



**NOTICE OF REGULAR MEETING AGENDA
LANCASTER CITY COUNCIL
MUNICIPAL CENTER CITY COUNCIL CHAMBERS
211 N. HENRY STREET, LANCASTER, TEXAS**



Monday, June 25, 2018 - 7:00 PM

CALL TO ORDER

INVOCATION: Ministerial Alliance

PLEDGE OF ALLEGIANCE: Councilmember Clyde C. Hairston

CITIZENS' COMMENTS:

At this time citizens who have pre-registered before the call to order will be allowed to speak on any matter other than personnel matters or matters under litigation, for a length of time not to exceed three minutes. No Council action or discussion may take place on a matter until such matter has been placed on an agenda and posted in accordance with law.

ACTION:

1. Consider a resolution canvassing the returns and declaring the results of the Runoff Election for the office of Mayor and Councilmember District 5 of the City Council held on June 16, 2018.

Considere una resolución que solicite los resultados y declare los resultados de la Segunda Elección para el Alcalde y el Concejal del Distrito 5 del Concejo Municipal que se llevó a cabo el 16 de junio de 2018.
2. Administer oaths of office and present Certificates of Election.

CONSENT AGENDA:

Items listed under the consent agenda are considered routine and are generally enacted in one motion. The exception to this rule is that a Council Member may request one or more items to be removed from the consent agenda for separate discussion and action.

3. Consider approval of minutes from the City Council Regular Meetings held on March 26, 2018, April 23, 2018, and May 14, 2018 and City Council Special Meeting held on May 7, 2018.
4. Consider a resolution authorizing submission of applications to Dallas County for funding under the Fiscal Year 2018 United States Department of Housing and Urban Development Block Grant (CDBG) Program for reconstruction of existing roadways.

ACTION:

5. Discuss and consider an ordinance amending Ordinance No. 2006-04-13 (The Lancaster Development Code), Article 14.400 (Permissible Uses), Section 14.402 (e) (Use Standards) and the Land Use Table to add (+) Permitted With Conditions and the Conditions to certain event centers where alcohol is available or served.

6. M18-05 Consider an ordinance vacating, abandoning, and closing a portion of a City of Lancaster sanitary sewer easement, as described in Exhibit "A", attached hereto and incorporated herein, providing for the furnishing of a certified copy of this ordinance for recording in the property records of Dallas County, Texas as a deed; and providing an effective date.
7. M18-10 Consider a resolution accepting a waterline easement from CH Realty VII/I Dallas Houston School Rd GP, L.L.C., Grantor, to the City of Lancaster for the the replacement, repair, upgrade and removal of a waterline and all necessary or desirable structures, facilities and appurtenances necessary to provide a secondary and separate connection to the City water system; establishing conditions, providing for the furnishing of a certified copy of this resolution for recording in the property records of Dallas County, Texas as a deed; and providing an effective date.
8. Discuss and consider an ordinance changing the physical address of the City's Public Safety Building from 1650 North Dallas Avenue, Lancaster, Texas 75134 to 100 Craig Shaw Memorial Parkway, Lancaster, Texas 75134.
9. Discuss and consider election of a Mayor Pro Tempore.
10. Discuss and consider election of a Deputy Mayor Pro Tempore.
11. Discuss and consider appointment of council liaisons to City Boards and Commissions.

ADJOURNMENT

EXECUTIVE SESSION: The City Council reserve the right to convene into executive session on any posted agenda item pursuant to Section 551.071(2) of the Texas Government Code to seek legal advice concerning such subject.

ACCESSIBILITY STATEMENT: Meetings of the City Council are held in municipal facilities are wheelchair-accessible. For sign interpretive services, call the City Secretary's office, 972-218-1311, or TDD 1-800-735-2989, at least 72 hours prior to the meeting. Reasonable accommodation will be made to assist your needs.

PURSUANT TO SECTION 30.06 PENAL CODE (TRESPASS BY HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.

CONFORME A LA SECCION 30.06 DEL CODIGO PENAL (TRASPASAR PORTANDO ARMAS DE FUEGO CON LICENCIA) PERSONAS CON LICENCIA BAJO DEL SUB-CAPITULO 411, CODIGO DEL GOBIERNO (LEY DE PORTAR ARMAS), NO DEBEN ENTRAR A ESTA PROPIEDAD PORTANDO UN ARMA DE FUEGO OCULTADA.

PURSUANT TO SECTION 30.07 PENAL CODE (TRESPASS BY HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY.

CONFORME A LA SECCION 30.07 DEL CODIGO PENAL (TRASPASAR PORTANDO ARMAS DE

FUEGO AL AIRE LIBRE CON LICENCIA) PERSONAS CON LICENCIA BAJO DEL SUB-CAPITULO H, CAPITULO 411, CODIGO DE GOBIERNO (LEY DE PORTAR ARMAS), NO DEBEN ENTRAR A ESTA PROPIEDAD PORTANDO UN ARMA DE FUEGO AL AIRE LIBRE.

Certificate

I hereby certify the above Notice of Meeting was posted at the Lancaster City Hall on June 21, 2018 @ 7:00 p.m. and copies thereof were provided to the Mayor, Mayor Pro-Tempore, Deputy Mayor Pro-Tempore and Council members.



Sorangel O. Arenas
City Secretary

LANCASTER CITY COUNCIL

City Council Regular Meeting

1.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda.

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Consider a resolution canvassing the returns and declaring the results of the Runoff Election for the office of Mayor and Councilmember District 5 of the City Council held on June 16, 2018.

Considere una resolución que solicite los resultados y declare los resultados de la Segunda Elección para el Alcalde y el Concejel del Distrito 5 del Concejo Municipal que se llevó a cabo el 16 de junio de 2018.

Background:

At a time posted in accordance with the Open Meetings Act and as required by the Texas Election Code § 67.004(a), the canvass of the returns is read and results declared. The Mayor asks for a motion and vote from the City Council approving the canvass and results of the runoff election held June 16, 2018. Two members of the authority constitute a quorum for the purpose of canvassing an election. Election results must be canvassed not later than the 11th day (June 27), following the election.

Attachments

Resolution-English

Resolution-Spanish

Dallas County Results

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS,
CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE RUNOFF
ELECTION FOR MAYOR AND COUNCILMEMBER DISTRICT 5 OF THE CITY COUNCIL
HELD ON JUNE 16, 2018.**

RUNOFF ELECTION

LANCASTER, TEXAS

JUNE 16, 2018

**CANVASS OF RETURNS AND DECLARATION OF
RESULTS OF ELECTION**

BE IT REMEMBERED THAT, on this the 25th day of June, 2018, at a meeting of the City Council of the City of Lancaster, Texas, a quorum being present, the meeting was called to order and the following business was transacted.

Upon motion it was unanimously ordered that the City Council consider the official returns of a Runoff Election held in the City of Lancaster on June 16, 2018, for the election of a Mayor to fill a term ending May 2021 and Councilmember for District 5 to fill an unexpired term ending May 2019.

WHEREUPON, said official returns were opened, examined, canvassed and the results declared as follows:

CANVASS OF RETURNS AND DECLARATION OF RESULTS

WHEREAS, heretofore, the City Council of the City of Lancaster, Texas, called a Runoff Election to be held in the City on June 16, 2018, to elect a Mayor to fill a term ending May 2021 and Councilmember for District 5 to fill an unexpired term ending May 2019; and

WHEREAS, immediately after said election the Presiding Judge and other officials holding said election made their returns of the results thereof to the City Council as follows, and said returns being made according to law, and duly authenticated, and it being shown that written notice of said election was posted for the time and in the manner provided by law, and all other proceedings pertaining to said election having been shown to have been done and performed at and within the manner provided by law, and all papers pertaining thereto having been returned and filed with the City Council and no protest or objection being made to or regarding any matter pertaining to said election.

NOW, THEREFORE, be it resolved by the City Council of the City of Lancaster, Texas, after examining said returns and opening and canvassing the votes of said election, that the results of said election are as follows:

That the following number of votes was cast for the following named candidates for the office of Mayor, to-wit:

	EARLY VOTING	BY MAIL	ELECTION DAY	PROVISIONAL VOTING	TOTAL VOTES	PERCENTAGE
Spencer Hervey	283	32	133	0	448	40.73 %
Clyde C. Hairston	462	38	152	0	652	59.27 %

It appearing that Clyde C. Hairston received a majority of all votes cast for the office of Mayor, Clyde C. Hairston is hereby declared to be elected to the office of Mayor, to serve a term ending May 2021.

That the following number of votes was cast for the following named candidates for the office of Councilmember, District 5, to-wit:

	EARLY VOTING	BY MAIL	ELECTION DAY	PROVISIONAL VOTING	TOTAL VOTES	PERCENTAGE
Racheal Hill	144	2	45	0	191	59.50 %
LaShonjia Harris	107	5	18	0	130	40.50 %

It appearing that Racheal Hill received a majority of all votes cast for the office of Councilmember, District 5, Racheal Hill is hereby is hereby declared to be elected to the office of Councilmember, District 5, to serve an unexpired term ending May 2019.

IT IS FURTHER ORDERED that this canvass and declaration of results of said election be entered in the Minutes of the City Council.

This Resolution, declaring the results of the general election, shall become effective immediately after its passage.

DULY PASSED by the City Council of the City of Lancaster, Texas, on this the 25th day of June, 2018.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

RESOLUCIÓN NO.

UNA RESOLUCIÓN DEL CONSEJO MUNICIPAL DE LA CIUDAD DE LANCASTER, TEXAS, EL ESCRUTINIO DE LOS DEVOLUCIONES Y LA DECLARACIÓN DE LOS RESULTADOS DE LAS SEGUNDA ELECCIÓN PARA LA OFICINA DEL ALCALDE Y CONCEJAL DEL DISTRITO 5 EL 16 DE JULIO 2018.

SEGUNDA ELECCIÓN

LANCASTER, TEXAS

16 DE JUNIO 2018

SONDEO DE LOS RESULTADOS Y LA DECLARACIÓN DE RESULTADOS DE LA ELECCIÓN

Debe recordarse que, en este día 25 de junio de 2018, en una reunión del Consejo Municipal de la Ciudad de Lancaster, Texas, habiendo quórum, la reunión fue llamada al orden y el siguiente negocio fue tramitado.

Tras una moción, se ordenó por unanimidad que el Concejo Municipal considere los resultados oficiales de una Segunda Elección celebrada en la Ciudad de Lancaster el 16 de junio de 2018, para la elección de un Alcalde para completar un término hasta mayo de 2021 y el Concejal del Distrito 5 para llenar un término no vencido que finaliza en mayo de 2019.

LO CUAL, fueron abiertos los resultados oficiales, examinados, escrutados y los resultados declaran como sigue:

ESCRUTINAR LOS RESULTADOS Y DECLARACIÓN DE RESULTADOS

VISTO QUE, hasta ahora, el Concejo Municipal de la ciudad de Lancaster, Texas, convocó una Segunda Elección en la Ciudad el 16 de junio de 2018 para elegir un Alcalde para completar un periodo que finaliza en mayo de 2021 y un Concejal del Distrito 5 para llenar un término no vencido que finaliza en mayo de 2019; y

VISTO QUE, inmediatamente después de dicha elección, el Juez Presidente y otros funcionarios de la celebración de dicha elección hizo sus declaraciones sobre los resultados de la misma al Ayuntamiento de la siguiente manera, y dijeron retornos se hacen de acuerdo a la ley, y debidamente legalizados, y se muestra que la notificación por escrito de dicha elección fue publicada por el tiempo y en la forma prevista por la ley, y todos los demás procedimientos relativos a dicho que se ha demostrado que las elecciones se han realizado y realiza en y dentro de la forma prevista por la ley, y todos los documentos relativos a la misma hayan sido devueltos y presentar ante el Ayuntamiento y no protesta u objeción que se realizan para o con respecto a cualquier cuestión relacionada con dicha elección.

AHORA, POR LO TANTO, se resuelto por el Consejo Municipal de la Ciudad de Lancaster, Texas, después de examinar dicho resultados y la apertura y el escrutinio de los votos de dicha elección, los resultados de dicha elección son los siguientes:

Que el siguiente número de votos fueron emitidos por los siguientes candidatos nombrados para el cargo de Alcade, a saber:

	Votacion Temprana	Votacion por Correo	Dia Eleccion	Provisional	Total Votos	Porcentaje
Spencer Hervey Clyde C. Hairston	283	32	133	0	448	40.73 %
	462	38	152	0	652	59.27 %

Al parecer, Clyde C. Hairston recibió la mayoría de los votos emitidos para el cargo de Alcalde, Clyde C. Hairston queda declarado elegido para el cargo de Alcalde, para un período que finaliza en mayo de 2021.

Que el siguiente numero do votos fueron emitidos por los siguientes candidatos nombrados para el cargo de concejal del Distrito 5, a saber:

	Votacion Temprana	Votacion por Correo	Dia Eleccion	Provisional	Total Votos	Porcentaje
Racheal Hill LaShonjia Harris	144	2	45	0	191	59.50 %
	107	5	18	0	130	40.50 %

Parece que Racheal Hill recibió la mayoría de todos los votos emitidos para la oficina del Concejal, Distrito 5, por la presente se declara que Racheal Hill es elegido para la oficina del Concejal, Distrito 5, para servir un término no vencido que finaliza en mayo de 2019.

ADEMÁS SE ORDENA que este escrutinio y la declaración de resultados de dicha elección se consignará en el acta del Concejo Municipal.

Esta Resolución, declarando los resultados de las elecciones especiales, entrará en vigencia inmediatamente después de su aprobación.

DEBIDAMENTE APROBADA por el Consejo Municipal de la Ciudad de Lancaster, Texas, en este día 25 de junio de 2018.

DAR FE:

APROBADO:

Sorangel O. Arenas, Secretaria de la Ciudad

Clyde C. Hairston, Alcalde

APROBADA EN FORMA:

David T. Ritter, Abogado de la Ciudad

City of Lancaster

2018 Joint Runoff Election
June 16, 2018
Dallas County, Texas

UNOFFICIAL RESULTS

Run Date:06/21/18 04:01 PM

Report EL45A

Page 001

	TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Prov	ED_ADA
PRECINCTS COUNTED (OF 13)	13	100.00					
REGISTERED VOTERS - TOTALS.	23,662						
BALLOTS CAST - TOTALS	1,106		751	70	285	0	0
VOTER TURNOUT - TOTALS		4.67					

City of Lancaster-Mayor

VOTE FOR 1

(WITH 13 OF 13 PRECINCTS COUNTED)

Spencer Hervey.	448	40.73	283	32	133	0	0
Clyde C. Hairston.	652	59.27	462	38	152	0	0
Total	1,100		745	70	285	0	0

City of Lancaster District 05

VOTE FOR 1

(WITH 3 OF 3 PRECINCTS COUNTED)

Racheal Hill	191	59.50	144	2	45	0	0
LaShonjia Harris	130	40.50	107	5	18	0	0
Total	321		251	7	63	0	0

LANCASTER CITY COUNCIL

City Council Regular Meeting

2.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda

Goal(s): Financially Sound Government
Sound Infrastructure
Quality Development
Professional & Committed City Workforce

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Administer oaths of office and present Certificates of Election.

Background:

In accordance with Texas Election Code, after the completion of a canvass, the local canvassing authority prepares a Certificate of Election for each candidate who is elected to office. The oath of office is administered, followed by the presentation of the Certificate of Election.

LANCASTER CITY COUNCIL

City Council Regular Meeting

3.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda

Goal(s): Professional & Committed City Workforce

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Consider approval of minutes from the City Council Regular Meetings held on March 26, 2018, April 23, 2018, and May 14, 2018 and City Council Special Meeting held on May 7, 2018.

Background:

Attached for your review and consideration are minutes from the City Council Meetings held on:

- March 26, 2018;
- April 23, 2018;
- May 7, 2018; and
- May 14, 2018.

Attachments

March 26, 2018 Minutes

April 23, 2018 Minutes

May 7, 2018 minutes

May 14, 2018 Minutes

MINUTES

LANCASTER CITY COUNCIL REGULAR MEETING OF MARCH 26, 2018

The City Council of the City of Lancaster, Texas, met in a called Regular Session in the Council Chambers of City Hall on March 26, 2018 at 7:00 p.m. with a quorum present to-wit:

Councilmembers Present:

Mayor Marcus E. Knight
Mayor Pro Tem Carol Strain-Burk
Stanley Jaglowski
Marco Mejia
Spencer W. Hervey, Jr.
Clyde C. Hairston
Deputy Mayor Pro Tem Nina Morris

City Staff Present:

Opal Mauldin-Jones, City Manager
Fabrice Kabona, Assistant to the City Manager
Dale Jackson, Building Official/ Interim Development Director
Baron Sauls, Finance Director
Dori Lee, Director of Human Resources
Jermaine Sapp, Director of Equipment Services and Facilities
Shane Shepard, Director of Economic Development
Imelda Speck, ICMA Fellow for Economic Development
Alton Dixon, Purchasing Agent
Jasmine Carr, Community Programs Coordinator
Janet Beesley, Lieutenant
Nathan Diaz, Fire Marshal
Chris Youngman, Assistant Fire Chief
Beau Jackson, Battalion Chief
Kevin Grounds, Firefighter
Brandon Peterson, Firefighter
Brittany Grounds, Administrative Secretary for Fire Department
Cheryl Womble, Administrative & Community Relations Supervisor
Bruce Taylor, Human Resources Generalist
Delajer Walker, Interim E.C. Superintendent
Andrew Waits, Water/Wastewater Superintendent
Katherine Hail, Animal Control Officer
David T. Ritter, City Attorney
Sorangel O. Arenas, City Secretary

Call to Order:

Mayor Knight called the meeting to order at 7:00 p.m. on March 26, 2018.

Invocation:

Pastor Potts gave the invocation.

Pledge of Allegiance:

Mayor Pro Tem Strain-Burk led the pledge of allegiance.

Recognition:

Mayor Knight recognized the winning participants, Jada Rankins, Jax Gambles, and Floyd Cooper, for winning the "Best City Stimulation Award" in the North Texas Region Future Cities competition held in January 2018.

Mayor Knight spoke on "It's Time Texas Community Challenge." He shared that the organization is a non-profit organization composed of innovators, opinion leaders, and an army of motivated Texans striving to build a healthier state. The Challenge is to promote a healthy lifestyle throughout various cities across the

state of Texas. The City of Lancaster along with the City of Prosper tied for first place in the 2018 Community Challenge.

Amy McGeady, PhD, Vice President of It's Time Texas, congratulated the City of Lancaster for winning first place in their category and presented Mayor and City Council with a trophy.

5. Consider confirmation of Fire Chief of the Lancaster Fire Department; and administer Oath of Office.

City Manager Mauldin-Jones shared the City received forty-one (41) applications which were narrowed down to ten (10) applicants who were selected to receive a questionnaire. On February 6, 2018 the questionnaire review narrowed the applicants' pool down to four (4) applicants who were interviewed on February 20, 2018. She respectfully is requesting the City Council confirmation of Kenneth L. Johnson, as Fire Chief. Kenneth L. Johnson has over thirty years of experience in the fire service and most recently served as the Assistant Chief of Operations for Missouri City Fire and Rescue in Missouri City, Texas. Before serving in Missouri City, he dedicated thirty-one years to the city of Dallas promoting through the ranks to the executive appointed position of Deputy Chief. He has a wealth of experience in all areas of the Fire Service in operations and administrative levels.

Councilmember Mejia congratulated and welcomed Kenneth L. Johnson to the City of Lancaster.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hervey to approve item 5. The vote was cast 7 for, 0 against.

Deputy Mayor Pro Tem Morris expressed her excitement and welcomed Fire Chief Johnson.

Faith Johnson, Dallas County's District Attorney, administered the Oath of Office for Kenneth L. Johnson as Fire Chief of the Lancaster Fire Department.

Fire Chief Johnson shared that it is an honored to serve as Fire Chief and he is grateful to be surrounded by friends and family as well as his mentors especially his previous Fire Chiefs. He acknowledged and thanked the City and City Council for extending the opportunity to serve as Fire Chief.

Consent Agenda:

City Secretary Arenas read the consent agenda.

- 1. Consider approval of minutes from the City Council Regular Meeting held on January 8, 2018 and City Council Special Meetings held on January 29, 2018 and February 5, 2018.**
- 2. Consider a resolution extending the existing Interlocal Agreement with the City of Hutchins for one additional year term to provide animal shelter services to the City of Hutchins.**
- 3. Consider a resolution approving terms and conditions, authorizing the City Manager to sign a professional services agreement in an amount not to exceed ninety-five thousand dollars (\$95,000) with Dunaway Associates to update the Hike and Bike Trails Master Plan.**
- 4. Consider a resolution accepting the 2017 Racial Profiling Analysis Annual Report.**

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hairston to approve consent items 1 through 4. The vote was cast 7 for, 0 against.

6. Discuss and consider a resolution approving the terms and conditions of a Boundary Agreement between the City of Lancaster and the City of Wilmer.

City Manager Mauldin-Jones stated that item 6 is to consider a resolution approving the terms and conditions of a Boundary Agreement. The item was previously discussed during the City Council Work Session on March 19, 2018 in which Dallas County has begun the design phase of the reconstruction of Sunrise Road. During the process, questions have arisen regarding the location of the Lancaster city boundary, and specifically how this boundary relates to the existing and proposed locations of Sunrise Road. As a part of the fact finding process, staff has conducted comprehensive research regarding the City's southeastern boundary. In addition to the boundary agreement, an additional agenda item will also be placed on the agenda to accept the dedication of the additional right-of-way for Sunrise Road south of Green Road. Staff recommends approval, as presented.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Mayor Pro Tem Strain-Burk to approve item 6. The vote was cast 7 for, 0 against.

7. Discuss and consider a resolution authorizing the City Manager to execute an economic development incentive agreement pursuant to Chapter 380, Texas Local Government Code, by and between the City of Lancaster and Global Longhorn Center, L.P.

Director of Economic Development Shepard spoke on item 7 and shared that Global Longhorn Center purchased approximately 22 acres of land along Houston School Road with the intent to construct a comprehensive eCommerce fulfillment and distribution facility. Global Longhorn Center applied for financial accommodations to enable it to locate the fulfillment center to the City of Lancaster. The company estimates approximately \$15,000,000 value added capital investment at their operations in a 400,000 square foot building in Lancaster. Global Longhorn Center, L.P. will annually submit a detailed verification of the real property tax report including receipts for tax payments in order to exercise the rebate. Within 60 days of verification of payment, the City will remit forty percent (40%) of the payment to the company for a period of five (5) years, for a minimum of \$15,000,000 capital investment. Staff recommends approval of the resolution and agreement.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hairston to approve item 7. The vote was cast 7 for, 0 against.

8. Discuss and consider a resolution ratifying the terms and conditions of an incentive grant by and between Global Fulfillment Solutions, Ltd. and the Lancaster Economic Development Corporation.

Director of Economic Development Shepard shared that Global Longhorn Center, LP has the intent of constructing a 400,000 square foot eCommerce fulfillment and distribution facility. Global Longhorn Center, LP estimates the value of the building will be \$15,000,000 and Global Fulfillment Solutions estimates it will create 60 new full-time jobs. He shared that the grant total is not to exceed \$69,000 and is within the LEDC incentive fund. Global Fulfillment Solutions will submit to the LEDC copies of the City issued Certificate of Occupancy, an annual detailed verification of the Incentivized jobs and payrolls, and annual Job Training Assistance Incentive report and receipts from Cedar Valley College in order to exercise the grant. Within 60 days of verification of terms, the Lancaster Economic Development Corporation will remit payments. Staff recommends approval of the resolution and agreement.

Councilmember Mejia spoke in favor on item 8 and expressed his excitement on employment opportunity in the community.

MOTION: Councilmember Hairston made a motion, seconded by Mayor Pro Tem Strain-Burk to approve item 8. The vote was cast 7 for, 0 against.

