



City of Coppell, Texas

255 Parkway Boulevard
Coppell, Texas 75019-9478

Minutes City Council

Tuesday, May 28, 2013

6:00 PM

Council Chambers

KAREN HUNT
Mayor

BILLY FAUGHT
Mayor Pro Tem

TIM BRANCHEAU
Place 1

BOB MAHALIK
Place 2

WES MAYS
Place 3

GARY RODEN
Place 4

MARVIN FRANKLIN
Place 6

AARON DUNCAN
Place 7

CLAY PHILLIPS
City Manager

Present 8 - Karen Hunt; Billy Faught; Tim Brancheau; Bob Mahalik; Wes Mays; Gary Roden; Marvin Franklin and Aaron Duncan

Also present were City Manager Clay Phillips, City Secretary Christel Pettinos and City Attorney Robert Hager.

The City Council of the City of Coppell met in Regular Called Session on Tuesday, May 28, 2013, at 6:00 p.m. in the City Council Chambers of Town Center, 255 Parkway Boulevard, Coppell, Texas.

1. Call to Order

Mayor Hunt called the meeting to order, determined that a quorum was present and convened into Executive Session at 6:14 p.m.

Councilmembers Bob Mahalik and Aaron Duncan arrived prior to convening into Executive Session.

2. Executive Session (Closed to the Public) 1st Floor Conference Room

Section 551.071, Texas Government Code - Consultation with City Attorney.

A. Seek legal advice regarding property south of Sandy Lake and east of MacArthur.

Discussed under Executive Session

- B. Erik Hanley v. City of Coppell, Texas; Cause No. JS13-000254A, Justice of the Peace, Precinct 3-1 of Dallas County, Texas.

Discussed under Executive Session

Section 551.071, Texas Government Code - Consultation with City Attorney and Section 551.072, Texas Government Code - Deliberation regarding Real Property.

- C. Discussion regarding property purchases, related legal issues and matters concerning property located at Northlake.

Discussed under Executive Session

3. **Work Session (Open to the Public) 1st Floor Conference Room**

Mayor Hunt adjourned the Executive Session at 6:45 p.m. and convened into the Work Session.

- A. Discussion regarding City of Coppell's 2013 West Nile Virus Plan.
- B. Discussion regarding Council Committee Appointments.
- C. Discussion of Agenda Items.

Presented in Work Session

Regular Session

Mayor Hunt adjourned the Work Session at 7:20 p.m. and opened the Regular Session.

4. **Invocation 7:30 p.m.**

Mayor Pro Tem Faught gave the Invocation.

5. **Pledge of Allegiance**

Mayor Hunt led those present in the Pledge of Allegiance.

6. Consider approval of a proclamation naming Tuesday, May 28, as Coppell Cowboy Appreciation Day, and authorizing the Mayor to sign.

Mayor Hunt read the proclamation for the record and presented the same to Coach Chad Rakestraw and the Coppell High School's Boys Soccer Team.

A motion was made by Councilmember Wes Mays, seconded by Councilmember Tim Brancheau, that this Agenda Item be approved. The motion passed by an unanimous vote.

Aye: 7 - Mayor Pro Tem Billy Faught; Councilmember Tim Brancheau; Councilmember Bob Mahalik; Councilmember Wes Mays; Councilmember Gary Roden; Councilmember Marvin Franklin and Councilmember Aaron Duncan

7. Consider approval of a proclamation naming the week of May 19-25,

2013 "Emergency Medical Services Week," and authorizing the Mayor to sign.

Mayor Hunt read the proclamation for the record and presented the same to Deputy Fire Chief Eric Greaser.

A motion was made by Mayor Pro Tem Billy Faught, seconded by Councilmember Marvin Franklin, that this Agenda Item be approved. The motion passed by an unanimous vote.

Aye: 7 - Mayor Pro Tem Billy Faught; Councilmember Tim Brancheau; Councilmember Bob Mahalik; Councilmember Wes Mays; Councilmember Gary Roden; Councilmember Marvin Franklin and Councilmember Aaron Duncan

8. Report by the Park Board.

Read and Filed

Jack Clark, Chair, gave the board's semi-annual report.

9. Citizens' Appearance

Mayor Hunt advised that no one signed up to speak.

10. Consent Agenda

A. Consider approval of minutes: May 14, 2013.

A motion was made by Councilmember Marvin Franklin, seconded by Councilmember Gary Roden, that Consent Agenda Items A-E be approved. The motion passed by an unanimous vote.

B. Consider approval of an Interlocal Purchasing Agreement between the City of Coppell and the North Central Texas Council of Governments for the cooperative purchasing for actuarial shared services, and authorizing the Mayor to sign it and all appropriate documents.

A motion was made by Councilmember Marvin Franklin, seconded by Councilmember Gary Roden, that Consent Agenda Items A-E be approved. The motion passed by an unanimous vote.

C. Consider approval of an Interlocal Agreement with Dallas County Health and Human Services from June 1, 2013 through September 30, 2013, to protect the public health through a mosquito abatement program; and authorizing the Mayor to sign.

A motion was made by Councilmember Marvin Franklin, seconded by Councilmember Gary Roden, that Consent Agenda Items A-E be approved. The motion passed by an unanimous vote.

D. Consider approval of an Ordinance amending the Code of Ordinances by amending Section 8-3-1(A) of the Code of Ordinances to add a provision; making it unlawful to stop, stand, or park a vehicle on the

south portion of Cedar Crest and Deerfield Court; and authorizing the Mayor to sign.

