) and Section §551.071 (Consultation
399 with Attorney).

- 400 6. Discussion regarding sale/exchange of real property in the vicinity of John King Boulevard
401 pursuant to Section §551.072 (Real Property) and Section §551.071 (Consultation with
402 Attorney).
- 403 7. Discussion regarding appointments to city regulatory boards, commissions, and committees -
404 specifically the Board of Adjustments - pursuant to Section 551.074 (Personnel Matters)
- 405 8. Discussion regarding the appeal to the Public Utility Commission filed by the cities of Garland,
406 Mesquite, Plano and Richardson against the North Texas Municipal Water District (NTMWD)
407 regarding water rates pursuant to Section §551.071 (Consultation with Attorney)

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

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

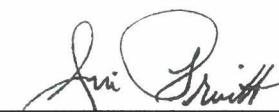
410 **XV. ADJOURNMENT**

411 Mayor Pruitt adjourned the meeting at 8:58 p.m.

412

413 PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, THIS 4th DAY OF
414 NOVEMBER, 2019.

415
416 ATTEST:
417



JIM PRUITT, MAYOR

418 
419 KRISTY COLE, CITY SECRETARY