9. Discuss and consider a resolution for Strategic Planning Services Request for Proposals (RFP) 2017-83.

City Manager Mauldin-Jones shared that item 9 is to consider approving a Strategic Planning Services Request for Proposals (RFP) 2017-83. The City of Lancaster advertised a RFP 2017-83 for Strategic Planning Services under the direction of the City Council. The RFP was published in the Focus Daily News, our official publication record, on November 17, 2017, November 19, 2017, November 23, 2017, November 26, 2017 and November 30, 2017. The RFP was closed on December 28, 2017. There were 3 submittals received which were Opportunity Strategies, LLC; The Azimuth Group, Inc.; and Corbett Mitchell Consulting. At the Monday, March 19, 2018 Work Session, City Council received a presentation from Opportunity Strategies, LLC & The Azimuth Group regarding the process and method utilized to facilitate City Council Strategic Planning.

Mayor Knight shared that item 9 is to approve a group to deliver Strategic Planning Services.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hairston to approve The Azimuth Group, Inc for Strategic Planning Services. The vote was cast 7 for, 0 against.

10. Discuss and consider a resolution accepting the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2017.

City Manager Mauldin-Jones shared that at the Council Work Session held on March 19, 2018, Council received a presentation from BKD LLP, CPAs & Advisors, the independent certified public accounting firm that performed the annual audit of the City of Lancaster's general government and its component units. This item is to formally accept the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2017. The City engaged the independent certified public accounting firm BKD LLP, CPAs & Advisors, to perform the annual audit of the City of Lancaster and its component units for the fifth consecutive year. The audit field work began in November and concluded in March, 2018. The City staff and BKD worked closely to ensure all requests and deadlines were met to accomplish this goal. The CAFR is distributed to numerous financial institutions, bond rating agencies, the City's financial advisors, and grantors to comply with financial disclosure requirements. This report is designed to provide readers with an understanding of the financial status of the City and its results of operations. Staff recommends approval of all the resolution.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Hervey to approve item 10. The vote was cast 7 for, 0 against.

11. M18-01 Consider an exception to the height and articulation requirements, street yard, shrubs, and ground cover requirements from the landscape ordinance for the new Elsie Robertson Middle School located at 822 W. Pleasant Run Road.

City Manager Mauldin-Jones shared that item 11 is to consider an exception to the height and articulation requirements, street yard, shrubs, and ground cover requirements from the landscape ordinance for the new Elsie Robertson Middle School located at 822 W. Pleasant Run Road. Lancaster Independent School District (LISD) is planning to construct a new middle school. The new school will be built to completely surround the existing auditorium building. In order to make way for the new middle school, the existing band hall building will be demolished prior to commencement of construction. Once construction of the new school is complete, the existing middle school on the north half of the site will be demolished and converted into a public walking trail park.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hervey to approve item 11. The vote was cast 7 for, 0 against.

- 12. M18-02 Discuss and Consider a Request for an Exception to amend a Planned Development Concept Plan without zoning change as required in Article 14.000 Planned Development Regulations, Sections 1002 Planned Development Procedures (d) Amendment of PD Plans (1) PD Concept Plans located on the southern portion of the currently Lot 5, Block 1, Prologis Park 20/35 and specifically addressed as 2001 Daniieldale Road, Lancaster, Texas.**

City Manager Mauldin-Jones shared that item 12 is to consider a Request for an Exception to amend a Planned Development Concept Plan without zoning change as required in Article 14.000 Planned Development Regulations, Sections 14.1002 Planned Development Procedures (d) Amendment of PD Plans (1) PD Concept Plans located on the southern portion of the currently Lot 5, Block 1, Prologis Park 20/35 and specifically addressed as 2001 Daniieldale Road, Lancaster, Texas. The applicant is subdividing Lot 5, Block 1, Prologis Park 20/35 into two lots, thereby altering the approved PD concept plan. The original plan was to have one building on Lot 5, but ended up with a smaller than anticipated building on the northern portion of the lot. Staff recommends approval of the exception request.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Jaglowski to approve item 12. The vote was cast 7 for, 0 against.

- 13. Z17-11 Conduct a Public Hearing and consider an ordinance granting a rezoning request from SF-6 Single Family Residential to Light Industrial (LI) for Logistics and Distribution uses. The property is approximately 21.43 acres on the southeast corner of Oak Farms Boulevard and I-20 Frontage Road and is further described as Daniieldale Resubdivision, being recorded in Volume 35, Page 213, Lancaster, Dallas County, Texas.**

Mayor Knight opened the public hearing.

There were no speakers.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hairston to close the public hearing. The vote was cast 7 for, 0 against.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Jaglowski, to approve item 13. The vote was cast 7 for, 0 against.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Jaglowski, to adjourn. The vote was cast 7 for, 0 against.

The meeting was adjourned at 8:20 p.m.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

MINUTES

LANCASTER CITY COUNCIL REGULAR MEETING OF APRIL 23, 2018

The City Council of the City of Lancaster, Texas, met in a called Regular Session in the Council Chambers of City Hall on April 23, 2018 at 7:00 p.m. with a quorum present to-wit:

Councilmembers Present:

Mayor Marcus E. Knight
Mayor Pro Tem Carol Strain-Burk
Stanley Jaglowski
Marco Mejia
Spencer W. Hervey, Jr.
Clyde C. Hairston
Deputy Mayor Pro Tem Nina Morris

City Staff Present:

Opal Mauldin-Jones, City Manager
Baron Sauls, Finance Director
Kenneth Johnson, Fire Chief
Sam Urbanski, Police Chief
Dori Lee, Director of Human Resources
Shane Shepard, Director of Economic Development
Jermaine Sapp, Director of Equipment Services and Facilities
Alton Dixon, Purchasing Agent
Jasmine Carr, Community Programs Coordinator
Jason Boulton, Assistant Police Chief
Charley Miller, Assistant Police Chief
Jason Tapscott, CID Police
Erick Alexander, Sgt. CID Police
Senad Deranjic, Police Officer
Chris Youngman, Assistant Fire Chief
Beau Jackson, Battalion Chief
Delajer Walker, Interim E.C. Superintendent
David T. Ritter, City Attorney
Sorangel O. Arenas, City Secretary

Call to Order:

Mayor Knight called the meeting to order at 7:01 p.m. on April 23, 2018.

Invocation:

Pastor Dixon gave the invocation.

Pledge of Allegiance:

Councilmember Jaglowski led the pledge of allegiance.

Proclamation:

Mayor Knight presented a proclamation to Officer Craig L. Shaw's wife, Tiwanda Shaw, proclaiming Monday, April 23, 2018 as "Craig Lamont Shaw Day," and encourage all citizens to observe this day and June 20, 2018 in honor of his sacrifice and heroism as well as remembering the fallen officers across America and in honoring our Lancaster Police Officers who serve and protect us.

Mayor Knight presented and read a proclamation announcing the month of May as "Motorcycle Safety Awareness Month," which urges all residents to increase safety and awareness in the community to enable the reduction of accidents and injuries involving motorcyclists.

Mayor Knight read a proclamation announcing April 8th through 14th, 2018 as "National Public Safety Telecommunicators Week." He extended his gratitude to the City's Public Safety Telecommunicators and

urged everyone in our community to celebrate and honor the men and women whose diligence and professionalism keep our city and citizens safe.

Consent Agenda:

City Secretary Arenas read the consent agenda.

- 1. Consider approval of minutes from the City Council Regular Meetings held on February 26, 2018 and March 12, 2018.**
- 2. Consider a resolution authorizing the purchase of one (1) 2018 F350 Super Cab truck and one (1) 2018 Chevrolet 1500 Silverado 4X4 truck from Wildfire Truck & Equipment Sales through an Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) in an amount not to exceed one hundred thirty-three thousand three hundred twenty-nine dollars and forty-one cents (\$133,329.41).**
- 3. Consider a resolution authorizing the purchase of two (2) 2018 Chevrolet Tahoes from Freedom Chevrolet-Dodge through an Interlocal Agreement with the City of Dallas, Texas in an amount not to exceed sixty-two thousand six hundred dollars (\$62,600).**
- 4. Consider a resolution authorizing the purchase of six (6) 2018 Dodge Charger patrol vehicles from Freedom Chevrolet-Dodge through an Interlocal Agreement with the City of Dallas, Texas and six (6) Panasonic Toughbook mobile data terminals from CDW-G in an amount not to exceed three hundred eleven thousand three hundred nine dollars and forty cents (\$311, 309.40).**

Councilmember Mejia pulled item 4.

Mayor Pro Tem Strain-Burk pulled items 2 and 3.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Morris to approve consent item 1. The vote was cast 7 for, 0 against.

- 2. Consider a resolution authorizing the purchase of one (1) 2018 F350 Super Cab truck and one (1) 2018 Chevrolet 1500 Silverado 4X4 truck from Wildfire Truck & Equipment Sales through an Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) in an amount not to exceed one hundred thirty-three thousand three hundred twenty-nine dollars and forty-one cents (\$133,329.41).**
- 3. Consider a resolution authorizing the purchase of two (2) 2018 Chevrolet Tahoes from Freedom Chevrolet-Dodge through an Interlocal Agreement with the City of Dallas, Texas in an amount not to exceed sixty-two thousand six hundred dollars (\$62,600).**
- 4. Consider a resolution authorizing the purchase of six (6) 2018 Dodge Charger patrol vehicles from Freedom Chevrolet-Dodge through an Interlocal Agreement with the City of Dallas, Texas and six (6) Panasonic Toughbook mobile data terminals from CDW-G in an amount not to exceed three hundred eleven thousand three hundred nine dollars and forty cents (\$311, 309.40).**

Mayor Pro Tem Strain-Burk requested clarification from City Manager Mauldin-Jones on items 2 through 4.

City Manager Mauldin-Jones shared that items 2 through 4 are funded through the Equipment Replacement Fund and expenditures. At the December 04, 2017 Work Session, City Council received a presentation regarding the Equipment Replacement Program.

Councilmember Mejia spoke in favor on item 4 and expressed his appreciation to staff.

Councilmember Jaglowski inquired confirmation that the purchase of items 2 through 4 is in compliance with the Texas Clean Fleet Act. City Manager Mauldin-Jones confirmed and shared that the last two year the city has received The Texas Clean Fleet Award. Councilmember Jaglowski shared his gratitude to staff.

Councilmember Hervey spoke in favor on items 2 through 4 and applauded staff for their efforts.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Morris to approve items 2 through 4. The vote was cast 7 for, 0 against.

5. Z18-01 Conduct a Public Hearing and consider an ordinance changing a zoning designation from Planned Development-Neighborhood Services (PD-NS) to Planned Development – Light Industrial (PD-LI) on 3.6 acres on the southeast corner of the intersection of North Dallas Avenue and Balmorhea Drive. The property is addressed as 3500 North Dallas Avenue, further described as part of Lot 6 Block A, Van Trust I-20 Logistics Addition in the Smith Elkins Survey, Abstract number 430 City of Lancaster, Dallas County, Texas.

City Manager Mauldin-Jones stated that item 5 is to consider ordinance changing a zoning designation from Planned Development-Neighborhood Services (PD-NS) to Planned Development - Light Industrial (PD-LI) on 3.6 acres on the southeast corner of the intersection of North Dallas Avenue and Balmorhea Drive. The property was rezoned in 2013 as part of a large 44.08 acre tract of land located at the northeast corner of Telephone Road and North Dallas Avenue. The subject property was rezoned from LI to PD-NS. The applicant is requesting to rezone the subject property from PD-NS to PD-LI to enhance and meet current market demands. On April 3rd, the Planning and Zoning Commission recommended approval of the zoning change request as presented. Staff concurs with the Planning and Zoning Commission as the zoning change request is consistent with the Comprehensive Plan. On March 22, 2018, a notice for this public hearing appeared in the Focus Daily Newspaper. Staff also mailed notifications of this public hearing to property owners within 200-feet of the subject site and zoning signs were placed on the property. There were no letters in favor or opposition of this zoning change request received by staff.

Councilmember Hervey inquired the parking location of the truck dock.

Dan Gallagher, Kimley Horn and Associates, 13455 Noel Road, Dallas, Texas, shared the truck dock will be east which is opposite of North Dallas Avenue.

Mayor Knight opened the public hearing.

Carolyn Ann Morris, 877 W. Wintergreen Road, spoke in opposition of item 5.

Dan Gallagher, Kimley Horn and Associates, 13455 Noel Road, Dallas, Texas, shared that the northeast corner of Telephone Road and North Dallas Avenue is zoned LI to PD-NS and is requesting to expand the zoning to be aligned with the Comprehensive Plan.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Mayor Pro Tem Strain-Burk to close the public hearing. The vote was cast 7 for, 0 against.

Mayor Pro Tem Strain-Burk inquired if the zoning request is subject property is located all in the city limits. City Manager Mauldin-Jones referenced Exhibit B, "Concept Plan" and confirmed the property is in the city's jurisdiction.

Deputy Mayor Pro Tem Morris spoke in opposition of item 5 and shared her concerns having logistics near residential property.

Councilmember Mejia shared that the subject property is consistent with the Comprehensive Plan Future Land Use map which designates the area as Logistics/Distribution. The property is a commercial use and will be access by trucks.

Deputy Mayor Pro Tem Morris shared her constituents concerns having distribution trucks on Dallas Avenue and near residential property.

Mayor Knight mentioned that enforcement strategizes is an option to ensure the distribution trucks do not enter residential areas.

MOTION: Councilmember Mejia made a motion, seconded by Mayor Pro Tem Strain-Burk to approve item 5. The vote was cast 5 for, 2 against [Hervey and Morris].

6. Conduct a public hearing and consider a resolution approving a three (3) percent increase in the existing solid waste and recycling service rates as presented under the existing contract by and between the City and Community Waste Disposal (CWD).

City Manager Mauldin-Jones shared that on December 14, 2015, the City of Lancaster entered into a contract with Community Waste Disposal (CWD) to provide refuse, recyclable materials, bulk and brush collection services within the city. Pursuant to the contract, Section 14.02, Modification of Rates, allows CWD to petition the City for an increase or decrease in the rates no more than once per two years or every other year during the life of the contract, based on the annual Consumer Price Index and fuel cost adjustment. A copy of CWD's written rate increase request and a copy of the contract provision for modification to rates were provided. The contract allows CWD to request a rate increase for Residential and Commercial customers not to exceed 3%. If approved, the rate increase will not impact residential customers. Commercial hand collect customers will experience a 3% or \$0.54 per month increase. City staff will notify the 124 commercial hand collect customers via written communication following approval. A companion item to amend the Master Fee Schedule for commercial customers must be considered.

Councilmember Hervey inquired if commercial customers were notified of the increase. City Manager Mauldin-Jones shared that no additional notification were delivered other than the item is being considered in accordance with the Texas Open Meetings Act.

Councilmember Hervey requested item 6 to be tabled to allow commercial customers an opportunity to be notified as well as the opportunity to speak at the public hearing.

Mayor Pro Tem Strain-Burk inquired if the contract allows the requested rate increase. City Manager Mauldin-Jones stated that the contract allows CWD to petition the City for an increase or decrease in the rates no more than once per two years or every other year during the life of the contract.

Deputy Mayor Pro Tem Morris inquired if item 6 must be considered momentarily. City Manager Mauldin-Jones requested City Attorney Ritter for legal input regarding the urgency of consideration to item 6.

City Attorney Ritter shared that per Section 14.02, of the contract, states that base rate adjustment will be considered by the City one month following the second year of the primary term of the contract. The Contractor may petition the City, in writing, for an increase or decrease in the rates no more than once per two years or every other year during the life of the contract. Rates for Commercial Customers may be increased in an amount not to exceed 3%. Contractor must receive approval from the City Council, after public hearing, in order to increase the base rate. He shared that item 6's public hearing does not require public notification and that item 6 must be considered.

Councilmember Jaglowski inquired confirmation that 124 commercial hand collect customers will experience a 3% or \$0.54 per month increase. City Manager Mauldin-Jones confirmed.

Councilmember Hervey expressed his concerns that we ensure public awareness to the individuals and businesses that may be affected.

Mayor Knight opened the public hearing.

There were no speakers.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Jaglowski to close the public hearing. The vote was cast 7 for, 0 against.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Deputy Mayor Pro Tem Morris to approve item 6. The vote was cast 6 for, 1 against [Hervey].

7. Discuss and consider a resolution amending Section 10.1700 Garbage Collection Fees of the Master Fee Schedule.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Hervey to approve item 7. The vote was cast 7 for, 0 against.

8. Discuss and consider a resolution of the City of Lancaster finding that Oncor Electric Delivery Company LLC's application for Approval of a Distribution Cost Recovery factor to increase distribution rates within the city should be denied.

City Manager Mauldin-Jones shared that on April 5, 2018, Oncor Electric filed an Application for Approval of a Distribution Cost Recovery Factor to Increase Distribution Rates with each of the cities in their service area, including the City of Lancaster. In the filing, the Company asserts that it is seeking an increase in distribution revenues of nineteen million two thousand one hundred seventy-seven dollars (\$19,002,177). This resolution authorizes the City to join with the Steering Committee of Cities Served by Oncor to evaluate the filing, determine whether the filing complies with law, and if lawful, to determine what further strategy, including settlement, to pursue. They are recommending that cities deny the requested relief. The Public Utility Commission rules allow cities 60 days to act on this application. That deadline is June 4, 2018. Staff recommends approval of the resolution to deny the rate increase.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Mayor Pro Tem Strain-Burk to approve item 8. The vote was cast 7 for, 0 against.

9. Discuss and consider an ordinance amending the annual Golf Fund budget adopted by Ordinance No. 2017-09-45, for fiscal year 2017/2018.

Mayor Knight shared that staff requested to pull item 9 for further discussion at an upcoming Work Session Meeting.

10. Discuss the appointment of a Committee to consider an application for a City Facility Name Change Request.

Mayor Knight shared that item 10 is that a City Council subcommittee will be formed and be responsible for recommending a name for City facilities to the entire City Council for consideration. Civil Service Director, Dori Lee, will serve as staff liaison along with two (2) council members, Mayor Pro Tem Carol Strain-Burk and Deputy Mayor Pro Tem Nina Morris, and Civil Service Commission Chair, Audley Logan. Additionally, two members at large is needed to represent the public.

Mayor Pro Tem Strain-Burk nominated Ellen Clark.

Councilmember Jaglowski nominated Jean Knopf.

Deputy Mayor Pro Tem Morris suggested selecting members that are not affiliated with applicant. Mayor Knight inquired from Deputy Mayor Pro Tem Morris if she has any suggestions.

Deputy Mayor Pro Tem Morris nominated LaFayette Miles. Mayor Knight shared that it has been a practice that if a Boards and Commissions member decides to seek an elected office that member relinquishes their rights and privileges to continue to serve in their capacity.

City Attorney Ritter advised to follow the tradition and practice since a candidate is different than a citizen at-large. Also, since selected Council members were excluded from serving on the committee due to seeking office then he advised to keep the consistency.

Deputy Mayor Pro Tem Morris nominated Roosevelt Nichols.

City Secretary Arenas conducted a rollcall vote on the following nominations: Ellen Clark, Jean Knopf, and Roosevelt Nichols.

The roll call vote for Ellen Clark failed, 2 for, 5 against [Jaglowksi, Knight, Hervey, Hairston, and Morris]. The results on the rollcall vote appointed Jean Knopf, 6 for, 1 against [Mejia] and Roosevelt Nichols, 6 for, 1 against [Strain-Burk].

11. Discuss and consider appointments to the Hike and Bike Trails Advisory Committee.

City Manager Mauldin-Jones shared that Councilmember Jaglowksi has recommended Jean Knopf and Mark Powell and Jackie Powell for consideration as avid trail users (citizens). The consultant recommended that a 10 member committee consisting of representatives from the stakeholders groups listed in the agenda. A request was made to provide the 2017 Boards and Commissions interview list to consider appointments to the committee. Also, if the committee is not appointed it would create delays.

Mayor Pro Tem Strain-Burk appointed Councilmember Jaglowksi.

Councilmember Jaglowksi appointed Mark Powell.

Councilmember Mejia appointed Gretchen Weaver.

Mayor Knight appointed Bridget Smith.

Councilmember Hervey appointed Sean Mixon.

Councilmember Hairston appointed Petra Covington.

Deputy Mayor Pro Tem Morris appointed Gregory Buchanon.

John Paulus appointed to serve as a representative of John's Trikes & Bikes and Karla Weaver, or her designee, appointed to serve as a representative of NCTCOG Program Manager.

Councilmember Hairston nominated Jeremy Reed.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Hervey to appoint Councilmember Jaglowksi, Mark Powell, Gretchen Weaver, Bridget Smith, Sean Mixon, Petra Covington, Gregory Buchanon, Jeremy Reed, John Paulus, and Karla Weaver, or her designee to the Hike and Bike Trails Advisory Committee. The vote was cast 7 for, 0 against.

12. City Council shall convene into closed executive session pursuant to Section 551.072, Texas Gov't Code to deliberate the sale, acquisition or exchange of real property located east of Dallas Avenue, South of Pleasant Run Road, North of Beltline and West of Lancaster-Hutchins Road.

13. Reconvene into open session. Consider and take appropriate action(s), if any, on closed/executive session matters.

The City Council recessed for Executive Session at 8:42 p.m. and reconvened into open session at 9:01 p.m.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Hervey to direct staff to enter into negotiations with the owners of the three tracts discussed in executive session for the City to acquire the real property located east of Dallas Avenue, South of Pleasant Run Road, North of Beltline and West of Lancaster-Hutchins Road. The vote was cast 7 for, 0 against.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Hervey, to adjourn. The vote was cast 7 for, 0 against.

The meeting was adjourned at 9:02 p.m.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

MINUTES

LANCASTER CITY COUNCIL REGULAR MEETING OF MAY 7, 2018

The City Council of the City of Lancaster, Texas, met in a called Special Session in the Council Chambers of City Hall on May 7, 2018 at 8:00 p.m. with a quorum present to-wit:

Councilmembers Present:

Mayor Marcus E. Knight
Mayor Pro Tem Carol Strain-Burk
Stanley Jaglowski
Marco Mejia
Spencer W. Hervey, Jr.
Clyde C. Hairston

Councilmembers Absent:

Deputy Mayor Pro Tem Nina Morris

City Staff Present:

Opal Mauldin-Jones, City Manager
Rona Stringfellow, Assistant City Manager
Baron Sauls, Finance Director
Kenneth L. Johnson, Fire Chief
Shane Shepard, Director of Economic Development
Jermaine Sapp, Director of Equipment Services and Facilities
Fabrice Kabona, Assistant to the City Manager
Jasmine Carr, Community Programs Coordinator
Chris Youngman, Assistant Fire Chief
Kevin Grounds, Fire Engineer
Brad Burroughs, Fire Captain
Andrew Emery, Fire Engineer
Cody Clemmons, Firefighter
Delajer Walker, Interim E.C. Superintendent
David T. Ritter, City Attorney
Sorangel O. Arenas, City Secretary

Call to Order:

Mayor Knight called the meeting to order at 8:10 p.m. on May 7, 2018.

- 1. Discuss and consider a resolution amending Resolution No. 2017-10-74 approving the terms and conditions of a project specific agreement by and between Dallas County and the City of Lancaster to include the reconstruction of Pine Street in an amount not to exceed ninety-eight thousand four hundred fifty-one dollars (\$98,451.00).**

City Manager Mauldin-Jones shared that at the November 13, 2017 Regular Meeting, City Council approved a PSA for the reconstruction of Centre Street. There was an opportunity to include Pine Street for an additional eight thousand nine hundred forty-five dollars and fifty cents (\$8,945.50). Staff is requesting consider a resolution amending Resolution No. 2017-10-74 approving the terms and conditions of a project specific agreement by and between Dallas County and the City of Lancaster to include the reconstruction of Pine Street in an amount not to exceed ninety-eight thousand four hundred fifty-one dollars (\$98,451.00). She indicated that there was a request to provide an update map reflecting the location of Pine Street.

Mayor Pro Tem Strain-Burk inquired if the other side of Pine Street which intersects to LISD Administration parking lot will be reconstructed. Mayor Knight communicated that Pine Street interconnects into Centre Street and both streets will be reconstructed.

Councilmember Jaglowski inquired the estimated kick off and completion date of the project. City Manager Mauldin-Jones communicated that after the amendment to the Project Specific Agreement the project will approximately commence within two weeks.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hairston to approve item 1. The vote was cast 6 for, 0 against [Morris absent].

2. Discuss and consider a resolution approving the terms and conditions of an agreement with C&M Concrete for the reconstruction of Beltline Road and Bluegrove Road.