A motion was made by Councilmember Marvin Franklin, seconded by Councilmember Gary Roden, that Consent Agenda Items A-E be approved. The motion passed by an unanimous vote.

Enactment No: ORD 2013-1343

- E.** Consider approval of an Ordinance of the City of Coppell, Texas, amending Section 8-1-3 of the Code of Ordinances establishing a 25 mph speed limit for Calcot Drive, Chipping Way, Ridgecrest Court and Rosebriar Court; and authorizing the Mayor to sign.

A motion was made by Councilmember Marvin Franklin, seconded by Councilmember Gary Roden, that Consent Agenda Items A-E be approved. The motion passed by an unanimous vote.

Enactment No: ORD 2013-1344

End of Consent Agenda

Regular Session

- 11.** Consider approval of a Resolution directing publication of intention to issue Certificates of Obligation, Series 2013, in an amount not to exceed \$9,900,000.00, for the purpose of paying all or a portion of the City's contractual obligations to be incurred in connection with; constructing and improving streets and roads including related drainage, signalization, landscaping, lighting, utility relocation and replacement, on-street parking, bridges and signage, and acquisition of land and interests in land for such projects; and paying legal, fiscal, engineering and architectural fees in connection with these projects, and authorizing the Mayor to sign.

Presentation: Jennifer Miller, Director of Finance, made a presentation to Council.

A motion was made by Mayor Pro Tem Billy Faught, seconded by Councilmember Aaron Duncan, that this Resolution be approved. The motion passed by an unanimous vote.

Aye: 7 - Mayor Pro Tem Billy Faught; Councilmember Tim Brancheau; Councilmember Bob Mahalik; Councilmember Wes Mays; Councilmember Gary Roden; Councilmember Marvin Franklin and Councilmember Aaron Duncan

Enactment No: 2013-0528.1

- 12.** Consider approval of a Resolution expressing official intent to reimburse costs of City improvements incurred in connection with the reconstruction of West Sandy Lake Road, similar preliminary costs for road improvements and paying legal and fiscal fees in connection with this project prior to the issuance of the bonds, and authorizing the

Mayor to sign.

Presentation: Jennifer Miller, Director of Finance, made a presentation to Council.

A motion was made by Councilmember Wes Mays, seconded by Councilmember Aaron Duncan, that this Resolution be approved. The motion passed by an unanimous vote.

Aye: 7 - Mayor Pro Tem Billy Faught; Councilmember Tim Brancheau; Councilmember Bob Mahalik; Councilmember Wes Mays; Councilmember Gary Roden; Councilmember Marvin Franklin and Councilmember Aaron Duncan

Enactment No: 2013-0528.2

- 13.** Consider approval to enter into a contract with Tiseo Paving Company, in an amount of \$8,633,084.52, for the reconstruction of Sandy Lake Road from Denton Tap Rd. to N. Coppell Rd., providing for a \$400,000 early completion incentive clause; and authorizing the City Manager to sign and execute all necessary documents.

Presentation: Keith Marvin, Project Engineer, made a presentation to Council.

A motion was made by Councilmember Wes Mays, seconded by Councilmember Bob Mahalik, that this Agenda Item be approved. The motion passed by an unanimous vote.

Aye: 7 - Mayor Pro Tem Billy Faught; Councilmember Tim Brancheau; Councilmember Bob Mahalik; Councilmember Wes Mays; Councilmember Gary Roden; Councilmember Marvin Franklin and Councilmember Aaron Duncan

- 14.** Consider approval to award a contract for Bid #Q0413-02, Creekview Drive Retaining Wall and Roadway Improvements to the Fain Group in the amount of \$1,147,983.20 and approval of an incentive bonus amount of up to an additional \$40,000.00 for a total award of \$1,187,983.20 for construction of Creekview Drive Retaining Wall and Roadway Improvements; as provided for in IMF Funds, and authorize the City Manager to sign and execute any necessary documents.

Presentation: George Marshall, Civil Engineer, made a presentation to Council.

A motion was made by Mayor Pro Tem Billy Faught, seconded by Councilmember Marvin Franklin, that this Agenda Item be approved. The motion passed by an unanimous vote.

Aye: 7 - Mayor Pro Tem Billy Faught; Councilmember Tim Brancheau; Councilmember Bob Mahalik; Councilmember Wes Mays; Councilmember Gary Roden; Councilmember Marvin Franklin and Councilmember Aaron Duncan

15. City Manager Reports

Project Updates and Future Agendas.

Read and Filed

City Manager Clay Phillips reported that the CRDC Half-Cent Sales Tax Reauthorization Committee held a Public Forum on May 21st. The Committee will be coming forward to Council in July with a recommendation for the Sales Tax Election in November. Mr. Phillips also reminded Council that there is only one meeting in June.

- 16. Council Committee Reports concerning items of community involvement with no Council action or deliberation permitted.**

Councilmember Roden announced that North Texas Commission is now accepting applications for Leadership North Texas.

- 17. Public Service Announcements concerning items of community interest with no Council action or deliberation permitted.**

Nothing to report.

- 18. Necessary Action from Executive Session**

Nothing to report.

Adjournment

There being no further business before the Council, the meeting was adjourned.

Karen Selbo Hunt, Mayor

ATTEST:

Christel Pettinos, City Secretary