City Manager Mauldin-Jones spoke on item 2 and presented at the dais the actual amounts that were discussed at a previous work session meeting and requested to be attached to the proposed resolution.

Councilmember Mejia expressed his excitement and thanked staff for their efforts for the reconstruction of Beltline Road and Bluegrove Road.

MOTION: Councilmember Hairston made a motion, seconded by Mayor Pro Tem Strain-Burk to approve item 2. The vote was cast 6 for, 0 against [Morris absent].

3. Discuss and consider an ordinance amending the annual Golf Fund budget adopted by Ordinance No. 2017-09-45, for fiscal year 2017/2018.

Councilmember Mejia spoke in favor of item 3 and emphasized the importance of infrastructure.

Councilmember Hervey communicated that he has received numerous compliments regarding the Golf Course.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hairston to approve item 3. The vote was cast 6 for, 0 against [Morris absent].

4. Discuss and consider a resolution authorizing the City Manager to negotiate and execute an agreement for a lease/purchase financing plan with JP Morgan Chase Bank, N.A. in an amount not to exceed six hundred seventy-five thousand six hundred twenty-three dollars and thirty-three cents (\$675,623.33); for the purchase of a 2014 Pierce Arrow XT Pumper Fire Engine and the cost to rebuild and remount the city's 2005 Pierce Arrow XT Pumper Fire Engine.

City Manager Mauldin-Jones shared that item 4 is to consider an agreement for a lease/purchase financing plan with JP Morgan Chase Bank. The City of Lancaster currently maintains an Equipment Replacement Fund as a means to replace equipment on a consistent basis. The fund has been utilized for the purchase of public safety, public works, and parks equipment in the last several years. Allocation of funds to the Equipment Replacement comes from Fund Balance in excess of the minimum twelve percent (12%) policy goal. Staff is recommending the lease/purchase of a new fire truck and the rebuild and remount of Fire Engine # 2. The annual lease payment will be made utilizing a portion of the funds within the equipment replacement fund. The lease/purchase option allows the City to utilize remaining funds within the equipment replacement fund to make additional purchases in accordance with the schedule of replacements. The fire truck that will be purchased is at the Texas Fire Trucks, Ltd. dealership and is a new fire engine that has never been titled or operational. It was ordered by a city that failed to take delivery. Fire Engine # 2 will be rebuilt and remounted which extends the usable life of the truck with the upgraded and needed operational features & requirements. Funding is available in the equipment replacement fund for the first payment which will be due on November 30, 2018. The term of the agreement will not exceed seven (7) years.

Mayor Knight inquired the warranty on the 2014 Fire Truck. Director of Equipment Services and Facilities Sapp shared that from the date of purchase the vehicle will have fourteen month warranty.

Councilmember Hervey expressed his appreciation to the Fire Department for the all the efforts especially during the Citizens Public Safety Academy.

Councilmember Mejia shared his gratitude to staff for bringing forth item 4.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Hervey to approve item 4. The vote was cast 6 for, 0 against [Morris absent].

- 5. Discuss and consider a resolution authorizing the City Manager to execute an agreement with Siddons-Martin Emergency Group, LLC for the rebuild and remount of a 2005 Pierce Arrow XT Pumper (Fire Engine# 2) in an amount not to exceed one hundred forty-four thousand five hundred dollars (\$144,500.00); and issue a purchase order pursuant to approval.**

Mayor Knight shared that item 5 is a companion item to item 4. The amount not to exceed one hundred forty-four thousand five hundred dollars (\$144,500.00) is to issue a purchase order pursuant to approval of item 4.

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hairston to approve item 5. The vote was cast 6 for, 0 against [Morris absent].

- 6. Discuss and consider a resolution authorizing the purchase of a 2014 Pierce Arrow XT Pumper from Texas Fire Trucks, Ltd. in an amount not to exceed four hundred thirty-one thousand five hundred dollars (\$431,500.00); and to issue a purchase order pursuant to approval.**

Mayor Knight shared that item 6 is another companion item.

MOTION: Councilmember Hairston made a motion, seconded by Councilmember Hervey to approve item 6. The vote was cast 6 for, 0 against [Morris absent].

- 7. City Council shall convene into closed executive session pursuant to Section 551.072, Texas Gov't Code to consider exercising the power of eminent domain to condemn a portion of the property located at 701 E. 3rd Street, Lancaster, Texas for the public purpose of the Third Street Bridge/Road expansion project.**

- 8. Reconvene into open session. Consider and take appropriate action(s), if any, on closed/executive session matters.**

The City Council recessed for Executive Session at 8:30 p.m. and reconvened into open session at 8:39 p.m.

Mayor Knight requested City Attorney Ritter to give comments from the result of the executive session.

City Attorney Ritter shared that the Third Street Bridge/Road expansion project requires the Texas Department of Transportation (TxDOT) for the City to acquire parcels along the section of the road. The owners are willing to sell the parcels to the City; however, the owners have a title issue where no title company will issue a title policy. The legal procedure is for the City to exercise the City's power of eminent domain. If the City exercises the process of eminent domain, the City will have a clean title to give to Texas Department of Transportation (TxDOT).

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hervey stating: "I move that the City of Lancaster authorize the use of the power of eminent domain to acquire an approximate .02 acre (or 888 sq. ft) portion of a tract of land known as 701 E. 3rd Street, Lancaster Texas, and described as a portion of the Samuel Keller Survey, Abstract No. 720, City of Lancaster, more particularly described in Vol. 69214, Page 844 of the Deed Records, Dallas County Texas, for the public use of the Third Street Bridge/Road expansion project. The vote was cast 6 for, 0 against [Morris absent].

MOTION: Mayor Pro Tem Strain-Burk made a motion, seconded by Councilmember Hairston, to adjourn. The vote was cast 6 for, 0 against [Morris absent].

The meeting was adjourned at 8:41 p.m.

ATTEST:

APPROVED:

MINUTES

LANCASTER CITY COUNCIL REGULAR MEETING OF MAY 14, 2018

The City Council of the City of Lancaster, Texas, met in a called Regular Session in the Council Chambers of City Hall on May 14, 2018 at 7:00 p.m. with a quorum present to-wit:

Councilmembers Present:

Mayor Marcus E. Knight
Mayor Pro Tem Carol Strain-Burk
Stanley Jaglowski
Marco Mejia (arrive on item 9)
Spencer W. Hervey, Jr.
Derrick D. Robinson seated following oath of office
Clyde C. Hairston
Deputy Mayor Pro Tem Nina Morris

City Staff Present:

Opal Mauldin-Jones, City Manager
Rona Stringfellow, Assistant City Manager
Fabrice Kabona, Assistant to the City Manager
Baron Sauls, Finance Director
Sean Johnson, Director of Quality of Life and Cultural Services
Sam Urbanski, Police Chief
Dori Lee, Director of Human Resources
Shane Shepard, Director of Economic Development
Imelda Speck, ICMA Fellow
Jermaine Sapp, Director of Equipment Services and Facilities
Alton Dixon, Purchasing Agent
Cheryl Womble, Administrative & Community Relations Supervisor
Andy Waits, Water/Wastewater Superintendent
David T. Ritter, City Attorney
Sorangel O. Arenas, City Secretary

Call to Order:

Mayor Knight called the meeting to order at 7:01 p.m. on May 14, 2018.

Invocation:

Reverend Henry Batson gave the invocation.

Pledge of Allegiance:

Mayor Knight led the pledge of allegiance.

Citizens' Comments:

Lee Schmitt, 844 E. Beltline Road, spoke in opposition regarding the slope easements and item 10.

Thomas Hillsman, 6519 Westgate Drive, Dallas, Texas, expressed his appreciation of service to Mayor Marcus Knight, Councilmember Clyde Hairston, and Councilmember Spencer W. Hervey.

Mayor Knight read action items 1 and 2.

- 1. Consider a resolution canvassing the returns and declaring the results of the General Election for the office of Mayor held on May 5, 2018.**

Considere una resolución para presentar los resultados y declarar los resultados de las Elecciones Generales para la oficina del Alcalde celebrada el 5 de mayo de 2018.

Mayor Knight shared that item 1 requires the canvass of the returns and results declared.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Mayor Pro Tem Strain-Burk, to approve item 1. The vote was cast 6 for, 0 against [Mejia absent].

2. **Consider a resolution canvassing the returns and declaring the results of the Special Election for Councilmember District 4 and Councilmember District 5 of the City Council held on May 5, 2018.**

Considere una resolución que solicite los resultados y declare los resultados de la Elección especial para el Concejal del Distrito 4 y el Concejal del Distrito 5 del Concejo Municipal que se llevó a cabo el 5 de mayo de 2018.

Mayor Knight shared that item 2 requires the canvass of the returns and results declared. He stated that Derrick D. Robinson received majority of all votes for District 4. The following number of votes was cast for the following named candidates for the office of Councilmember, District 5, to-wit: LaShonjia Harris received 39.32 percent; LaFayette Miles received 29.06 percent; and Racheal Hill received 31.62 percent. It appears that there was not a majority of all votes cast for the office of Councilmember, District 5, a run-off election for Councilmember, District 5 shall be ordered.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Mayor Pro Tem Strain-Burk, to approve item 2. The vote was cast 6 for, 0 against [Mejia absent].

Consent Agenda:

City Secretary Arenas read the consent agenda.

3. **Consider a resolution ordering a Run-off Election to be held on Saturday, June 16, 2018, for the election of a Mayor at-large and for the election of one Councilmember for District 5; providing for the publication and posting of notice; and providing for early voting dates, times and locations.**

Considere una resolución que ordena una Elección de empate que se celebrará el Sábado, 16 de junio de 2018, para la elección de un alcalde y para la elección de un Concejal para el Distrito 5; se dispone la publicación y aviso de notificación, prevea fechas de votación anticipada, horas y lugares.

4. **Consider a resolution accepting a twenty (20 foot) sanitary sewer easement from I-20 Commerce Center, LLC, Grantor, to the City of Lancaster for the replacement, repair, upgrade and removal of a sanitary sewer and all necessary or desirable structures, facilities and appurtenances necessary to provide a secondary and separate connection to the City Stormwater utility system; establishing conditions, providing for the furnishing of a certified copy of this resolution for recording in the property records of Dallas County, Texas as a deed; and providing an effective date.**
5. **Consider a resolution accepting a ten (10 foot) public sidewalk easement from I-20 Commerce Center, LLC, Grantor, to the City of Lancaster for the installation, construction, operation, maintenance, replacement, repair, upgrade and/or removal of a sidewalk and all necessary or desirable structures, facilities and appurtenances necessary to provide a connection to the City sidewalk/trail system; establishing conditions, providing for the furnishing of a certified copy of this resolution for recording in the real property records of Dallas County, Texas as a deed; and providing an effective date.**
6. **Consider a resolution accepting a ten (10 foot) public sidewalk easement from I-20 Commerce Center, LLC, Grantor, to the City of Lancaster for the installation, construction, operation, maintenance, replacement, repair, upgrade and/or removal of a sidewalk and all necessary or desirable structures, facilities and appurtenances necessary to provide a connection to the City sidewalk/trail system; establishing conditions, providing for the furnishing of a certified copy of**

this resolution for recording in the real property records of Dallas County, Texas as a deed; and providing an effective date.

- 7. Consider an ordinance vacating, abandoning, and closing a portion of a City of Lancaster sanitary sewer easement, as described in Exhibit "A", which is attached hereto and incorporated herein, providing for the furnishing of a certified copy of this ordinance for recording in the real property records of Dallas County, Texas a deed; and providing an effective date.**
- 8. Consider an ordinance vacating, abandoning, and closing a portion of a City of Lancaster drainage easement, as described in Exhibit "A", which are attached hereto and incorporated herein, providing for the furnishing of a certified copy of this ordinance for recording in the property records of Dallas County, Texas as a deed; and providing an effective date.**

Councilmember Hervey pulled consent items 4, 7 and 8.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hairston to approve consent items excluding items 4, 7, and 8. The vote was cast 6 for, 0 against [Mejia absent].

- 4. Consider a resolution accepting a twenty (20 foot) sanitary sewer easement from I-20 Commerce Center, LLC, Grantor, to the City of Lancaster for the replacement, repair, upgrade and removal of a sanitary sewer and all necessary or desirable structures, facilities and appurtenances necessary to provide a secondary and separate connection to the City Stormwater utility system; establishing conditions, providing for the furnishing of a certified copy of this resolution for recording in the property records of Dallas County, Texas as a deed; and providing an effective date.**

Councilmember Hervey requested staff comments. Assistant City Manager Stringfellow shared that item 4 is a request to accept a twenty (20 foot) sanitary sewer easement to serve Lot 1, Block A of the I-20 Commerce Center Addition. The property to be served by this line consists of approximately 50.755 acres of land and is located on the northwest corner of Daniieldale Road and Houston School Road.

Councilmember Hervey inquired if the request helps with the infrastructure of the project. Assistant City Manager Stringfellow shared that this will assist with the connection to the City Stormwater utility system.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hervey to approve items 4, 7 and 8. The vote was cast 6 for, 0 against [Mejia absent].

PUBLIC HEARING:

- 9. M18-03 Conduct a Public Hearing and consider an ordinance amending the City of Lancaster Comprehensive Plan to incorporate an amended Master Thoroughfare Plan, to remove the proposed N. Longhorn Drive collector (2 lanes) between West Drive and W. Wintergreen Road.**

City Manager Mauldin-Jones shared that item 9 is to consider amending the Master Thoroughfare Plan, to remove the proposed N. Longhorn Drive collector (2 lanes) between West Drive and W. Wintergreen Road. In 2014, the City of Lancaster and the City of Dallas entered and signed an Interlocal agreement/license for the use of an existing public rights-of-way to accommodate for the Southwest 120/96-inch Water Transmission Pipeline Project allowing the City of Dallas to design and construct a 96-inch water transmission pipeline within the corporate limits of the City of Lancaster. The request is to amend the City of Lancaster Comprehensive Land Use Plan and Master Thoroughfare Plan, to remove the proposed Longhorn Drive collector (2 lanes) between West Drive and W. Wintergreen Road. The proposed N. Longhorn Drive collector (2 lanes) between West Drive and W. Wintergreen Road will cross the 96-inch water line and cuts through the middle of the City of Dallas proposed pump station site planned to be located on the north side of W. Wintergreen Road and E. Longhorn Drive. In addition the collector dissects Oakmont 20/35 into two sections.

Councilmember Jaglowski inquired from City Manager Mauldin-Jones if item 9 will be presented to the Planning and Zoning Commission for their consideration. City Manager Mauldin-Jones shared that on May 1, 2018 the Planning and Zoning Commission recommended approval of the amendment to the City of Lancaster Comprehensive Land Use Plan's Master Thoroughfare Plan as presented. Staff concurs with the Planning and Zoning Commission.

Mayor Knight opened the public hearing.

There were no speakers.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hervey to close the public hearing. The vote was cast 7 for, 0 against.

Councilmember Jaglowski inquired if the roadways mentioned in the agenda are to be abandoned from the Master Thoroughfare Plan. City Manager Mauldin-Jones shared that the two roadways do not exist but was the plan for the future. However, since the 120/96-inch Water Transmission Pipeline Project is allowing the City of Dallas to design and construct a 96-inch water transmission pipeline, the request is to amend the plan to remove the two lanes in the Master Thoroughfare Plan.

MOTION: Councilmember Jaglowski made a motion, seconded by Mayor Pro Tem Strain-Burk to approve item 9. The vote was cast 7 for, 0 against.

10. M18-06 Consider an ordinance abandoning portions of Patman Drive, Criswell Street, Brantley Drive, Eaton Avenue and 3 separate portions of 15' wide alleys, dispersed within the Danieldale Resubdivision providing for the furnishing of a certified copy of the Ordinance for recording in the real property records of Dallas County, Texas as a deed; and providing an effective date.

City Attorney Ritter shared that item 10 is the consideration of abandoning portions of streets and portions of 15' wide alleys. He requested to enter into executive session pursuant to Texas Open Meetings Act.

The City Council recessed for Executive Session at 7:24 p.m. and reconvened into open session at 7:55 p.m.

City Attorney Ritter shared that item 10 is to consider an ordinance abandoning portions of Patman Drive, Criswell Street, Brantley Drive, Eaton Avenue and 3 separate portions of 15' wide alleys, a Slope and Grading Easement and Oak Farms Boulevard dispersed within the Danieldale Resubdivision. He shared that if it is the will of the body to approve the ordinance to item 10 then the noted portions will be abandoned. Also, the applicant is requesting to abandon the Slope and Grading Easement and Eaton Avenue as well as a portion of Oak Farms Boulevard. He shared that staff recommends approval of the ordinance, as presented to abandon portions of Patman Drive, Criswell Street, Brantley Drive, and 3 separate portions of 15' wide alleys. Staff recommends denial of the request to abandon the Slope and Grading Easement and Eaton Avenue and recommends denial of the request to abandon a portion of Oak Farms Boulevard.

MOTION: Councilmember Mejia made a motion, seconded by Councilmember Hervey, to approve item 10. The vote was cast 6 for, 1 against [Morris].

11. Discuss and consider an ordinance granting a franchise for the collection and removal of industrial solid waste and recyclable materials to Evergreen Companies.

City Manager Mauldin-Jones shared that item 11 is consider granting a franchise agreement to Evergreen Companies. In accordance with the Lancaster Charter Article 9, Section 9.06 (C) stating that "No franchise shall ever be granted until it has been approved by the majority of the City Council, after having been read in full at two (2) regular meetings of the City Council"; this will count as the first reading of this franchise application. Staff recommends placing the item on the June 11, 2018 regular meeting for the second reading and consideration of the franchise agreement with Evergreen Companies.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hairston to place the item on the June 11, 2018. The vote was cast 7 for, 0 against.

12. Discuss and consider a resolution to approve an amendment to the Water Supply Contract between the City of Lancaster, Texas and G&G Development Partnership, Ltd. acting on behalf of the Lancaster Municipal Utility District No. 1 (MUD).

City Manager Mauldin-Jones spoke on item 12 to consider approval of an amendment to the Water Supply Contract. This request will amend Section 3.01 with the adding of language to reflect "in accordance with 30 TAC 290.45 (f)4 and (f)5". Staff recommends the approval of this resolution, as presented.

Mayor Pro Tem Strain-Burk inquired if there have been compliance issues in the Municipal Utility District. City Manager Mauldin-Jones communicated that the District failed to submit their reports to the Texas Commission on Environmental Quality (TCEQ). The Texas Commission on Environmental Quality (TCEQ) is requesting an amendment to require their submission to comply with TCEQ's regulations.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hervey to approve item 12. The vote was cast 7 for, 0 against.

13. Discuss and consider the appointment of group membership appointment to the Regional Transportation Council (RTC) for a two-year term.

Mayor Knight shared that item 13 is consider appointment to the Regional Transportation Council (RTC) for a two-year term. Currently, Mayor Rob Franke serves as Chair of the RTC and seeks for reappointment. Mayor Franke requested appoint Mayor Curtistene Smith McCowan, City of DeSoto, as the alternate member.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hairston, to support Mayor Rob Franke as Chair and Mayor Curtistene Smith McCowan as the alternate member to the Regional Transportation Council (RTC). The vote was cast 7 for, 0 against.

Mayor Knight recessed at 8:05 p.m. and reconvened at 8:49 p.m.

14. Administer oaths of office and present Certificates of Election.

Mayor Knight expressed his appreciation to Councilmember Hervey for his service as District 4 City Council member.

City Secretary Arenas administered the Oath of Office for Derrick D. Robinson. Certificates of Election were presented.

Councilmember Robinson thanked everyone for their patience and expressed his excitement for the opportunity to serve.

MOTION: Deputy Mayor Pro Tem Morris made a motion, seconded by Councilmember Hairston, to adjourn. The vote was cast 7 for, 0 against.

The meeting was adjourned at 8:52 p.m.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

LANCASTER CITY COUNCIL

City Council Regular Meeting

4.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda.

Goal(s): Financially Sound Government
Sound Infrastructure

Submitted by: Andrew Waits, Interim Assistant Public Works Director

Agenda Caption:

Consider a resolution authorizing submission of applications to Dallas County for funding under the Fiscal Year 2018 United States Department of Housing and Urban Development Block Grant (CDBG) Program for reconstruction of existing roadways.

Background:

The City of Lancaster is eligible to receive one hundred sixty-six thousand, nine hundred seventy-nine dollars and zero cents (\$166,979.00) in CDBG funds for fiscal year 2018. At the June 18, 2018 Work Session, City Council received a presentation and discussed submission of possible projects for consideration.

CDBG funds may only be used on projects that eliminate blight, eliminate a community threatening condition or primary benefit low/moderate income residents. The primary objective of the program is to develop sustainable urban communities that meet the public service and housing needs of low and moderate income households. Federal rules allow each community to tailor its program to address specific local needs.

In June 2016, City Council discussed their desire to continue submission of selected roadway projects for subsequent fiscal years.

Operational Considerations:

This is the request for the Fiscal Year 2018 program year by which the City of Lancaster would like to request that our FY 2018 funds (\$166,979), be used for the reconstruction of Lindenwood Drive from Dewberry Boulevard to Johns Avenue as the primary location. According to the estimate received from Road and Bridge #3 the approximate cost for Lindenwood Drive is fifty-six thousand four hundred eleven dollars and zero cents (\$56,411.00). The alternate locations are Lyle Street from Trippie Street to Franklin Street and Laurel Street from Dallas Avenue to North Elm Street. According to the estimate received from Road and Bridge #3 the approximate cost for Lyle Street is one hundred thirteen thousand nine hundred and nine dollars and zero cents (\$113,909.00) and the cost estimate for Laurel Street is forty one thousand seven hundred sixty-nine dollars and zero cents (\$41,769.00).

Legal Considerations:

The resolution has been reviewed and approved as to form by the City Attorney.

Public Information Considerations:

This item is being considered at a Regular Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Fiscal Impact:

The City of Lancaster has a fiscal year 2018 allocation amount of one hundred sixty-six thousand, nine hundred seventy-nine dollars and zero cents (\$166,979.00). Projects that are approved but not completed due to lack of funds may be designated for carry-over until funds are available.

Options/Alternatives:

1. Approve the resolution, as presented.
2. Deny the resolution.

Recommendation:

Staff recommends approval of the resolution, as presented.

Attachments

Resolution

Exhibit

Lindenwood Application

Lyle Application

Laurel Application

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, APPROVING SUBMISSION OF APPLICATIONS TO DALLAS COUNTY FOR FUNDS UNDER FISCAL YEAR 2018 IN THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FOR RECONSTRUCTION OF EXISTING ROADWAYS LINDENWOOD DRIVE FROM DEWBERRY BOULEVARD TO JOHN STREET AND LYLE STREET FROM TRIPPE STREET TO FRANKLIN STREET AND LAUREL STREET FROM DALLAS AVENUE TO NORTH ELM STREET; DESIGNATING A REPRESENTATIVE FOR ALL MATTERS RELATED TO PROJECTS; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENTS; PROVIDING A REPEALING CLAUSE, PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Dallas County has determined, based upon the 2010 United States Census information, that the City of Lancaster is eligible to receive one hundred sixty-six thousand nine hundred and seventy-nine dollars and zero cents (\$166,979.00) of Community Development Block Grant (CDBG) funds for fiscal year 2018; and

WHEREAS, the City Council of the City of Lancaster desires the funds for fiscal year 2018 be used for roadway projects; and

WHEREAS, the City of Lancaster could benefit greatly from Community Development Block Grant funds as administered by and through Dallas County;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS:

SECTION 1. The City Council of the City of Lancaster, Texas hereby approves the submission of a project application to Dallas County for funding under the Fiscal Year 2018 Community Development Block Grant Program for reconstruction of existing roadways Lindenwood Drive from Dewberry Boulevard to John Street and Lyle Street from Trippe Street to Franklins Street and Laurel Street from Dallas Avenue to North Elm Street as depicted on "Exhibit A", which is attached hereto and incorporated herein by reference.

SECTION 2. The City Manager shall act as the City's authorized representative in all matters related to the application and provide assurances that all requirements of the Community Development Block Grant Program are observed.

SECTION 3. Any prior resolutions of the City Council in conflict with the provisions contained in this resolution are hereby repealed and revoked.

SECTION 4. Should any part of his resolution be held to be invalid for any reason, the remainder shall not be affected thereby, and such remaining portions are hereby declared to be severable.

SECTION 5. This resolution shall take effect immediately from and after its passage and it is duly resolved.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 25th day of June, 2018.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

Exhibit "A"

City of Lancaster Eligible CDBG Street Repairs 2018

ID	Street	From	To	Width	Miles	Tract	BG	Rating
1	Lindenwood Dr	Johns Ave	Dewberry Blvd	27	0.3759	167.05	3	426
2	Lyle St	Trippie St	Franklin St	22	0.4201	167.03	3	478
3	Laurel St	Dallas Ave	Elm St	27	0.1262	167.05	3	302

Legend

 CDBG Streets 2018

 City Limits

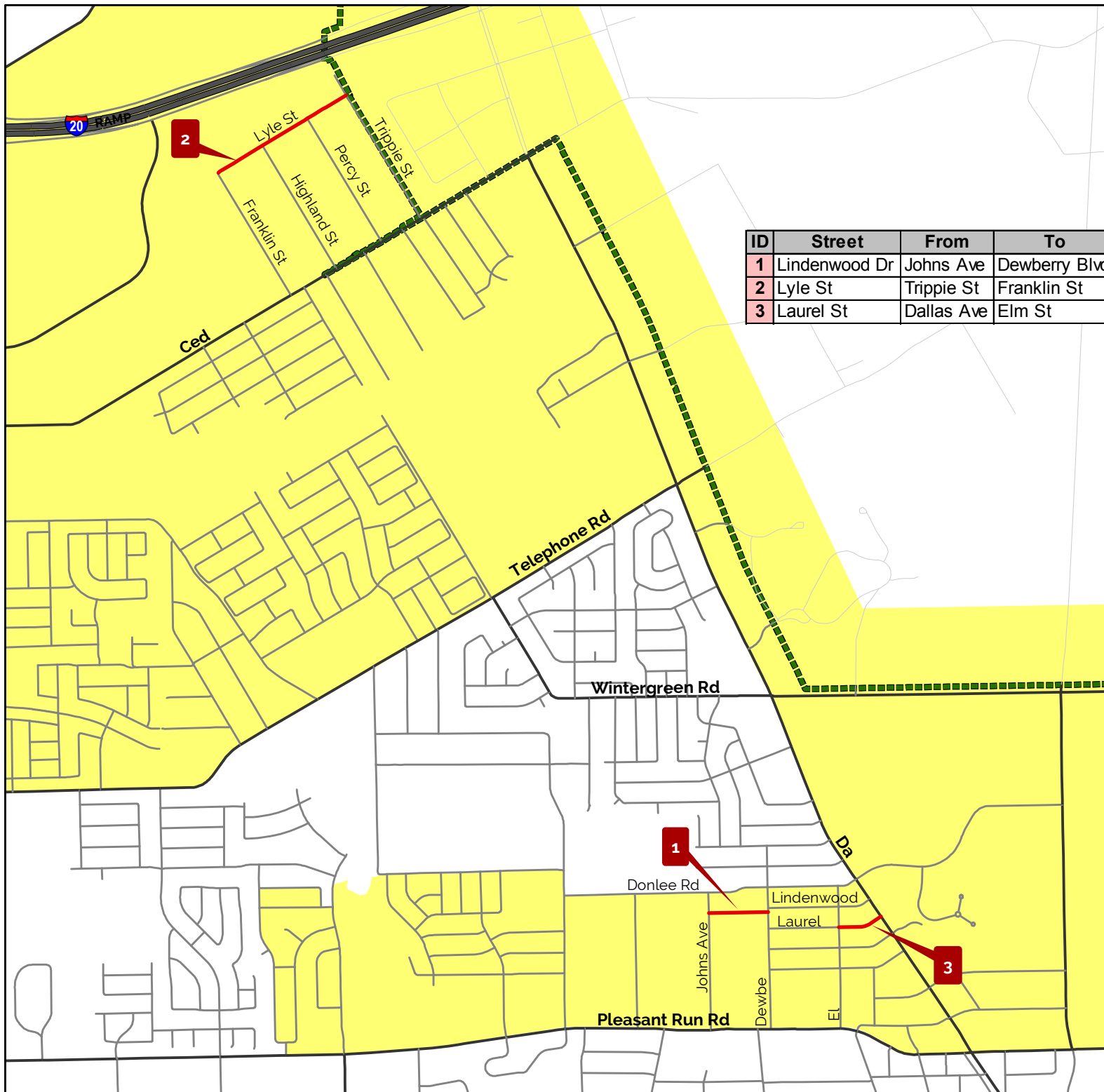
2010 Block Groups

 Low to Moderate Income



0 0.15 0.3 0.6 Miles

date: 6/20/2018





FY2018 DALLAS COUNTY CDBG PROJECT/ACTIVITY APPLICATION



Due: June 8, 2018 4:00 P.M.

Each project/activity must be on a separate application.

<p>NAME OF CITY <u>Lancaster, Texas</u></p> <p>TITLE OF PROJECT/ACTIVITY <u>Street Reconstruction</u> <u>Lindenwood From Dewberry Blvd. to John Street, Length 897 feet Width 27 feet</u></p>
--

- (1.) Number of beneficiaries 22 homes 88 people
- (2.) Percentage of beneficiaries that are low/moderate income 63.6%
- (3.) How was number of beneficiaries/percentage of beneficiaries being low/moderate income calculated?
☐ by a survey conducted on _____
☒ by 2010 census data _____
☐ other, explain _____
- (4.) Please provide below the required information for the project:

Census Tract <u>167.03</u>	Block Group <u>3</u>
Census Tract _____	Block Group _____
Census Tract _____	Block Group _____
Census Tract _____	Block Group _____
- (5.) Identify which national CDBG objective this project addresses:
☒ primarily assists low/moderate income
☐ eradicates blight
☐ eliminates community-threatening condition

- (6.) Is the service area for this project city-wide?
[] Yes
[X] No If no, a map with the project's service area boundaries clearly marked must be attached. In addition, for capital improvement projects, the map must **clearly** show the location of the project and its beginning and ending points.
- (7.) Describe proposed project: This description should specifically explain what will be undertaken, where it will occur, why it needs to be undertaken, and what problems it will solve. **Please be very specific in the description.** If, for instance, the proposed project involves improving a road or replacing a water line, be sure to state that the project will cover a certain amount of linear feet from Point A to Point B; any problems with the road/line, etc.

Reconstruction of street listed below, Type (E) Mill in place, adding stabilizer, Prime, Single course chip seal, level up and two inch (2") hot mix asphalt overlay.

Lindenwood Drive From Dewberry Blvd. to John Street

Length 897' Width 27'

Estimated Cost \$56,411.00

This street has not been repaired/ replaced in over 15 years. Street has extensive road base failure and alligator cracking.

This project will be managed by Dallas County District #3 Engineering Department. The street reconstruction will be done by Dallas County Road and Bridge District #3 under a Master Interlocal Agreement between Dallas County and the City of Lancaster.

- (8.) Project represents:
[X] new project/activity
[] continuation of an on-going activity such as code enforcement **(please note that all "continuation projects" must have a fully-completed application; please do not use verbiage such as "same as last year" or "refer to previous application")**
- [] completion of an existing project, such as a capital improvement project, that has received funding in the past, but still needs additional funding in order to be constructed **(please note that all "completion of existing projects" must have a fully-completed application; please do not use verbiage such as "same as last year" or "refer to previous application")**

(9.) Attach a line-item budget for the proposed project/activity. Describe within this budget how proposed costs are derived. **If the project is for a code program, please be sure that the provided budget is for two years.** For capital improvement projects, also provide itemized costs and quantities for such components including, but not limited to, right-of-way/easement acquisition, surveying/engineering design, utility relocation, construction management, materials, and permits/fees. Where possible for capital improvement projects, have the estimates provided by a licensed professional engineer.

(10.) Describe how project/activity is to be funded:

• FY2018 CDBG funding being allocated	<u>\$166,979.00</u>
• CDBG funding from completed/canceled projects now being reallocated	<u>0</u>
• Non-CDBG funding that has been allocated	<u>0</u>
• Additional funding still needed	<u>0</u>

TOTAL BUDGET \$166,979.00

*

(11.) If carry-over CDBG funding from previous projects is going to be used, identify the previous projects from which this funding is being reallocated and the amounts being reallocated (please note that carryover funds are not available until the project is officially completed and all outstanding invoices have been paid).

N/A

(12.) If non-CDBG funding is to be used, please describe whether the source of this funding (e.g.--City bond funds, City revenues, state/federal grant, private funding, etc.) has already been secured or when such funding will become available.

N/A

- (13.) If additional funding will still be needed, describe how additional funding will be provided (i.e., through future CDBG funds, city bond program, etc.).

N/A

- (14.) Describe what portions of the project, to the extent applicable, that will be implemented/ managed by the County, the City, another organization, or some combination of these entities.

The City will provide utility locates prior to the street reconstruction. Dallas County will implement and manage the project.

- (15.) Proposed start date for implementing project March 1, 2019

- (16.) Proposed completion date July 1, 2019

Contact person for project: Jim Brewer

Title: Public Works Director

Phone number: 972-218-1208

E-Mail address: jbrewer@lancaster-tx.com

Authorized signature: _____



FY2018 DALLAS COUNTY CDBG PROJECT/ACTIVITY APPLICATION



Due: June 8, 2018 4:00 P.M.

Each project/activity must be on a separate application.

NAME OF CITY Lancaster, Texas

TITLE OF PROJECT/ACTIVITY Street Reconstruction
Lyle street from Trippie street to Franklin street, Length 2219 feet Width 22 feet

- (1.) Number of beneficiaries 45 homes 180 people
- (2.) Percentage of beneficiaries that are low/moderate income 63.6%
- (3.) How was number of beneficiaries/percentage of beneficiaries being low/moderate income calculated?
[] by a survey conducted on _____
[X] by 2010 census data _____
[] other, explain _____
- (4.) Please provide below the required information for the project:
Census Tract 167.5 Block Group 3
Census Tract _____ Block Group _____
Census Tract _____ Block Group _____
Census Tract _____ Block Group _____
- (5.) Identify which national CDBG objective this project addresses:
[X] primarily assists low/moderate income
[] eradicates blight
[] eliminates community-threatening condition

- (6.) Is the service area for this project city-wide?
[] Yes
[X] No If no, a map with the project's service area boundaries clearly marked must be attached. In addition, for capital improvement projects, the map must **clearly** show the location of the project and its beginning and ending points.
- (7.) Describe proposed project: This description should specifically explain what will be undertaken, where it will occur, why it needs to be undertaken, and what problems it will solve. **Please be very specific in the description.** If, for instance, the proposed project involves improving a road or replacing a water line, be sure to state that the project will cover a certain amount of linear feet from Point A to Point B; any problems with the road/line, etc.

Reconstruction of street listed below, Type (E) Mill in place, adding stabilizer, Prime, Single course chip seal, level up and two inch (2") hot mix asphalt overlay.

Lyle Street from Trippe Street to Franklin Street

Length 2219' Width 22'

Estimated Cost \$113,909.00

This street has not been repaired/ replaced in over 15 years. Street has extensive road base failure and alligator cracking.

This project will be managed by Dallas County District #3 Engineering Department. The street reconstruction will be done by Dallas County Road and Bridge District #3 under a Master Interlocal Agreement between Dallas County and the City of Lancaster.

- (8.) Project represents:
[X] new project/activity
[] continuation of an on-going activity such as code enforcement **(please note that all "continuation projects" must have a fully-completed application; please do not use verbiage such as "same as last year" or "refer to previous application")**
- [] completion of an existing project, such as a capital improvement project, that has received funding in the past, but still needs additional funding in order to be constructed **(please note that all "completion of existing projects" must have a fully-completed application; please do not use verbiage such as "same as last year" or "refer to previous application")**

(9.) Attach a line-item budget for the proposed project/activity. Describe within this budget how proposed costs are derived. **If the project is for a code program, please be sure that the provided budget is for two years.** For capital improvement projects, also provide itemized costs and quantities for such components including, but not limited to, right-of-way/easement acquisition, surveying/engineering design, utility relocation, construction management, materials, and permits/fees. Where possible for capital improvement projects, have the estimates provided by a licensed professional engineer.

(10.) Describe how project/activity is to be funded:

• FY2018 CDBG funding being allocated	<u>\$166,979.00</u>
• CDBG funding from completed/canceled projects now being reallocated	<u>0</u>
• Non-CDBG funding that has been allocated	<u>0</u>
• Additional funding still needed	<u>0</u>

TOTAL BUDGET \$166,979.00

*

(11.) If carry-over CDBG funding from previous projects is going to be used, identify the previous projects from which this funding is being reallocated and the amounts being reallocated (please note that carryover funds are not available until the project is officially completed and all outstanding invoices have been paid).

N/A

(12.) If non-CDBG funding is to be used, please describe whether the source of this funding (e.g.--City bond funds, City revenues, state/federal grant, private funding, etc.) has already been secured or when such funding will become available.

N/A

- (13.) If additional funding will still be needed, describe how additional funding will be provided (i.e., through future CDBG funds, city bond program, etc.).

N/A

- (14.) Describe what portions of the project, to the extent applicable, that will be implemented/ managed by the County, the City, another organization, or some combination of these entities.

The City will provide utility locates prior to the street reconstruction. Dallas County will implement and manage the project.

- (15.) Proposed start date for implementing project March 1, 2019

- (16.) Proposed completion date July 1, 2019

Contact person for project: Jim Brewer

Title: Public Works Director

Phone number: 972-218-1208

E-Mail address: jbrewer@lancaster-tx.com

Authorized signature: _____



FY2018 DALLAS COUNTY CDBG PROJECT/ACTIVITY APPLICATION



Due: June 8, 2018 4:00 P.M.

Each project/activity must be on a separate application.

<p>NAME OF CITY <u>Lancaster, Texas</u></p> <p>TITLE OF PROJECT/ACTIVITY <u>Street Reconstruction</u> <u>Laurel Street - From Dallas Ave. to Elm Street, Length 663 feet Width 27 feet</u></p>

- (1.) Number of beneficiaries 16 homes 64 people
- (2.) Percentage of beneficiaries that are low/moderate income 63.6%
- (3.) How was number of beneficiaries/percentage of beneficiaries being low/moderate income calculated?
☐ by a survey conducted on _____
☒ by 2010 census data _____
☐ other, explain _____
- (4.) Please provide below the required information for the project:

Census Tract <u>167.05</u>	Block Group <u>3</u>
Census Tract _____	Block Group _____
Census Tract _____	Block Group _____
Census Tract _____	Block Group _____
- (5.) Identify which national CDBG objective this project addresses:
☒ primarily assists low/moderate income
☐ eradicates blight
☐ eliminates community-threatening condition

- (6.) Is the service area for this project city-wide?
[] Yes
[X] No If no, a map with the project's service area boundaries clearly marked must be attached. In addition, for capital improvement projects, the map must **clearly** show the location of the project and its beginning and ending points.
- (7.) Describe proposed project: This description should specifically explain what will be undertaken, where it will occur, why it needs to be undertaken, and what problems it will solve. **Please be very specific in the description.** If, for instance, the proposed project involves improving a road or replacing a water line, be sure to state that the project will cover a certain amount of linear feet from Point A to Point B; any problems with the road/line, etc.

Reconstruction of street listed below, Type (E) Mill in place, adding stabilizer, Prime, Single course chip seal, level up and two inch (2") hot mix asphalt overlay.

Laurel Street from Dallas Ave. to Elm Street

Length 663' Width 27'

Estimated Cost \$41,769.00

This street has not been repaired/ replaced in over 15 years. Street has extensive road base failure and alligator cracking.

This project will be managed by Dallas County District #3 Engineering Department. The street reconstruction will be done by Dallas County Road and Bridge District #3 under a Master Interlocal Agreement between Dallas County and the City of Lancaster.

- (8.) Project represents:
[X] new project/activity
[] continuation of an on-going activity such as code enforcement **(please note that all "continuation projects" must have a fully-completed application; please do not use verbiage such as "same as last year" or "refer to previous application")**
- [] completion of an existing project, such as a capital improvement project, that has received funding in the past, but still needs additional funding in order to be constructed **(please note that all "completion of existing projects" must have a fully-completed application; please do not use verbiage such as "same as last year" or "refer to previous application")**

(9.) Attach a line-item budget for the proposed project/activity. Describe within this budget how proposed costs are derived. **If the project is for a code program, please be sure that the provided budget is for two years.** For capital improvement projects, also provide itemized costs and quantities for such components including, but not limited to, right-of-way/easement acquisition, surveying/engineering design, utility relocation, construction management, materials, and permits/fees. Where possible for capital improvement projects, have the estimates provided by a licensed professional engineer.

(10.) Describe how project/activity is to be funded:

• FY2018 CDBG funding being allocated	<u>\$166,979.00</u>
• CDBG funding from completed/canceled projects now being reallocated	<u>0</u>
• Non-CDBG funding that has been allocated	<u>0</u>
• Additional funding still needed	<u>0</u>

TOTAL BUDGET \$166,979.00

*

(11.) If carry-over CDBG funding from previous projects is going to be used to identify the previous projects from which this funding is being reallocated and the amounts being reallocated (please note that carryover funds are not available until the project is officially completed and all outstanding invoices have been paid).

N/A

(12.) If non-CDBG funding is to be used, please describe whether the source of this funding (e.g.--City bond funds, City revenues, state/federal grant, private funding, etc.) has already been secured or when such funding will become available.

N/A

- (13.) If additional funding will still be needed, describe how additional funding will be provided (i.e., through future CDBG funds, city bond program, etc.).

N/A

- (14.) Describe what portions of the project, to the extent applicable, that will be implemented/ managed by the County, the City, another organization, or some combination of these entities.

The City will provide utility locates prior to the street reconstruction. Dallas County will implement and manage the project.

- (15.) Proposed start date for implementing project March 1, 2019

- (16.) Proposed completion date July 1, 2019

Contact person for project: Jim Brewer

Title: Public Works Director

Phone number: 972-218-1208

E-Mail address: jbrewer@lancaster-tx.com

Authorized signature: _____

LANCASTER CITY COUNCIL

City Council Regular Meeting

5.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda.

Goal(s): Healthy, Safe & Engaged Community
Quality Development

Submitted by: Bester Munyaradzi, Senior Planner

Agenda Caption:

Discuss and consider an ordinance amending Ordinance No. 2006-04-13 (The Lancaster Development Code), Article 14.400 (Permissible Uses), Section 14.402 (e) (Use Standards) and the Land Use Table to add (+) Permitted With Conditions and the Conditions to certain event centers where alcohol is available or served.

Background:

As prescribed in the City Council Rules and Procedures as amended September 2016, Section D, City Council Agenda Process, Subsection 1.b., Councilmember Marco Mejia requested that an item be included on the February 19, 2018 Work Session for the purpose of discussing police officer presence being required at event centers where alcohol is available or served as well as crowd size over a certain limit.

At the June 18, 2018 Work Session, the City Council discussed the need to require police officer presence being required at event centers where alcohol is available or served as well as crowd size over a certain limit. The City Council requested staff to bring forward an ordinance on police presence and crowd limit at events centers where alcohol is available or served.

Operational Considerations:

Currently, the City of Lancaster requires police presence at events serving alcohol beverage at City facilities only as stipulated within the attached Article 16.100 Parks & Recreation Code, Section 16.121 Alcoholic Beverages. There are no requirements for police presence at non-city owned events centers and facilities where alcohol is available or served with no size limit anywhere else in the City.

As requested by the City Council, staff prepared the attached ordinance amending the Land Use Table by adding "+" Permitted with Conditions to events centers such as Banquet Facility and Dance Hall. Banquet Facility and Dance Hall or event centers on the current land use table where alcohol is available and/or served. The ordinance also stipulates the following conditions that such event centers are required to meet conditions such as:

1. Security
2. Loitering and Outside Activities
3. Noise Mitigation
4. Litter and Debris
5. Parties and activities involving minors

Legal Considerations:

The attached ordinance has been reviewed and approved as to form by the City Attorney for consideration.

Public Information Considerations:

This item is being considered at a regular meeting of the City Council noticed in accordance with the Texas Open Meeting Act.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may approve the ordinance, as presented with changes and state those changes.
3. City Council may deny the ordinance, as presented.

Recommendation:

Staff recommends approval of the ordinance, as presented.

Attachments

Proposed Event Centers Draft Ordinance

Proposed Land Use Table Excerpt

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS AMENDING ORDINANCE 2006-04-13, (THE LANCASTER DEVELOPMENT CODE), ARTICLE 14.400 (PERMISSIBLE USES), SECTION 14.402 (USE STANDARDS) SUBSECTION (e) RECREATION, ENTERTAINMENT & AMUSEMENT USE CONDITIONS AND THE LAND USE TABLE AMENDED, TO ADD (+) PERMITTED WITH CONDITIONS AND THE CONDITIONS TO CERTAIN EVENT CENTERS WHERE ALCOHOL IS AVAILABLE OR SERVED; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH AND EVERY OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lancaster, Texas has determined Ordinance 2006-04-13, (the Lancaster Development Code) Article 14.400 (Permissible Uses), Section 14.402 (Use Standards), Subsection (e) Recreation, Entertainment & Amusement Use Conditions and the Land Use Tables as amended, to add (+) Permitted With Conditions to the Land Use Tables and the Conditions to Use Standards for certain event centers where alcohol is available or served.

WHEREAS, the City Council finds this amendment to the Lancaster Development Code will serve, protect and enhance the public health, safety and general welfare and to attain to the goals of the City in the area of setting development standards.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS THAT:

SECTION 1. That the Lancaster Development Code be, and the same is, hereby amended by amending Article 14.400 (Permissible Uses), Section 14.402 (Use Standards), Subsection (e) Recreation, Entertainment & Amusement Use Conditions and the Land Use Tables as amended, to add (+) Permitted With Conditions to the Land Use Tables and the Conditions to Use Standards for certain event centers where alcohol is available or served.

Sec. 14.402 Use Standards

(e) Recreation, Entertainment & Amusement Use Conditions

(1) Billiard Parlor or Pool Hall

- A. Any business or premises in which one (1) or more pool or billiard tables are located and used for the playing of billiards, pool or similar games and for which a fee is charged, either directly or indirectly, by means of a general admission fee, membership fee, dues or the like. Exceptions include:

1. Billiard or pool or tables kept in private residences or apartments and used without charge by members of the family or bona fide guests;
 2. Billiard or pool tables on the premises of religious, charitable, educational or fraternal organizations for the use of members or their guests, and not for private profit, although a charge is made for playing; and
 3. Billiard or pool tables on the premises of publicly owned facilities.
- B. Businesses which contain more than 3 pool or billiard tables or similar games and for which a fee is charged, either directly or indirectly, by means of a general admission fee, membership fee, dues or the like, shall require the approval of an SUP.

(2) Carnival, Circus, or Amusement Ride (Temporary)

- A. A promotional event intended to attract people to a site where there may or may not be an admission charge, and which may include such activities as rides, entertainment, game booths, food stands, exhibitions, and animal displays, and not extending greater than 14 days in duration.
- B. Carnival, circus and amusement ride uses shall be no closer than 300 feet to residentially zoned land unless such setback is reduced or waived by the Planning and Zoning Commission and City Council.
- C. Such events must obtain a Special Events Permit from the City of Lancaster.

(3) Commercial Amusement/Recreation (Indoor)

- A. Any enterprise whose main purpose is to provide the general public with a variety of amusing or entertaining activities, including such activities as skating rinks, bowling alleys, video arcades and similar enterprises, but does not include theaters and auditoriums. It also includes establishments with more than four (4) coin operated machines as defined by City Ordinances, excluding billiard or pool halls. Exceptions include:
 1. Skill or coin-operated machines kept in private residences or apartments and used without charge by members of the family or bona fide guests;
 2. Skill or coin-operated machines on the premises of religious, charitable, educational or fraternal organizations for the use of members or their guests, and not for private profit, although a charge is made for playing; and

3. Billiard or pool tables on the premises of publicly owned facilities.
- B. A skill or coin operated machine is defined as any coin-operated machine of any kind or character whatsoever, when such machines dispense or are used or are capable of being used or operated for amusement or pleasure or when such machines are operated for the purpose of dispensing or affording skill or pleasure, or for any other purpose other than the dispensing or vending of merchandise, music or service, as those terms are defined in Texas Revised Civil Statutes Annotated, *Articles 8801-8817*.

(5) Commercial Amusement / Recreation (Outdoor)

- A. Outdoor commercial recreation and amusements, excluding drive-in theaters, but including golf courses, target ranges and skeet shoots, picnic groves, amusement parks, circus or carnival grounds, commercial amusement or recreational developments or tents, and other similar uses. This includes temporary structures used for meetings. Such uses shall be considered “temporary” if the use does not exceed 14 days. (See “Carnival, Circus, or Amusement Ride (Temporary)” above.)
- B. Outdoor commercial recreational and amusement uses shall be no closer than 300 feet to residentially zoned land unless such setback is reduced or waived by the Planning and Zoning Commission and City Council.

(6) Event Centers – Banquet Facility and Dance Hall

- A. Time Period – Event Centers must comply with all conditions stipulated herein at every event where alcohol beverage are available, provided and/or served and at events occurring after 6:00 pm.
- B. Security – The center must provide security at every event where alcohol beverage are available, provided and/or served, and at for events occurring after 6:00 pm. Security must be by a qualified person(s) who is authorized to provide private security under Chapter 1702 of Texas Occupations Code. Prior to the beginning of the event, Security must contact Lancaster Police Department and provide radio and/or phone contact information sufficient to ensure contact in the event of an emergency at the Event Center during the event.
- C. Loitering, Outside Activities – Prolonged congregating or loitering of event attendees or participants outside the event building is prohibited. Outside activities, if any, must be in compliance with the City noise regulations as set forth in the City Code of Ordinances and Lancaster Development Code.
- D. Noise Mitigation –The applicant must add noise mitigation to the existing

building if determined necessary by the City to protect surrounding properties and the public health, safety and welfare

- E. Litter & Debris – Any litter or debris left on the premises must be removed immediately following the event. The owner of the center is responsible for the removal of all litter and debris.
- F. Minors Parties Activities – Parties and activities involving minors ages 11-17 shall require the following:
 - i. Reservation will not exceed 50 minors per event
 - ii. One Security Officer shall be required for every 25 minors
 - iii. Guest list must be provided. No individual will be permitted to enter the reservation unless named on the list
 - iv. Participants are not allowed to leave the reservation once checked in
 - v. No reservations will be allowed to exceed 11 PM.
 - vi. One chaperone (age 25 or older) shall be required for every 25 minors.

(7) Fund Raising Events by Non-Profit, Indoor or Outdoor (Temporary)

- A. An event sponsored by a recognized legal non-profit organization, intended to attract people to a site where there may or may not be an admission charge.
- B. Such events must obtain a Special Events Permit from the City of Lancaster for residential districts.

(8) Tennis Courts. Tennis courts shall meet standards for lighting and noise levels at adjacent residential property lines. (See Art. 14.700. Environmental Performance Standards)

SECTION 3. That all provisions of the Lancaster Development Code in conflict with the provisions of this ordinance be, and the same are hereby, repealed and all other provisions of the Lancaster Development Code not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, or of the Lancaster Development Code, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Lancaster Development Code, as amended hereby, which shall remain in full force and effect.

SECTION 5. Any person, firm or corporation violating any of the provisions of this ordinance or the provisions of the Code of Ordinances of the City of Lancaster, Texas, as amended hereby, shall be deemed guilty of a misdemeanor and, upon conviction in the municipal court of the City of Lancaster, Texas, shall be subject to a fine not to exceed the sum of Two Thousand (\$2,000.00) dollars for each offense, and each and every day such offense shall continue shall be deemed to constitute a separate offense.

SECTION 6. This Ordinance shall become effective from and after its passage and publication as required by law.

DULY PASSED by the City Council of the City of Lancaster, Texas, on the 25th day of June, 2018.

ATTEST:

Sorangel O. Arenas, City Secretary

APPROVED:

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

Table 1 Land Use Tables

P = Permitted **A** = Accessory Use **S** = SUP "+" = Permitted with Conditions

<i>Agric.</i>	<i>Residential</i>									<i>Permitted Uses</i>	<i>Commercial</i>					<i>Industrial</i>		
A-O	SF-E	SF-4	SF-5	SF-6	ZL-7	2F-6	TH-16	MF-16	MH	Rural & Animal-Related	NS	R	CH	CS	TC	ORT	LI	MI
										Banquet Facility +		P	P	P				
										Night Club, Discoteque, or Dance Hall +		S	P	P			S	S

LANCASTER CITY COUNCIL

City Council Regular Meeting

6.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda.

Goal(s): Healthy, Safe & Engaged Community
Quality Development

Submitted by: Bester Munyaradzi, Senior Planner

Agenda Caption:

M18-05 Consider an ordinance vacating, abandoning, and closing a portion of a City of Lancaster sanitary sewer easement, as described in Exhibit "A", attached hereto and incorporated herein, providing for the furnishing of a certified copy of this ordinance for recording in the property records of Dallas County, Texas as a deed; and providing an effective date.

Background:

This is a request for the abandonment of a twenty square foot (20) sanitary sewer easement that served Lot 1, Block A of the Global BTS subdivision. The property consists of approximately 22.146 acres of land and is located on the northeast corner of West Drive and Longhorn Drive. The reason for the abandonment is due to the proposed warehouse building planned for the property. The sanitary sewer will be re-routed around the proposed building and a new easement will be dedicated for the new sanitary sewer.

The Water and Wastewater Superintendent has verified the proposed location on the plat as acceptable.

Operational Considerations:

The City Council must determine if the easement no longer serves a public purpose to the City. If City Council makes this determination and approves the proposed ordinance the easement will convert to the current owner.

Legal Considerations:

The ordinance has been reviewed and approved as to form by the City Attorney.

Public Information Considerations:

This item is being considered at a Regular Meeting of the City Council in accordance with the Texas Open Meetings Act.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff recommends approval of this request, as presented.

Attachments

Ordinance

Exhibit "A"

Preliminary Plat

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, VACATING, ABANDONING AND CLOSING A PORTION OF A CITY OF LANCASTER SANITARY SEWER EASEMENT, AS DESCRIBED IN EXHIBIT "A", WHICH ARE ATTACHED HERETO AND INCORPORATED HEREIN; PROVIDING FOR THE FURNISHING OF A CERTIFIED COPY OF THIS ORDINANCE FOR RECORDING IN THE REAL PROPERTY RECORDS OF DALLAS COUNTY, TEXAS, AS A DEED; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lancaster, Texas, has determined that the sanitary sewer easement described in Exhibit "A" no longer serves a public purpose and is of no use to the City of Lancaster; and

WHEREAS, the City Council has determined that the described property should be abandoned, released and quitclaimed to Global Longhorn Center, LP and its successors and assigns in the interest of the public health, safety, and general welfare;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS:

SECTION 1. That the City Council finds that a certain sanitary sewer easement, as described in Exhibit "A", which is attached hereto and incorporated herein by reference, no longer serves a public purpose and the same be hereby abandoned by the City of Lancaster.

SECTION 2. The City Secretary is hereby directed to certify a copy of the Ordinance and cause it to be recorded in the Deed Records of Dallas County, Texas and the same shall be a Quitclaim Deed in favor of the property owner in accordance with law.

SECTION 3. That the abandonment provided for herein shall extend only to the public right, title and interest which the City of Lancaster, Texas, may have in and to the surface of said strip of publicly owned land, and shall be construed to extend only to such interests that the governing body of the City of Lancaster, Texas, may legally and lawfully abandon.

SECTION 4. That the Mayor is hereby authorized to execute and deliver a quitclaim deed on a form approved by the City Attorney.

SECTION 5. That this ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide, and upon recordation.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 25th day of June, 2018

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

UTILITY EASEMENT
TO
THE CITY OF LANCASTER, TEXAS

THE STATE OF TEXAS
COUNTY OF DALLAS

3666 2 2 5.00 DEED
12/23/86

I, Gulf Western Realty Corp., Tr., for and in consideration of the sum of One (\$1.00) Dollar cash to me in hand paid by the City of Lancaster, Texas, and other valuable considerations, receipt of which is acknowledged, do hereby give and grant to the City of Lancaster, Texas, the right to construct, reconstruct and perpetually maintain a 20' (1) SANITARY SEWER line upon and across the following described property:

CENTERLINE DESCRIPTION OF A 20' WIDE
SANITARY SEWER EASEMENT
(10' Left & Right of Centerline)
(Across Gulf Western Realty Property)

BEING a centerline description of a 20' wide sanitary sewer easement (10' left and right of centerline), situated in the William Howerton Survey, Abstract No. 559 Dallas County, Texas, and being part of that certain 101.33 acre tract of land conveyed to Gulf Western Realty as recorded in Volume 83088, Page 5142 of the Deed Records of Dallas County, Texas; said centerline being more particularly described as follows;

COMMENCING at a 1/2 inch iron rod found for the Northwest corner of the said 101.33 acre tract of land, and also being in the East property line of that certain 20.256 acre tract of land conveyed to Frozen Food Express, Inc. Employee Retirement Plan Trust as recorded in Volume 69251, Page 1776 of the Deed Records of Dallas County, Texas;

THENCE South 89 degrees 39 minutes 35 seconds East along the North line of said 101.33 acre tract for a distance of 905 feet to the POINT OF BEGINNING;

THENCE South 00 degrees 25 minutes 00 seconds West, departing the North line of said 101.33 acre tract, for a distance of 330.00 feet to a point for corner;

THENCE South 89 degrees 39 minutes 35 seconds East, for a distance of 35.00 feet to a point for corner;

THENCE South 00 degrees 25 minutes 00 seconds West, for a distance of 1270.51 feet to a point for corner;

THENCE South 89 degrees 54 minutes 00 seconds West, for a distance of 85.44 feet to a point, said point being an existing sanitary sewer manhole and also being the end point of this centerline easement.

TO HAVE AND TO HOLD the same perpetually to the City of Lancaster, Texas, and its successors, together with the right and privilege at any and all times to enter said premises, or any part thereof, for the purpose of constructing, reconstructing and maintaining the said SANITARY SEWER line; on the condition that the City of Lancaster, Texas, and its successors will at all times, after doing any work in connection with the construction, reconstructing and repairing of said SANITARY SEWER line, restore said premises to the condition in which same were found before such work was undertaken and that in the use of said rights and privileges herein granted, the said City of Lancaster, Texas, and its successors will not create a nuisance or do any act that will be detrimental to said premises.

WITNESS my hand this the 14 day of OCTOBER, 1986.

GULF WESTERN REALTY CORP., TR.

By [Signature], Pres

86247 1695

ACKNOWLEDGEMENT

THE STATE OF TEXAS
COUNTY OF DALLAS

BEFORE ME, a Notary Public in and for Dallas County, Texas, on this day personally appeared Louis H. Lebowitz known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 14th day of October 19 86.


Jerry Pantazis
Notary Public, Dallas County, Texas

UNOFFICIAL

86247 1696

Return to:

CITY OF LANCASTER

P. O. BOX 940

Lancaster, Texas 75146-0940

Budman

COUNTY CLERK, Dallas County, Texas



Eane Bullock

DEC 28 1988

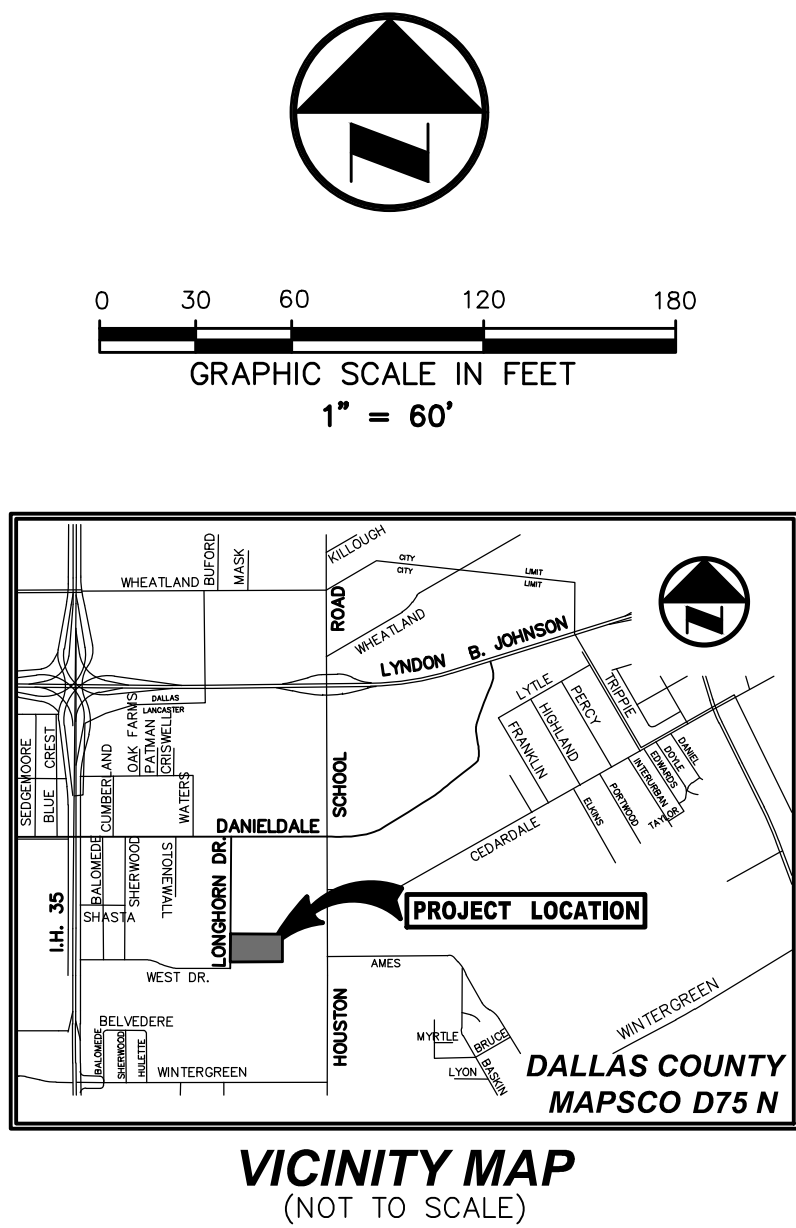
STATE OF TEXAS
COUNTY OF DALLAS
I hereby certify that this instrument was filed on the
date and time stamped hereon by me and was duly re-
corded in the volume and page of the named record
of Dallas County, Texas as stamped hereon by me.

1988 DEC 28 AM 9:53

COUNTY CLERK
DALLAS COUNTY

FILED

86247 1697



LOT 3, BLOCK A
FFE ADDITION
(VOL. 92135,
PG. 2700)
INVESTMENTS
TRANSPORTATION
SERVICES, LLC
(INST. NO.
201400125248)

**NORTH
LONGHORN
DRIVE**
(VARIABLE WIDTH RIGHT-OF-WAY)
(INST. NO. 200302670541)

LOT 2, BLOCK A
FFE ADDITION
(VOL. 92135, PG. 2700)
INVESTMENTS TRANSPORTATION
SERVICES, LLC
(INST. NO. 201400125248)

20' SANITARY
SEWER EASEMENT
(VOL. 70222, PG. 667)

25' X 25' SANITARY
SEWER EASEMENT
(VOL. 70222, PG. 667)

HOUSTON SCHOOL/WINTERGREEN
PARTNERS, LTD
(INST. NO. 20080403503)

CITY OF LANCASTER, TEXAS
(VOL. 2004073, PG. 2349)

SWIFT TRANSPORTATION, INC.
"TRACT 2"
(INST. NO. 201100074981)

LOT 1, BLOCK A
22.146 ACRES
(964,683 SF)

GLOBAL LONGHORN CENTER, L.P.
"TRACT 1"
(INST. NO. 201800054436)
ZONING "LI"
LIGHT INDUSTRIAL

15' WATER EASEMENT
(INST. NO.)

15' WATER EASEMENT
(INST. NO.)

DRAINAGE EASEMENT
(VOL. 2000038, PG. 4134)

DRAINAGE EASEMENT
(VOL. 2004073, PG. 2356)

HOUSTON SCHOOL/WINTERGREEN
PARTNERS, LTD
(INST. NO. 20080403503)

ACCESS EASEMENT
(INST. NO. 201600027740)

20' SANITARY SEWER EASEMENT
(INST. NO.)

20' SANITARY SEWER EASEMENT
(INST. NO.)

15' WATER EASEMENT
(INST. NO.)

ACCESS EASEMENT
(INST. NO. 201600027740)

ACCESS EASEMENT
(INST. NO. 201600027740)

APPROXIMATE LOCATION
OF 20' WIDE SANITARY
SEWER EASEMENT
(VOL. 70222, PG. 674)

APPROXIMATE LOCATION
OF 20' WIDE SANITARY
SEWER EASEMENT
(VOL. 70222, PG. 674)

LOT 2, BLOCK A
PARK 20
(INST. NO. 201600131565)
ARTEMIS HIP PARK 20, LLC
(INST. NO. 201600027737)

LOT 2, BLOCK A
PARK 20
(INST. NO. 201600131565)
ARTEMIS HIP PARK 20, LLC
(INST. NO. 201600027737)

SHEET 1 OF 2
PRELIMINARY PLAT
**GLOBAL BTS
LOT 1, BLOCK A**
22.146 ACRE TRACT BEING OUT OF THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559,
CITY OF LANCASTER, DALLAS COUNTY, TEXAS

LEGEND

- B- BOLLARD
FH- FIRE HYDRANT
SIGN- TRAFFIC SIGN
SS- SAN. SEWER MANHOLE
STM- STORM SEWER MANHOLE
W- WATER VALVE
B-B BACK-OF-CURB
- PROPERTY LINE
--- EASEMENT LINE
--- GUARD RAIL
--- STORM DRAIN LINE
--- WATER LINE
--- 6" SS- SANITARY SEWER LINE
--- 61.3- EXIST CONTOUR

SURVEYOR/ENGINEER
PACHECO KOCH, LLC
7557 RAMBLER ROAD, SUITE 1400
DALLAS, TEXAS 75231
PH: (972) 235-3031
CONTACT: KYLE HARRIS

OWNER/DEVELOPER
GLOBAL LONGHORN CENTER, L.P.
5055 KELLER SPRINGS ROAD, SUITE 300
ADDISON, TEXAS
PH: (972) 380-3640
CONTACT: KEN NEWMAN

Pacheco Koch		7557 RAMBLER ROAD, SUITE 1400 DALLAS, TX 75231 TX REG. ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-10008000
DRAWN BY LMG	CHECKED BY KCH	SCALE 1"=60'
DATE APRIL 2018		JOB NUMBER 3011-18.046

GLOBAL BTS LOT 1, BLOCK A - PRELIMINARY PLAT

L:\2015\18.046\DWG\SURVEY_C3D_2015\3011-18.046PP.DWG
17/05/2018 10:52 AM
92 DWG-30 3011-18.046

OWNER'S CERTIFICATE

STATE OF TEXAS
COUNTY OF DALLAS

WHEREAS, Global Longhorn Center, L.P. is the owner of a 22.146 acre (964,683) square feet tract of land situated in the William Howerton Survey, Abstract No. 559, City of Lancaster, Texas, Dallas County, Texas; said tract being part of that certain tract of land described as "Tract 1" in Special Warranty Deed to Global Longhorn Center, L.P., recorded in Instrument No. 201800054436 of the Official Public Records of Dallas County, Texas; said 22.146 acre tract being more particularly described as follows;

BEGINNING, at a 1/2-inch iron rod with "HALFF" cap found at the northernmost northwest corner of Lot 2, Block A of Park 20, an addition to the City of Lancaster according to the plat recorded in Instrument No. 201600131565 of the said Official Public Records; said point being in the south line of that certain tract of land described in Special Warranty Deed to Swift Transportation, Inc. recorded in Volume 21000055, Page 1714 of de said Official Public Records;

THENCE, South 01 degrees, 19 minutes, 14 seconds East, departing the said south line of Swift tract and along a west line of said Lot 2, Block A, a distance of 719.59 feet to a 1/2-inch iron rod with "HALFF" cap found for corner; said point being a northwest corner of said Lot 2, Block A;

THENCE, South 88 degrees, 29 minutes, 23 seconds West, along a north line of said Lot 2, Block A, a distance of 586.64 feet to a 3/8-inch iron rod found for corner; said point being the westernmost northwest corner of said Lot 2, Block A, and the northeast corner of that certain tract of land described in Special Warranty Deed to Houston School/Wintergreen Partners, Ltd, recorded in Instrument No. 20080403503 of the said Official Public Records;

THENCE, South 88 degrees, 19 minutes, 05 seconds West, along the north line of said Houston School/Wintergreen Partners, Ltd, tract, a distance of 749.12 feet to 1/2-inch iron rod with "HALFF" cap found for corner; said point being the southeast corner of that certain tract of land described in Special Warranty Deed to the City of Lancaster, Texas recorded in Instrument No. 200302670541 of the said Official Public Records; said point also being the northernmost northwest corner of said Houston School/Wintergreen Partners, Ltd, tract,

THENCE, North 01 degrees, 15 minutes, 24 seconds West, along the east line of said City of Lancaster tract, a distance of 726.25 feet to a 5/8-inch iron rod with "PACHECO-KOCH" cap set for corner; said point being the northeast corner of said City of Lancaster tract;

THENCE, North 88 degrees, 40 minutes, 45 seconds East, departing the said east line of North Longhorn Drive and along the said south line of Swift tract, a distance of 1,334.93 feet to the POINT OF BEGINNING;

CONTAINING: 964,683 square feet or 22.146 acres of land, more or less.

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS

That Global Longhorn Center, L.P., owner, do hereby bind themselves and their heirs, assignees and successors of title this plat designating the herein above described property as LOT 1, BLOCK A, GLOBAL BTS, an addition to the City of Lancaster, and do hereby dedicate to the public use forever the streets, alleys, and right-of-way easements shown thereon, and do hereby reserve the easement strips shown on this plat for mutual use and accommodation of garbage collection agencies and all public utilities desiring to use or using same. Any public utility shall have the right to remove and keep removed all or part of any buildings, fences, trees, shrubs, or other improvements or growths that in any way endanger or interfere with the construction, maintenance or efficiency of its respective systems on any of the easements strips, and any public utility shall at all times have the right of ingress and egress to and from and upon the said easement strips for the purpose of constructing, reconstructing, inspecting, patrolling, without the necessity at any time of procuring the permission of anyone.

Witness our hands at Dallas, Texas, this _____ day of _____, 2018.

Global Longhorn Center, L.P.
a Texas limited partnership;

By: Global Longhorn Center, L.P.
a Texas limited partnership;

By: Ken Newman
Senior Vice President of Construction
Shareholder

STATE OF TEXAS
COUNTY OF DALLAS

Before me the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared Ken Newman, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me he each executed the same for the purpose and considerations therein expressed.

Given under my hand and seal of office, this _____ day of _____, 2018.

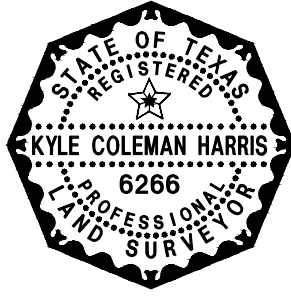
Notary Public in and for
the State of Texas

SURVEYOR'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS

That I, Kyle Coleman Harris, do hereby certify, that I prepared this plat from an actual on the ground survey of the land as described and that the corner monuments shown thereon were properly placed under my personal supervision in accordance with the Subdivision Regulations of the City of Lancaster.

Kyle Coleman Harris
Registered Professional Land Surveyor
No. 6266



STATE OF TEXAS
COUNTY OF DALLAS

Before me, the undersigned authority, a Notary Public in and for said county and state, on this day personally appeared Kyle Coleman Harris, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purpose and considerations therein expressed.

Given under my hand and seal of office, this ___th day of _____, 2018.

Notary Public in and for the State of Texas

CITY CERTIFICATION

Approval

"PRELIMINARY PLAT - For Inspection Purposes Only"
"Approved for Preparation of Final Plat"

Chairman, City of Lancaster,
Planning and Zoning Commission

Date

ATTEST:

Signature

Date

Name & Title

The Senior Planner of the City of Lancaster, Texas, hereby certifies that to the best of his/her knowledge or belief, this subdivision plat conforms to all requirements of the Lancaster Subdivision Regulations, or as many have been amended or modified, as allowed by the Planning and Zoning Commission as to which his approval is required.

Senior Planner

Date

NOTES

- Bearing system for this survey is based on the State Plane Coordinate System, North American Datum of 1983 (2011), Texas North Central Zone 4202. Distances reported have been scaled by applying the TxDOT Dallas County surface adjustment factor of 1.000136506.
- Subject property is shown on the National Flood Insurance Program Flood Insurance Rate Maps for Dallas County, Texas and Incorporated Areas, Map No. 48113C0495K, Community-Panel No. 480182 0495 K, Map Revised Date: July 7, 2014. A portion of the subject property is shown to be located in Zone "X" on said map. Relevant zones are defined on said map as follows:

Zone "X" - Other Areas: Areas determined to be outside the 0.2% annual chance floodplain.

- All underground utility information depicted on the survey is based on available record information on file at the City of Lancaster and the appropriate public utility companies. This information has been verified where possible by visible utility appurtenances. The surveyor cannot guarantee the accuracy or completeness of these records. Lacking excavation, the exact location of underground utilities cannot be accurately, completely and reliably depicted
- The distances shown hereon for adjoining and adjacent properties have been compiled from recorded plats and deeds, and do not necessarily represent field verified or monumented distances.
- The purpose of this preliminary plat is to create a lot from an unplatted property.
- Landowner shall be responsible for maintaining all detention pond facilities constructed on site.

SHEET 2 OF 2
PRELIMINARY PLAT
GLOBAL BTS
LOT 1, BLOCK A
22.146 ACRE TRACT BEING OUT OF THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559,
CITY OF LANCASTER, DALLAS COUNTY, TEXAS

SURVEYOR/ENGINEER
PACHECO KOCH, LLC
7557 RAMBLER ROAD, SUITE 1400
DALLAS, TEXAS 75231
PH: (972) 235-3031
CONTACT: KYLE HARRIS

OWNER/DEVELOPER
GLOBAL LONGHORN CENTER, L.P.
5055 KELLER SPRINGS ROAD, SUITE 300
ADDISON, TEXAS
PH: (972) 360-3640
CONTACT: KEN NEWMAN

DRAWN BY		CHECKED BY		SCALE		DATE		JOB NUMBER	
LMG		KCH		NONE		APRIL 2018		3011-18.046	

GLOBAL BTS LOT 1, BLOCK A - PRELIMINARY PLAT

LANCASTER CITY COUNCIL

City Council Regular Meeting

7.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda.

Goal(s): Sound Infrastructure
Quality Development

Submitted by: Bester Munyaradzi, Senior Planner

Agenda Caption:

M18-10 Consider a resolution accepting a waterline easement from CH Realty VII/I Dallas Houston School Rd GP, L.L.C., Grantor, to the City of Lancaster for the the replacement, repair, upgrade and removal of a waterline and all necessary or desirable structures, facilities and appurtenances necessary to provide a secondary and separate connection to the City water system; establishing conditions, providing for the furnishing of a certified copy of this resolution for recording in the property records of Dallas County, Texas as a deed; and providing an effective date.

Background:

This is a request for a waterline easement to serve Lot 1 and 2, Block A of the HSR Industrial Park Addition. The property to be served by this line consists of approximately 68.1 acres of land and is located on the northwest corner of W. Wintergreen Road and Houston School Road.

The City Engineer has reviewed the attached legal description and verified the proposed location on the civil engineering plans as acceptable. Having identified the location of these facilities, an easement must be granted by the property owner which must be considered and approved by City Council.

Operational Considerations:

The City Council must determine if the easement serves a public purpose and is of a use to the City.

Legal Considerations:

The resolution has been reviewed and approved as to form by the City Attorney.

Public Information Considerations:

This item is being considered at a Regular Meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Fiscal Impact:

The easement dedicated is at no cost to the City.

Options/Alternatives:

1. City Council may approve the resolution, as presented
2. City Council may deny the resolution.

Recommendation:

Staff recommends approval of the resolution, as presented.

Attachments

Resolution

Water Easement Dedication - Exhibit 1

Legal Description - Exhibit A

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, ACCEPTING A WATERLINE EASEMENT FROM CH REALTY VII/I DALLAS HOUSTON SCHOOL ROAD GP, LLC, GRANTOR, TO THE CITY OF LANCASTER FOR THE REPLACEMENT, REPAIR, UPGRADE AND REMOVAL OF A WATERLINE AND ALL NECESSARY OR DESIRABLE STRUCTURES, FACILITIES AND APPURTENANCES NECESSARY TO PROVIDE A CONNECTION TO THE CITY WATER SYSTEM; ESTABLISHING CONDITIONS, PROVIDING FOR THE FURNISHING OF A CERTIFIED COPY OF THIS RESOLUTION FOR RECORDING IN THE REAL PROPERTY RECORDS OF DALLAS COUNTY, TEXAS AS A DEED; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, CH Realty VII/I Dallas Houston School Rd GP, L.L.C. ("Grantor") is the owner of property located within the City of Lancaster; and,

WHEREAS, the City of Lancaster ("City") requires an easement for the replacement, repair, upgrade and removal of a waterline and all incidental improvements and for making of connections therewith to the city's water system; and

WHEREAS, the Grantor desires to dedicate to the City such Public Water Easement ("Easement") as provided in Exhibit "1" and the attachments thereto; and

WHEREAS, the City finds that such easement, as depicted on the attached Exhibit "1" and the attachments thereto is for a public purpose and hereby accepts the Easement from the Grantor under the terms and condition provided in Exhibit "1";

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS:

SECTION 1. That the City of Lancaster hereby finds and determines that it is in the best interest of the public health, safety and welfare to accept the public utility easement from CH Realty VII/I Dallas Houston School Rd GP, LLC, Grantor, which is described in Exhibit "1" attached hereto and incorporated herein.

SECTION 2. That the City Secretary is directed to file said easement for recording in the real property records of Dallas County, Texas, as a deed.

SECTION 3. That this Resolution shall take effect immediately from and after its adoption and execution.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 25th day of June, 2018.

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney

WATER LINE EASEMENT

This Water Line Easement (this "Easement") is made as of June _____, 2018, by and between **CH Realty VII/I Dallas Houston School Rd, L.P.**, a Delaware limited partnership ("Grantor"), and the **City of Lancaster, Texas** ("Grantee").

RECITALS:

Whereas, Grantor is the fee simple owner of that certain tract of land being more particularly described by metes and bounds and outlined on **Exhibit A** attached hereto (the "Easement Property"); and

Whereas, Grantee has requested Grantor to grant to Grantee a specific-use easement over and across the Easement Property and Grantor has agreed to grant to Grantee such easement.

Now, therefore, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor and Grantee hereby agree as follows:

1. **Easement.** Grantor hereby grants and conveys to Grantee, its successors and assigns, a non-exclusive easement in, over and across the Easement Property for the sole purposes of construction, maintenance and operation of underground water lines and any appurtenances related thereto. The Easement granted herein shall include the right to access the Easement Property. Grantee covenants and agrees to repair, replace and reinstall any vegetation, landscaping and/or improvements damaged by Grantee. Grantee further covenants and agrees to protect, indemnify, and hold harmless Grantor from any claims, demands, expenses, losses, damages or injuries (including death) to persons or property to the extent caused by Grantee's negligence or willful misconduct in the construction, operation and maintenance or use of the Easement.

2. **Grantor's Use of Easement Property.** Grantor hereby reserves the right to use and enjoy the Easement Property for any and all purposes Grantor desires, subject only to the limitation that such use and enjoyment will not damage or unreasonably interfere with Grantee's permitted uses.

3. **Attorneys' Fees and Costs.** If any legal or other proceeding is instituted to enforce any term of this Easement, the party prevailing in any such proceeding shall be paid all of the legal costs, expenses and fees including attorneys' fees by the other party, and if any judgment is secured by such prevailing party all such legal costs, expenses and fees shall be included in any such judgment.

4. **Authority.** Grantor hereby represents that it has the legal authority to enter into and execute this Easement and to perform all of the obligations and duties herein.

5. **Lienholder Consent and Subordination.** Comerica Bank, a Texas banking association, as holder of a lien on the Easement Property, consents to this Easement including the terms and conditions set forth herein and subordinates its lien to the terms and conditions set forth herein by its execution of the Consent of Lienholder instrument attached hereto and made a part hereof for all purposes.

6. **Governing Law.** This Easement shall be governed and interpreted in accordance with the laws of the State of Texas, and any action regarding this Easement shall be brought in a court of competent jurisdiction County, Texas.

7. **Headings.** The headings contained in this Easement are for reference purposes only and will not in any way affect the meaning or interpretation hereof.

[SIGNATURES APPEAR ON THE FOLLOWING PAGES]

IN WITNESS WHEREOF, the parties have executed this Easement on the respective dates set forth in the respective acknowledgments below, to be effective as of the date appearing in the acknowledgment below of the last party to sign this Easement.

GRANTOR:

CH REALTY VII/I DALLAS HOUSTON SCHOOL RD, L.P., a
Delaware limited partnership

By: CH Realty VII/I Dallas Houston School Rd
GP, L.L.C., a Delaware limited liability
company, its general partner

By: Fund VII Managers, L.L.C.,
a Texas limited liability company
its manager

By: _____
Name: _____
Title: _____

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

This instrument was acknowledged before me on June _____, 2018, by _____, Vice President of Fund VII Managers, L.L.C., a Texas limited liability company, the manager of CH Realty VII/I Dallas Houston School Rd GP, L.L.C., a Delaware limited liability company, the general partner of CH Realty VII/I Dallas Houston School Rd, L.P., a Delaware limited partnership, on behalf of said limited liability companies and limited partnership.

Notary Public, State of Texas

My Commission Expires:

Printed/Typed Name

IN WITNESS WHEREOF, the parties have executed this Easement on the respective dates set forth in the respective acknowledgments below, to be effective as of the date appearing in the acknowledgment below of the last party to sign this Easement.

GRANTEE:

City of Lancaster, Texas

By: _____

Its: _____

Date: _____

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

 This instrument was acknowledged before me on _____, 2018, by
_____ (personally known to me or proved to me through
_____ as identification), _____ of the City of
Lancaster, Texas, a municipality in the State of Texas, in the capacity therein stated, for and on
behalf of said municipality.

Notary Public, State of Texas

My Commission Expires:

Printed/Typed Name

CONSENT OF LIENHOLDER

Comerica Bank, a Texas banking association ("Lienholder"), being the beneficiary under that certain Amended and Restated Deed of Trust, Security Agreement, Assignment of Leases and Rents and Fixture Filing dated June 30, 2017, recorded on July 3, 2017, as Instrument No. 201700185293 in the Real Property Records of Dallas County, Texas (the "Deed of Trust"), constituting liens on the Easement Property (as described in the foregoing Easement), does hereby consent to and agree to the imposition of the foregoing Easement on the Easement Property, and to the subordination of the lien of the Deed of Trust to the terms and conditions of the foregoing Easement, such that a foreclosure of such lien shall not extinguish the Easement.

Comerica Bank, a Texas banking association, as
Administrative Agent and a Lender

By: _____

----- Authorized Signatory

Date: _____, 2018

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

 This instrument was acknowledged before me on June _____, 2018, by
_____, the _____ of Comerica Bank, a
Texas banking association, in the capacity therein stated, for and on behalf of said banking
association.

Notary Public, State of Texas

My Commission Expires:

Printed/Typed Name

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

BEING a tract of land situated in the William Howerton Survey, Abstract Number 559, Dallas County, Texas, and being a part of that called 68.11 acre tract of land described in Special Warranty Deed to CH Realty VII/I Dallas Houston School Rd, L.P., as recorded in Instrument Number 201700102740 of the Official Public Records of Dallas County, Texas (O.P.R.D.C.T.), and being more particularly described in THREE PARTS as follows:

PART 1

COMMENCING at a found 1/2-inch iron rod for the south corner of a corner clip located at the intersection of the west line of Houston School Road (a variable width right-of-way) and the north line of Wintergreen Road (a variable width right-of-way), said corner also being the southerly southeast corner of said 68.11 acre tract;

THENCE South 89 degrees 31 minutes 23 seconds West with said north right-of-way line of Wintergreen Road, a distance of 177.50 feet to a point for corner;

THENCE South 85 degrees 42 minutes 27 seconds West continuing along said north right-of-way line, a distance of 114.13 feet to THE POINT OF BEGINNING OF PART 1;

THENCE South 85 degrees 42 minutes 27 seconds West continuing along said north right-of-way line, a distance of 15.02 feet to a point for corner;

THENCE departing said north right-of-way line and over and across said 68.11 acre tract the following bearings and distances:

North 01 degree 21 minutes 57 seconds West, a distance of 156.37 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 260.71 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 16.50 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;

North 01 degree 21 minutes 57 seconds West, a distance of 16.50 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 262.87 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 149.85 feet to a point for corner on said north right-of-way line;

THENCE South 89 degrees 27 minutes 07 seconds West, along said north right-of-way line, a distance of 15.00 feet to a point for corner;

THENCE departing said north right-of-way line, and over and across said 68.11 acre tract, the following bearings and distances:

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

North 01 degree 21 minutes 57 seconds West, a distance of 149.63 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 27.28 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 16.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 16.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 275.72 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 16.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 16.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 117.45 feet to a point for corner;
North 46 degrees 21 minutes 57 seconds West, a distance of 64.23 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 36.21 feet to a point for corner;
North 43 degrees 38 minutes 03 seconds East, a distance of 31.56 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 751.05 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 62.50 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 325.00 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 285.00 feet to a point for corner;

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

North 88 degrees 38 minutes 03 seconds East, a distance of 7.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 7.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 39.76 feet to a point for corner;

South 43 degrees 38 minutes 03 seconds West, a distance of 31.56 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 23.79 feet to a point for corner;

South 46 degrees 21 minutes 57 seconds East, a distance of 51.80 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 1,259.85 feet to a point for corner;

North 43 degrees 38 minutes 03 seconds East, a distance of 19.57 feet to a point for corner;

North 01 degree 21 minutes 57 seconds West, a distance of 905.52 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 60.48 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 15.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 15.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 227.75 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 9.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 9.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 276.88 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 9.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 9.70 feet to a point for corner;

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

South 01 degree 21 minutes 57 seconds East, a distance of 275.53 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 9.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 9.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 11.09 feet to a point for corner;
South 43 degrees 38 minutes 03 seconds West, a distance of 32.00 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 203.25 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 16.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 16.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 35.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 155.60 feet to the POINT OF
BEGINNING AND CONTAINING 52,708 square feet or 1.210 acres of land, more or less.

PART 2

COMMENCING at a found 1/2-inch iron rod for the south corner of a corner clip located at the intersection of the west line of Houston School Road (a variable width right-of-way) and the north line of Wintergreen Road (a variable width right-of-way), said corner also being the southerly southeast corner of said 68.11 acre tract;

THENCE with the common east line of said 68.11 acre tract and west right-of-way line of said Houston School Road, the following bearings and distances:

North 44 degrees 20 minutes 43 seconds East, a distance of 31.70 feet to a point for corner;

North 00 degrees 51 minutes 24 seconds West, a distance of 177.51 feet to a set 1/2-inch iron rod with a yellow plastic cap stamped "Halff, Inc." (hereafter referred to as "with Halff cap") for corner;

North 02 degrees 57 minutes 27 seconds East, a distance of 143.43 feet to a set 1/2-inch iron rod for the beginning of a non-tangent circular curve to the left having a radius of 7,160.00 feet and a chord that bears North 03 degrees 06 minutes 44 seconds West, a distance of 250.70 feet;

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

Northerly with said curve to the left, through a central angle of 02 degrees 00 minutes 23 seconds, an arc distance of 250.72 feet to a found 1/2-inch iron rod with cap for the point of reverse curvature of a circular curve to the right having a radius of 7,260.00 feet and a chord that bears North 02 degrees 28 minutes 21 seconds West, a distance of 416.38 feet;

Northerly with said curve to the right, through a central angle of 03 degrees 17 minutes 11 seconds, an arc distance of 416.44 feet to a point for corner;

North 00 degrees 49 minutes 45 seconds West, a distance of 77.34 feet to a point for corner;

THENCE South 88 degrees 38 minutes 03 seconds West, departing said west right-of-way line and over and across said 68.11 acre tract, a distance of 35.71 feet to the POINT OF BEGINNING OF PART 2:

THENCE continuing over and across said 68.11 acre tract the following bearings and distances:

South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;

North 01 degree 21 minutes 57 seconds West, a distance of 764.16 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 31.30 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 35.02 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;

North 01 degree 21 minutes 57 seconds West, a distance of 35.02 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 1152.43 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 25.02 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;

North 01 degree 21 minutes 57 seconds West, a distance of 25.02 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 48.93 feet to a point for corner;

South 43 degrees 38 minutes 03 seconds West, a distance of 23.97 feet to a point for corner;

South 46 degrees 20 minutes 47 seconds East, a distance of 14.00 feet to a point for corner;

South 43 degrees 39 minutes 13 seconds West, a distance of 15.00 feet to a point for corner;

North 46 degrees 20 minutes 47 seconds West, a distance of 10.85 feet to a point for corner;

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

South 01 degree 21 minutes 57 seconds East, a distance of 306.87 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 277.00 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 7.70 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 199.87 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 824.40 feet to a point for corner;
North 43 degrees 38 minutes 03 seconds East, a distance of 48.25 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 341.58 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 15.98 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 15.98 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 285.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 15.98 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 15.98 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 285.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 15.98 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

South 01 degree 21 minutes 57 seconds East, a distance of 15.98 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 312.30 feet to a point for corner;

North 01 degree 21 minutes 57 seconds West, a distance of 34.40 feet to a point for corner;

North 44 degrees 07 minutes 58 seconds East, a distance of 62.23 feet to a point for corner,
lying on the north line of said 68.11 acre tract;

THENCE North 88 degrees 29 minutes 11 seconds East along said north line, a distance of 15.56 feet to an "X" in concrete found for the northeast corner of said 68.11 acre tract, being on said west right-of-way line of Houston School Road;

THENCE South 00 degrees 46 minutes 45 seconds East along the east line of said 68.11 acre tract and west right-of-way line, a distance of 5.83 feet to a point for corner;

THENCE departing said east and west lines, and over and across said 68.11 acre tract the following bearings and distances:

South 44 degrees 07 minutes 58 seconds West, a distance of 62.94 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 87.70 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 15.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 15.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 282.10 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 9.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 9.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 284.90 feet to a point for corner;

North 88 degrees 38 minutes 03 seconds East, a distance of 9.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 9.70 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 107.57 feet to the POINT OF BEGINNING AND CONTAINING 47,659 square feet or 1.094 acres of land, more or less.

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

PART 3

COMMENCING at a found 1/2-inch iron rod for the south corner of a corner clip located at the intersection of the west line of Houston School Road (a variable width right-of-way) and the north line of Wintergreen Road (a variable width right-of-way), said corner also being the southerly southeast corner of said 68.11 acre tract;

THENCE with the common east line of said 68.11 acre tract and west right-of-way line of said Houston School Road, the following bearings and distances:

North 44 degrees 20 minutes 43 seconds East, a distance of 31.70 feet to a point for corner;

North 00 degrees 51 minutes 24 seconds West, a distance of 177.51 feet to a set 1/2-inch iron rod with a yellow plastic cap stamped "Halff, Inc." (hereafter referred to as "with Halff cap") for corner;

North 02 degrees 57 minutes 27 seconds East, a distance of 143.43 feet to a set 1/2-inch iron rod for the beginning of a non-tangent circular curve to the left having a radius of 7,160.00 feet and a chord that bears North 03 degrees 06 minutes 44 seconds West, a distance of 250.70 feet;

Northerly with said curve to the left, through a central angle of 02 degrees 00 minutes 23 seconds, an arc distance of 250.72 feet to a found 1/2-inch iron rod with cap for the point of reverse curvature of a circular curve to the right having a radius of 7,260.00 feet and a chord that bears North 02 degrees 28 minutes 21 seconds West, a distance of 416.38 feet;

Northerly with said curve to the right, through a central angle of 03 degrees 17 minutes 11 seconds, an arc distance of 416.44 feet to a point for corner;

North 00 degrees 49 minutes 45 seconds West, a distance of 77.34 feet to a point for corner;

THENCE South 88 degrees 38 minutes 03 seconds West, departing said west right-of-way line and over and across said 68.11 acre tract, a distance of 50.71 feet to a point for corner;

THENCE South 01 degree 21 minutes 57 seconds East, a distance of 71.87 feet to the POINT OF BEGINNING OF PART 3:

THENCE continuing over and across said 68.11 acre tract the following bearings and distances:

South 01 degree 21 minutes 57 seconds East, a distance of 15.00 feet to a point for corner;

South 88 degrees 38 minutes 03 seconds West, a distance of 367.78 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 72.50 feet to a point for corner;

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 72.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 217.51 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 72.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 72.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 285.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East a distance of 72.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 15.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 72.50 feet to a point for corner;
South 88 degrees 38 minutes 03 seconds West, a distance of 372.70 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 15.00 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 360.70 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 72.50 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 72.50 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 285.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 72.50 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 72.50 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 223.00 feet to a point for corner;
North 01 degree 21 minutes 57 seconds West, a distance of 72.50 feet to a point for corner;
North 88 degrees 38 minutes 03 seconds East, a distance of 15.00 feet to a point for corner;
South 01 degree 21 minutes 57 seconds East, a distance of 72.50 feet to a point for corner;

**EXHIBIT A
WATER LINE EASEMENT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NUMBER 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS**

North 88 degrees 38 minutes 03 seconds East, a distance of 263.62 feet to a point for corner;

North 01 degree 21 minutes 57 seconds West, a distance of 9.65 feet to a point for corner;

North 66 degrees 54 minutes 54 seconds East, a distance of 16.15 feet to a point for corner;

South 01 degree 21 minutes 57 seconds East, a distance of 15.62 feet to a point for corner;

NORTH 88 degrees 38 minutes 03 seconds East, a distance of 95.68 feet to the POINT OF BEGINNING AND CONTAINING 26,034 square feet or 0.5977 acres of land, more or less.

Basis of Bearing is the North American Datum of 1983, Texas State Plane Coordinate System, North Central Zone (4202). All distances are surface distances. Surface Adjustment Scale Factor: 1.000136506.

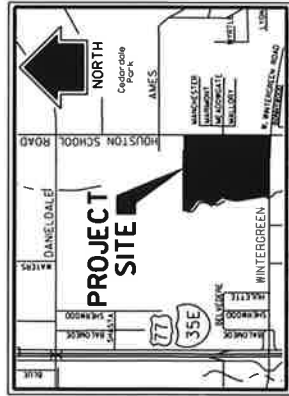
An exhibit of even date accompanies this description.

PRELIMINARY; FOR REVIEW ONLY. NOT TO BE RECORDED FOR ANY PURPOSE.

ANDREW J. SHAFER
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS NO. 5017
TBPLS FIRM NO. 10029600



SCALE: 1"=100'



NOT TO SCALE

PROPOSED
HSR INDUSTRIAL PARK
LOT 1 AND LOT 2, BLOCK A

CH REALTY VII/I DALLAS
HOUSTON SCHOOL RD, L.P.
INST. NO. 201700102740

WILLIAM HOWERTON SURVEY,
ABSTRACT NO. 559

Match Line (See Sheet 3 of 8)

MATCH LINE (See Sheet 2 of 8)

WATER LINE EASEMENT
PART 1
(52,708 SQ. FT.)

W. WINTERGREEN ROAD
(VARIABLE WIDTH ROW)

POINT OF
BEGINNING
PART 1

POINT OF
COMMENCING
PARTS 1, 2, & 3

EXHIBIT B
WATER LINE EASEMENT
PARTS 1, 2, AND 3
PART OF A 68.11 ACRE TRACT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS

Note:
Basis of Bearing is the North American Datum of 1983,
Texas State Plane Coordinate System, North Central
Zone (4202). All distances are surface distances.
Surface Adjustment Scale Factor: 1.000136506.

LEGEND

1/2" FIR
C.M.
1/2-INCH FOUND IRON ROD
CONTROL MONUMENT



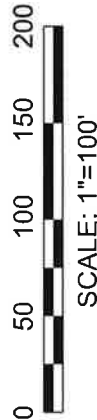
FOR
HALFF
TBPIS FIRM NO. 10029600
HALFF ASSOCIATES, INC. ENGINEERS - SURVEYORS
1201 NORTH BOWSER ROAD - RICHARDSON, TEXAS - 75081-2275
SCALE: 1"=100' TELE: 214-346-6200 AVO. 32279 MAY, 2018

WILLIAM HOWERTON
SURVEY, 559
ABSTRACT NO.

PROPOSED
HSR INDUSTRIAL PARK
LOT 1 AND LOT 2, BLOCK A

CH REALTY VII/I DALLAS
HOUSTON SCHOOL RD, L.P.
INST. NO. 201700102740

(CALLED 6.1237 ACRES)
CITY OF DALLAS
TRACT 3
INST. NO. 200900030950
O.P.R.D.C.T.



MATCH LINE (See Sheet 1 of 8)

W. WINTERGREEN ROAD

M PARKS SURVEY. ABSTRACT NO. 1120

AIM: HONOLULU CONVENT, 1983.
M PARKS SURVEY. ABSTRACT NO. 1120

(VARIABLE WIDTH ROW)

EXHIBIT B

EXHIBIT D
WATER LINE EASEMENT
PARTS 1, 2, AND 3

PART OF A 68.11 ACRE TRACT
SITUATED IN THE

WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS

Note:

Basis of Bearing is the North American Datum of 1983, Texas State Plane Coordinate System, North Central Zone (4202). All distances are surface distances. Surface Adjustment Scale Factor: 1.000136506.

LEGEND

1 1/2" FIR
C.M.

PAGE 2 OF 8

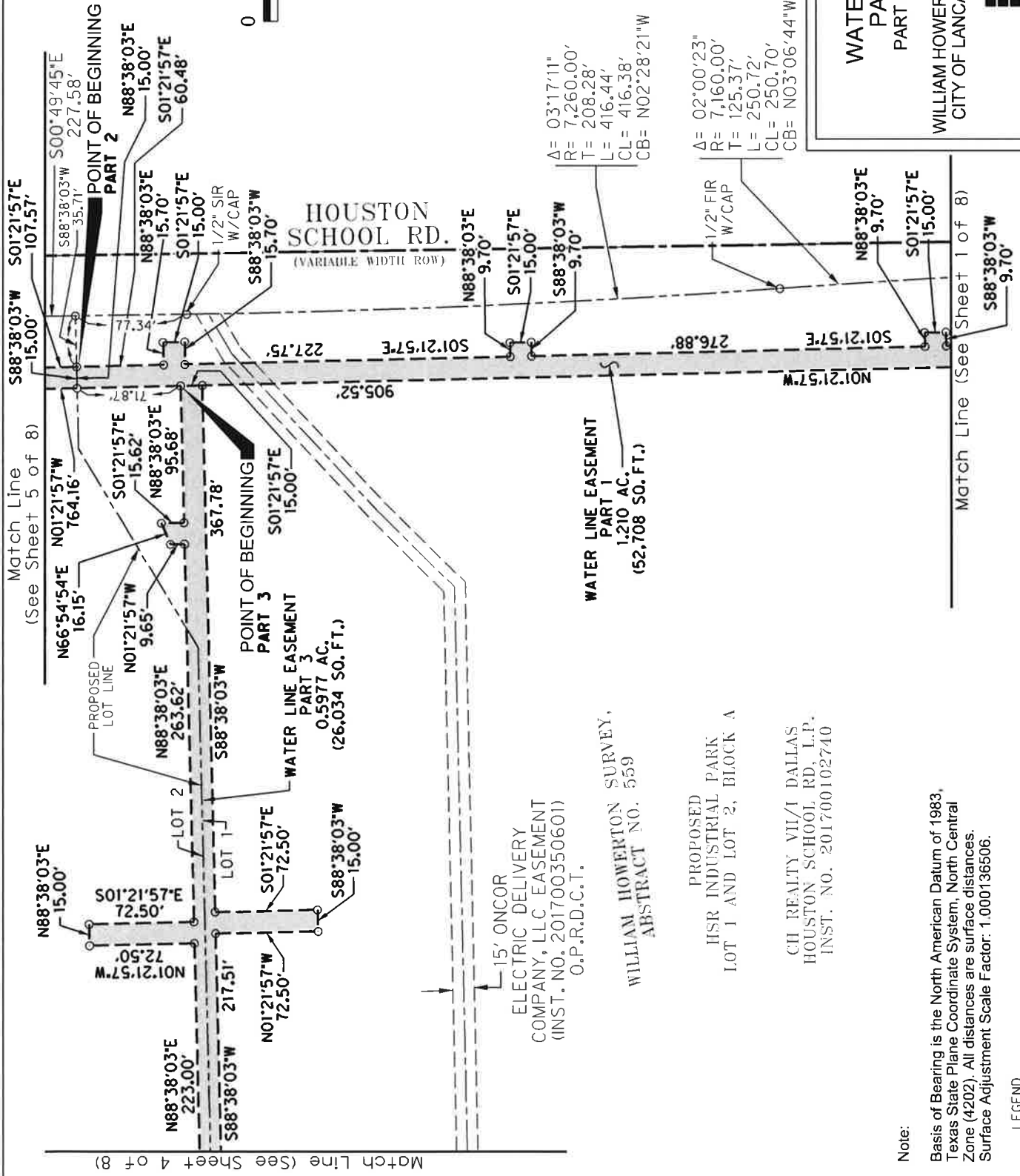


FOR
HALF

TRPI S FIRM NO. 10029600

HALFF ASSOCIATES, INC. ENGINEERS - SURVEYORS

1201 NORTH BOWSER ROAD ~ RICHARDSON, TEXAS ~ 75081-2275
TELE: 214-346-6200 AVO. 32279 MAY, 2018



Note:

Basis of Bearing is the North American Datum of 1983, Texas State Plane Coordinate System, North Central Zone (4202). All distances are surface distances. Surface Adjustment Scale Factor: 1.000136506.

LEGEND

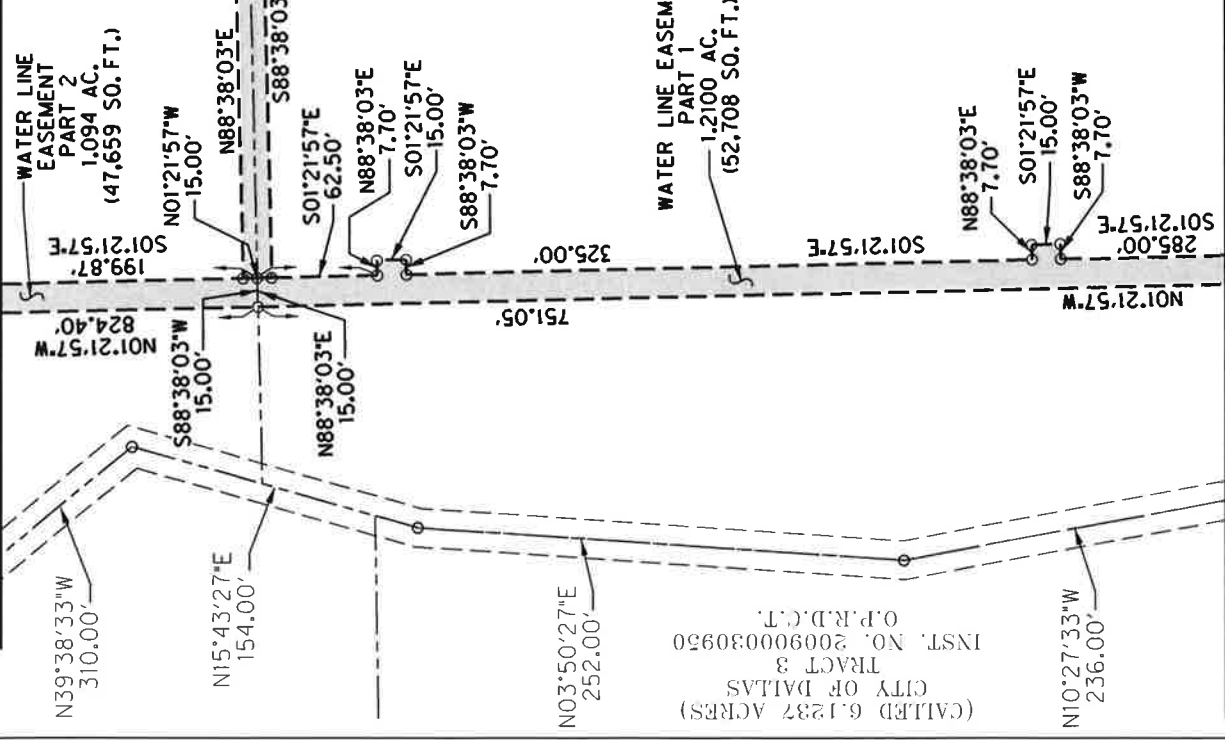
1/2" FIR 1/2-INCH FOUND IRON ROD
C.M. CONTROL MONUMENT

EXHIBIT B
WATER LINE EASEMENT
PARTS 1, 2, AND 3
PART OF A 68.11 ACRE TRACT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS



FOR
HALFF
TBPLS FIRM NO. 10029600
HALFF ASSOCIATES, INC. ENGINEERS - SURVEYORS
1201 NORTH BOWSER ROAD - RICHARDSON, TEXAS - 75081-2275
SCALE: 1"=100' TELE: 214-346-6200 AVO. 32279 MAY, 2018

Match Line (See Sheet 6 of 8)

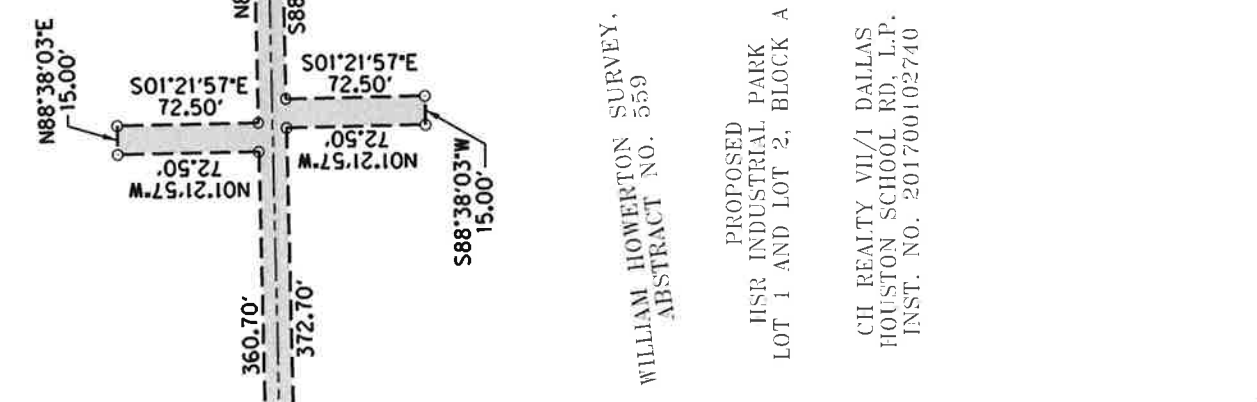


Match Line (See Sheet 2 of 8)

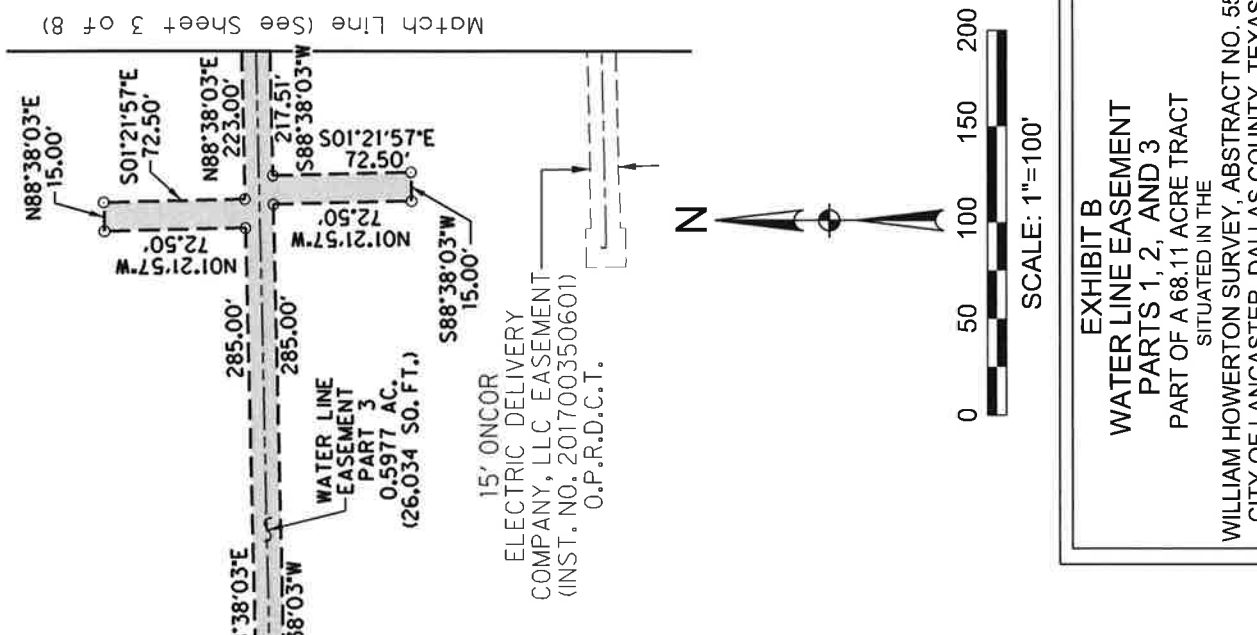
LEGEND

- 1/2" FIR CONTROL MONUMENT

Note:
Basis of Bearing is the North American Datum of 1983,
Texas State Plane Coordinate System, North Central
Zone (4202). All distances are surface distances.
Surface Adjustment Scale Factor: 1.000136506.



Match Line (See Sheet 2 of 8)



Match Line (See Sheet 2 of 8)

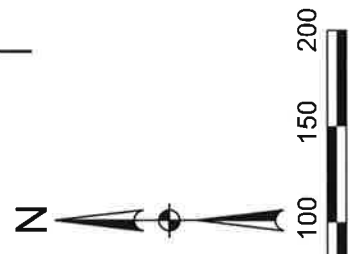


EXHIBIT B
WATER LINE EASEMENT
PARTS 1, 2, AND 3
PART OF A 68.11 ACRE TRACT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS

FOR

HALFF

TBPLS FIRM NO. 10029600
HALFF ASSOCIATES, INC. ENGINEERS - SURVEYORS
1201 NORTH BOWSER ROAD - RICHARDSON, TEXAS - 75081-2275
SCALE: 1"=100' TELE: 214-346-6200 AVO: 32279 MAY, 2018

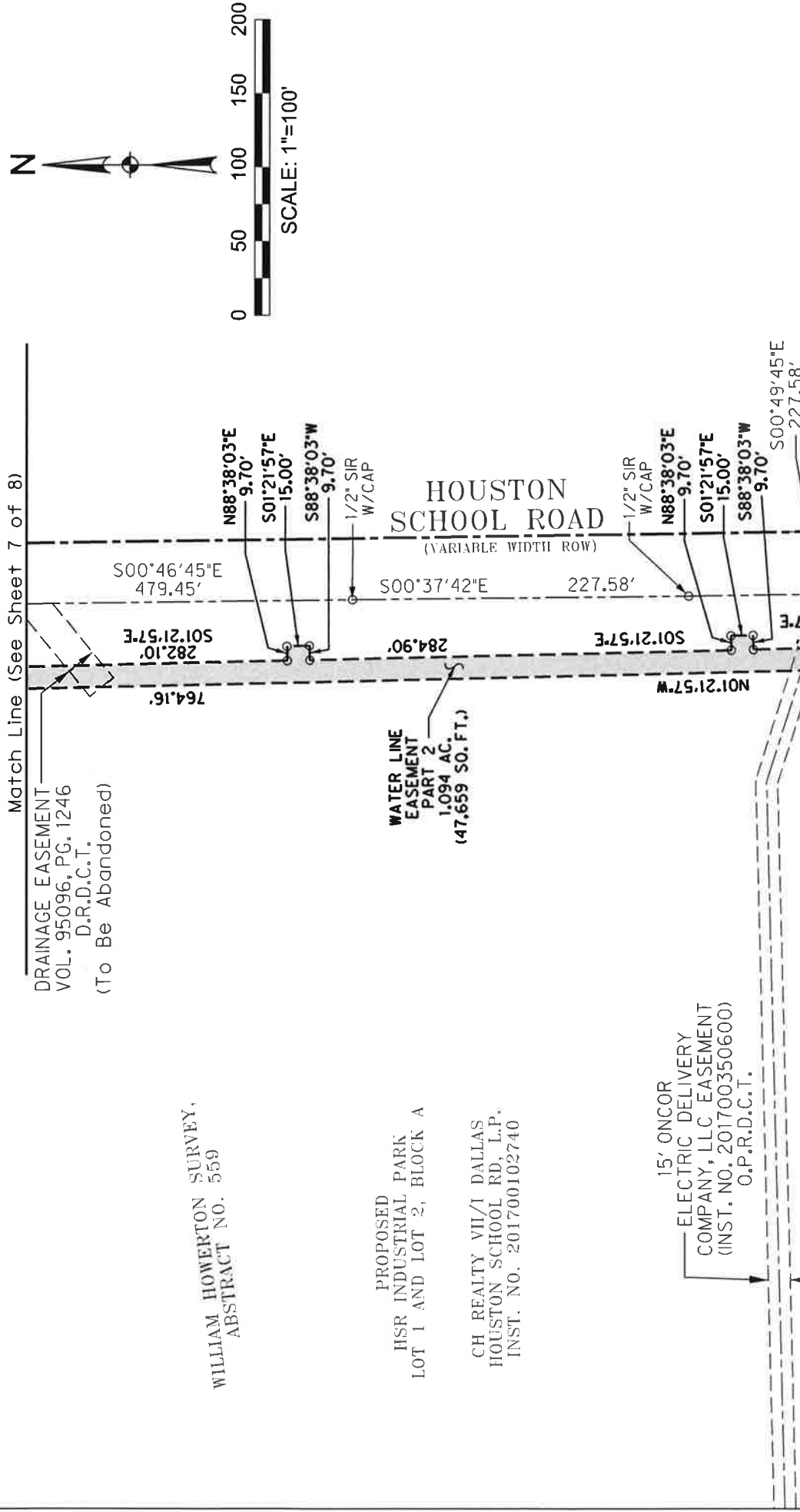


EXHIBIT B
WATER LINE EASEMENT
PARTS 1, 2, AND 3
PART OF A 68.11 ACRE TRACT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS



FOR
TBPLS FIRM NO. 10029600
HALFF ASSOCIATES, INC. ENGINEERS - SURVEYORS
1201 NORTH BOWSER ROAD - RICHARDSON, TEXAS - 75081-2275
SCALE: 1"=100' TELE: 214-346-6200 AVO. 32279 MAY, 2018

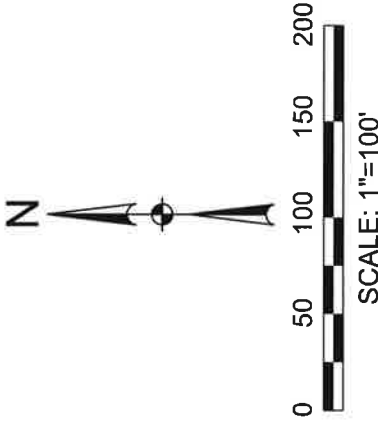
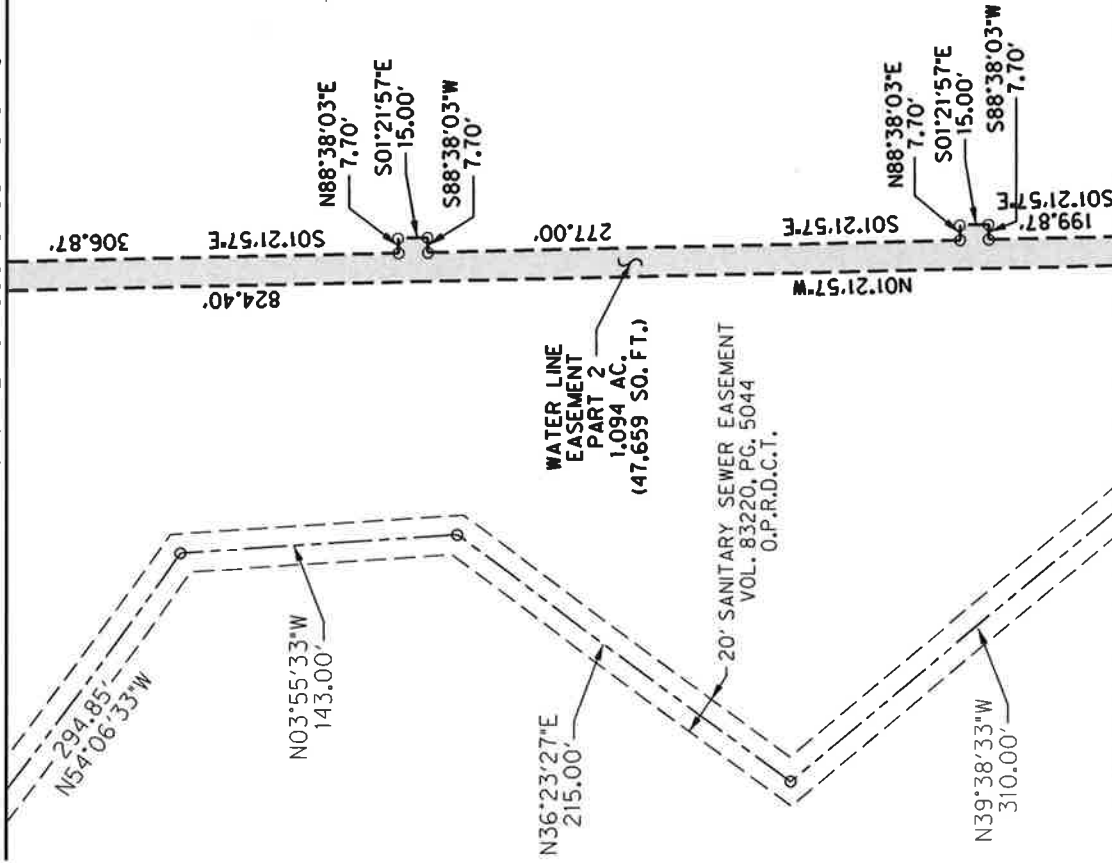
Note:

Basis of Bearing is the North American Datum of 1983,
Texas State Plane Coordinate System, North Central
Zone (4202). All distances are surface distances.
Surface Adjustment Scale Factor: 1.000136506.

LEGEND

1/2" FIR 1/2-INCH FOUND IRON ROD
C.M. CONTROL MONUMENT

Match Line (See Sheet 8 of 8)



WILLIAM HOWERTON SURVEY,
ABSTRACT NO. 559

PROPOSED
HSR INDUSTRIAL PARK
LOT 1 AND LOT 2, BLOCK A

CH REALTY VII/1 DALLAS
HOUSTON SCHOOL RD, L.P.,
INST. NO. 201700102740

EXHIBIT B
WATER LINE EASEMENT
PARTS 1, 2, AND 3
PART OF A 68.11 ACRE TRACT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS



FOR
TBPLS FIRM NO. 10029600
HALFF ASSOCIATES, INC. ENGINEERS - SURVEYORS
1201 NORTH BOWSER ROAD - RICHARDSON, TEXAS - 75081-2275
SCALE: 1"=100' TELE. 214-348-6200 AVO. 32279 MAY, 2018


Note:

Basis of Bearing is the North American Datum of 1983,
Texas State Plane Coordinate System, North Central
Zone (4202). All distances are surface distances.
Surface Adjustment Scale Factor: 1.000136506.

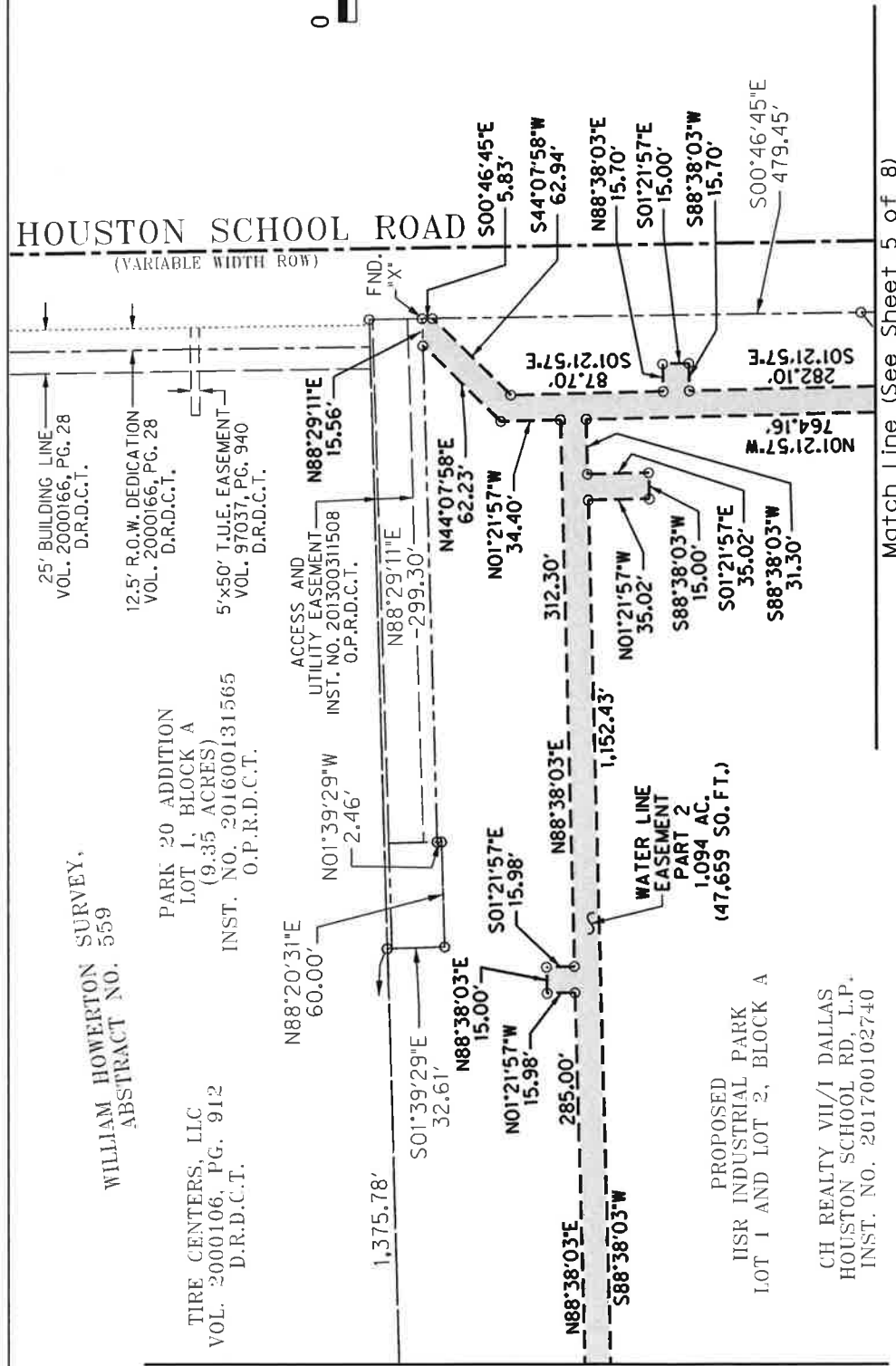
LEGEND
1/2" FIR 1/2-INCH FOUND IRON ROD
C.M. CONTROL MONUMENT

WILLIAM HOWERTON
ABSTRACT NO. 559
SURVEY,

TIRE CENTERS, LLC
VOL. 2000106, PG. 912
D.R.D.C.T.
PARK 20 ADDITION
LOT 1, BLOCK A
(9.35 ACRES)
INST. NO. 201600131565
O.P.R.D.C.T.

N88°20'31"E
60.00' 

Match Line (See Sheet 8 of 8)



Match Line (See Sheet 5 of 8)

Note:

Basis of Bearing is the North American Datum of 1983, Texas State Plane Coordinate System, North Central Zone (4202). All distances are surface distances. Surface Adjustment Scale Factor: 1.000136506.

LEGEND

1 1/2" FIR
C.M.

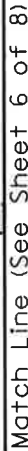
PAGE 7 OF 8

EXHIBIT B
WATER LINE EASEMENT
PARTS 1, 2, AND 3
PART OF A 68.11 ACRE TRACT
SITUATED IN THE
WILLIAM HOWERTON SURVEY, ABSTRACT NO. 559
CITY OF LANCASTER, DALLAS COUNTY, TEXAS
FOR



HALFF

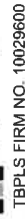
TBPLS FIRM NO. 10029600
 HALFF ASSOCIATES, INC. ENGINEERS ~ SURVEYORS
 NORTH BOWSER ROAD ~ RICHARDSON, TEXAS ~ 75081-2275
 : 1"=100' TELE. 214-346-6200 AVO. 32279 MAY, 2018



Basis of Bearing is the North American Datum of 1983,
Texas State Plane Coordinate System, North Central
Zone (4202). All distances are surface distances.
Surface Adjustment Scale Factor: 1.000139506.

1/2" FIR 1/2-INCH FOUND IRON ROD
C.M. CONTROL MONUMENT

FOR



PAGE 8 OF 8

LANCASTER CITY COUNCIL

City Council Regular Meeting

8.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda.

Goal(s): Healthy, Safe & Engaged Community

Submitted by: Opal Mauldin-Jones, City Manager

Agenda Caption:

Discuss and consider an ordinance changing the physical address of the City's Public Safety Building from 1650 North Dallas Avenue, Lancaster, Texas 75134 to 100 Craig Shaw Memorial Parkway, Lancaster, Texas 75134.

Background:

As prescribed in the City Council Rules and Procedures, as amended September 2016, Section D. City Council Agenda Process, Subsection 1.b., Deputy Mayor Pro Tem Nina Morris requested that an item be included on the agenda for the purpose of discussing changing the physical address of the Public Safety Building currently addressed as 1650 North Dallas Avenue, Lancaster, Texas 75134.

Operational Considerations:

At the June 18, 2018 Work Session, City Council discussed the request to change the physical address of the Public Safety Building to an address reflective of Craig Shaw Memorial Parkway which is the east/west roadway at the main entrance to the facility. City Council requested that an item be placed on the next Regular Meeting agenda for consideration.

This item is for City Council to consider changing the physical address of the Public Safety Building to 100 Craig Shaw Memorial Parkway.

Legal Considerations:

The City Attorney has prepared and approved the ordinance as to form.

Public Information Considerations:

This item is being considered at a meeting of the City Council noticed in accordance with the Texas Open Meetings Act.

Options/Alternatives:

1. City Council may approve the ordinance, as presented.
2. City Council may deny the ordinance.

Recommendation:

Staff Recommends approval of the Ordinance, as presented.

Attachments

Ordinance
Exhibit "A"

ORDINANCE NO.

ORDINANCE OF THE CITY OF LANCASTER, TEXAS, CHANGING THE ADDRESS OF THE CITY'S PUBLIC SAFETY BUILDING FROM 1650 NORTH DALLAS AVENUE TO 100 CRAIG SHAW MEMORIAL PARKWAY, PROVIDING FOR REPEALER; PROVIDING FORSEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE .

WHEREAS, The City of Lancaster's Public Safety Building is located on two streets, being North Dallas Avenue and Craig Shaw Memorial Parkway, and is currently assigned 1650 North Dallas Avenue as its address; and

WHEREAS, the City Council of the City of Lancaster, Texas has determined that it is in the best interest of the citizens of the City to amend the address of the City's Public Safety Building to honor the life and legacy of Police Officer Craig Shaw:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS:

SECTION 1. All of the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety;

SECTION 2. The address of the City of Lancaster Public Safety Building, currently assigned 1650 North Dallas Avenue, is hereby amended to be 100 Craig Shaw Memorial Parkway, and all ordinances, maps, and plats of the City of Lancaster referring to the address of the Public Safety Building are hereby amended to reflect the new address on Craig Shaw Memorial Parkway. The general location of the address change is depicted on Exhibit "A" attached hereto and incorporated herein for all purposes.

SECTION 3. That all provisions of the Lancaster Code of Ordinances in conflict with the provisions of this ordinance be, and the same are hereby, repealed and all other provisions of the Lancaster Code of Ordinances not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, or of the Lancaster Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Lancaster Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 5. This Ordinance shall become effective from and after its passage.

DULY PASSED by the City Council of the City of Lancaster, Texas on this the 25th day of June, 2018

ATTEST:

APPROVED:

Sorangel O. Arenas, City Secretary

Clyde C. Hairston, Mayor

APPROVED AS TO FORM:

David T. Ritter, City Attorney



City of Lancaster
100 Craig Shaw Memorial Pkwy

Exhibit "A"

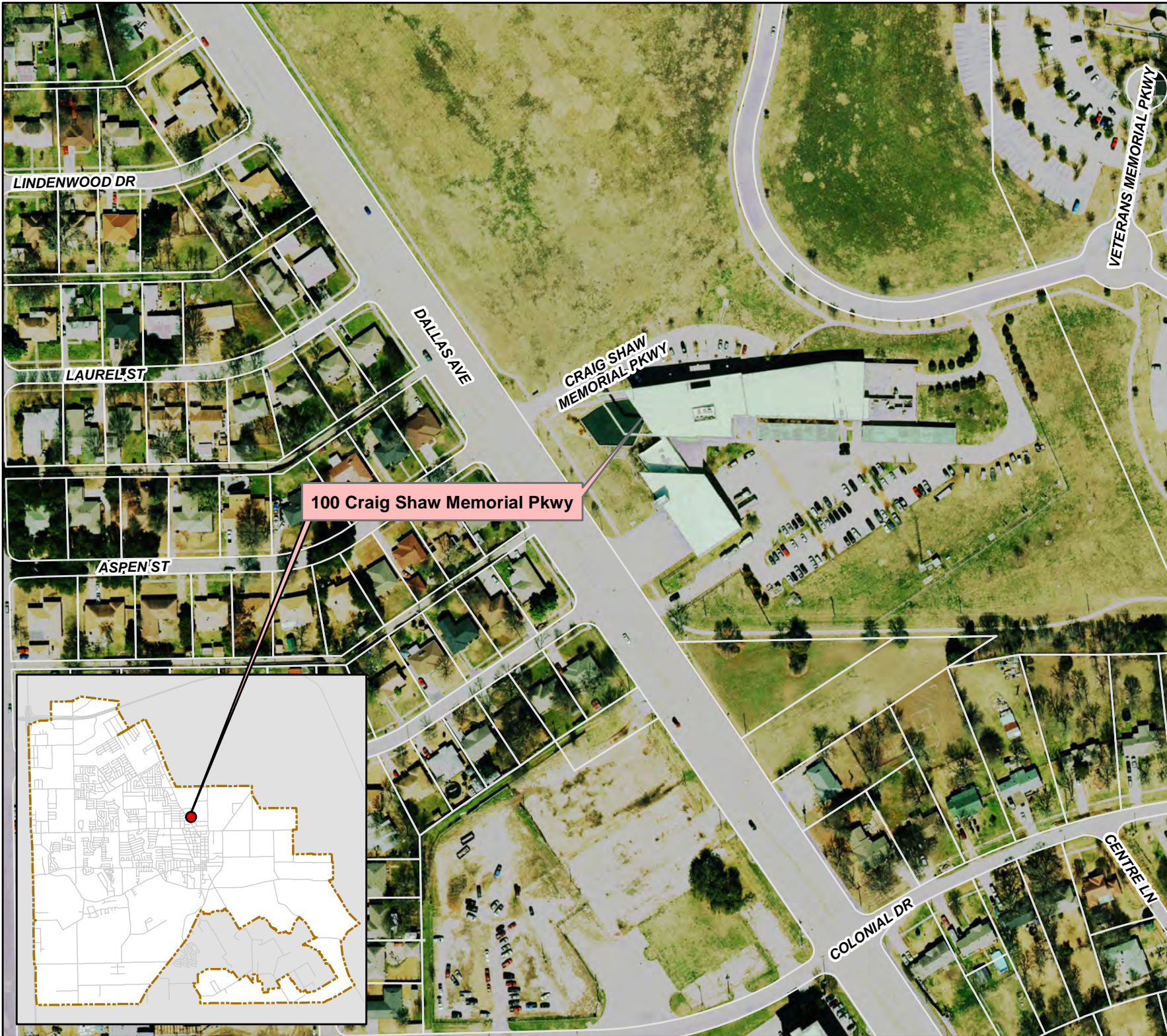


Legend

- Parcels
- City Limits

0 50 100 200 Feet

date: 06/20/2018



LANCASTER CITY COUNCIL

City Council Regular Meeting

9.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda

Goal(s): Financially Sound Government
Sound Infrastructure
Quality Development
Professional & Committed City Workforce

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Discuss and consider election of a Mayor Pro Tempore.

Background:

Section 3.05 (b) of the City Charter provides for the election of a Mayor Pro Tempore and a Deputy Mayor Pro Tempore. Section 3.05 (c) of the City Charter provides that the Mayor Pro Tempore shall act as Mayor during the disability or absence of the Mayor and in this capacity shall have the rights conferred upon the Mayor.

Options/Alternatives:

Council may elect a Mayor Pro Tempore at this time or defer the action until the next Regular Meeting.

Recommendation:

No staff recommendation. This matter is at Council's discretion.

Attachments

Section 3.05, Mayor, Mayor Pro Tem and Deputy Mayor Pro Tem from the City's Home Rule Charter

- (2) have resided in their district for a minimum of one (1) year prior to the date of the election and shall reside in that district during the term of office.

In the event that a citizen's residence is changed solely as a result of an approved redistricting plan in accordance with law, the one (1) year district residency requirement shall not apply.

SECTION 3.03 Compensation

The City Council shall serve without compensation. The City Council shall be entitled to reimbursement for actual expenses incurred in the performance of official duties.

SECTION 3.04 Mayor and the City Councilmember; Qualifications; How Nominated and Elected; Official Ballot.

(A) The names of candidates for City Councilmember and Mayor shall be placed on the official ballot upon the filing of a petition, in accordance with the TEXAS ELECTION CODE, with the City Secretary stating the candidate has resided in the City of Lancaster for a period of at least one year prior to such election. If filing for a Council district, the candidate must have also resided within the district for which the candidate is filing for a period of at least one (1) year prior to such election, except as provided herein. The petition shall be signed, in addition to the candidate, by twenty-five (25) qualified voters residing within the district for which the candidate is seeking election, or in the case of the Mayor, twenty-five (25) qualified voters of the City. Upon filing, such name shall be printed upon the official ballot. The order in which the names of the candidates for City Council shall appear on the ballot shall be determined by lot, in a drawing held under the supervision of the City Secretary.

(B) If a member of the Council shall file as a candidate for nomination or election to any public office other than his current office on the City Council, such candidacy shall constitute an automatic resignation.

SECTION 3.05 Mayor, Mayor Pro-Tem and Deputy Mayor Pro-Tem

(A) The Mayor shall preside at all meetings of the City Council, and shall be recognized as head of the City government for all ceremonial purposes, and by the Governor for purposes of military law, but shall have no regular administrative duties. The Mayor may participate in the discussion of all matters coming before the City Council. The Mayor shall be entitled to vote as a member thereof on all legislative or other matters. He shall sign resolutions/ordinances and conveyances made or entered into by the City and all bonds issued under the provisions of this Charter; and such other documents that he/she may be authorized by Council or by law. The Mayor shall not have power to veto any legislative or other matter.

(B) The City Council shall elect a Mayor Pro Tem and a Deputy Mayor Pro Tem at the first meeting as provided herein.

(C) The Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor, and in this capacity shall have the rights conferred upon the Mayor.

(D) The Deputy Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Deputy Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor and Mayor Pro-Tem, and in this capacity shall have the rights conferred upon the Mayor.

SECTION 3.06 Vacancies, Forfeiture and Filling of Vacancies

(A) The office of a Councilmember or the Mayor shall become vacant upon his/her death, resignation, forfeiture of, or removal from office by any manner authorized by law.

(B) Any person on the City Council who ceases to possess the required qualifications for office or who is convicted of a felony or is convicted of violating any State laws regulating conflicts of interest of municipal officers shall forfeit his/her office. Every forfeiture shall be declared and enforced by the City Council.

(C) If there is a vacancy in the office of Mayor, a new Mayor shall be elected as provided by state law.

(D) A vacancy in the office of any Councilmember shall be filled by special election in accordance with the TEXAS ELECTION CODE. If the vacated office is that of Mayor Pro-Tem (or Deputy Mayor Pro-Tem), the City Council shall elect a new Mayor Pro-Tem (or Deputy Mayor Pro-Tem) at the next regular meeting.

(E) Vacancies filled by special election shall be for the remainder of the term that was vacated.

SECTION 3.07 Duties and Powers of the City Council

(A) The City Council shall have all powers necessary and incident to the proper discharge of the duties imposed upon it and is hereby invested with all powers necessary to carry out the terms of this Charter; it being intended that the City Council and Mayor shall have and exercise all powers enumerated in this Charter or implied thereby and all powers that are or hereafter may be granted to municipalities by this Charter, the Constitution or laws of the State of Texas.

(B) Any member of the City Council shall have the unabridged right to place an item on the agenda of a duly convened meeting of the Council; nothing contained in this Charter shall be construed to limit or circumscribe such right.

(C) During each calendar year, the City Council shall undertake one (1) annual review of the performance of the City Manager in writing. The City Manager shall be responsible for

LANCASTER CITY COUNCIL

City Council Regular Meeting

10.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda

Goal(s): Financially Sound Government
Sound Infrastructure
Quality Development
Professional & Committed City Workforce

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Discuss and consider election of a Deputy Mayor Pro Tempore.

Background:

Section 3.05 (b) of the City Charter provides for the election of a Mayor Pro Tempore and a Deputy Mayor Pro Tempore. Section 3.05 (d) of the City Charter provides that the Deputy Mayor Pro Tempore shall act as Mayor during the disability or absence of the Mayor and Mayor Pro Tempore and in this capacity shall have the rights conferred upon the Mayor.

Options/Alternatives:

Council may elect a Deputy Mayor Pro Tempore at this time or defer the action until the next Regular Meeting.

Recommendation:

No staff recommendation. This matter is at Council's discretion.

Attachments

Section 3.05 Mayor, Mayor Pro Tem, and Deputy Mayor Pro Tem from the City's Home Rule Charter

- (2) have resided in their district for a minimum of one (1) year prior to the date of the election and shall reside in that district during the term of office.

In the event that a citizen's residence is changed solely as a result of an approved redistricting plan in accordance with law, the one (1) year district residency requirement shall not apply.

SECTION 3.03 Compensation

The City Council shall serve without compensation. The City Council shall be entitled to reimbursement for actual expenses incurred in the performance of official duties.

SECTION 3.04 Mayor and the City Councilmember; Qualifications; How Nominated and Elected; Official Ballot.

(A) The names of candidates for City Councilmember and Mayor shall be placed on the official ballot upon the filing of a petition, in accordance with the TEXAS ELECTION CODE, with the City Secretary stating the candidate has resided in the City of Lancaster for a period of at least one year prior to such election. If filing for a Council district, the candidate must have also resided within the district for which the candidate is filing for a period of at least one (1) year prior to such election, except as provided herein. The petition shall be signed, in addition to the candidate, by twenty-five (25) qualified voters residing within the district for which the candidate is seeking election, or in the case of the Mayor, twenty-five (25) qualified voters of the City. Upon filing, such name shall be printed upon the official ballot. The order in which the names of the candidates for City Council shall appear on the ballot shall be determined by lot, in a drawing held under the supervision of the City Secretary.

(B) If a member of the Council shall file as a candidate for nomination or election to any public office other than his current office on the City Council, such candidacy shall constitute an automatic resignation.

SECTION 3.05 Mayor, Mayor Pro-Tem and Deputy Mayor Pro-Tem

(A) The Mayor shall preside at all meetings of the City Council, and shall be recognized as head of the City government for all ceremonial purposes, and by the Governor for purposes of military law, but shall have no regular administrative duties. The Mayor may participate in the discussion of all matters coming before the City Council. The Mayor shall be entitled to vote as a member thereof on all legislative or other matters. He shall sign resolutions/ordinances and conveyances made or entered into by the City and all bonds issued under the provisions of this Charter; and such other documents that he/she may be authorized by Council or by law. The Mayor shall not have power to veto any legislative or other matter.

(B) The City Council shall elect a Mayor Pro Tem and a Deputy Mayor Pro Tem at the first meeting as provided herein.

(C) The Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor, and in this capacity shall have the rights conferred upon the Mayor.

(D) The Deputy Mayor Pro-Tem shall be a Councilmember elected by the City Council at the first regular meeting after each election of Councilmembers and/or Mayor. The Deputy Mayor Pro-Tem shall act as Mayor during the disability or absence of the Mayor and Mayor Pro-Tem, and in this capacity shall have the rights conferred upon the Mayor.

SECTION 3.06 Vacancies, Forfeiture and Filling of Vacancies

(A) The office of a Councilmember or the Mayor shall become vacant upon his/her death, resignation, forfeiture of, or removal from office by any manner authorized by law.

(B) Any person on the City Council who ceases to possess the required qualifications for office or who is convicted of a felony or is convicted of violating any State laws regulating conflicts of interest of municipal officers shall forfeit his/her office. Every forfeiture shall be declared and enforced by the City Council.

(C) If there is a vacancy in the office of Mayor, a new Mayor shall be elected as provided by state law.

(D) A vacancy in the office of any Councilmember shall be filled by special election in accordance with the TEXAS ELECTION CODE. If the vacated office is that of Mayor Pro-Tem (or Deputy Mayor Pro-Tem), the City Council shall elect a new Mayor Pro-Tem (or Deputy Mayor Pro-Tem) at the next regular meeting.

(E) Vacancies filled by special election shall be for the remainder of the term that was vacated.

SECTION 3.07 Duties and Powers of the City Council

(A) The City Council shall have all powers necessary and incident to the proper discharge of the duties imposed upon it and is hereby invested with all powers necessary to carry out the terms of this Charter; it being intended that the City Council and Mayor shall have and exercise all powers enumerated in this Charter or implied thereby and all powers that are or hereafter may be granted to municipalities by this Charter, the Constitution or laws of the State of Texas.

(B) Any member of the City Council shall have the unabridged right to place an item on the agenda of a duly convened meeting of the Council; nothing contained in this Charter shall be construed to limit or circumscribe such right.

(C) During each calendar year, the City Council shall undertake one (1) annual review of the performance of the City Manager in writing. The City Manager shall be responsible for

LANCASTER CITY COUNCIL

City Council Regular Meeting

11.

Meeting Date: 06/25/2018

Policy Statement: This request supports the City Council 2017-2018 Policy Agenda

Goal(s): Civic Engagement

Submitted by: Sorangel O. Arenas, City Secretary

Agenda Caption:

Discuss and consider appointment of council liaisons to City Boards and Commissions.

Background:

At the February 5, 2018 Special Meeting, City Council made appointments to City Boards and Commissions. Annually, Council members select the boards/commissions that they would like to serve as Council liaison.

In accordance with Resolution 2007-09-105, appointments are based on seniority with the most tenured member choosing from the boards/commissions first. Following is a list of councilmembers by seniority:

- Deputy Mayor Pro Tem Nina Morris
- Councilmember Marco Mejia
- Councilmember Stanley Jaglowski
- Mayor Pro Tem Carol Strain-Burk
- Councilmember Clyde C. Hairston
- Councilmember Derrick D. Robinson

Operational Considerations:

Currently serving as liaisons are the following:

<u>Board/Commission:</u>	<u>Councilmember:</u>
Airport Board	Robinson
Animal Shelter Advisory Committee	Jaglowski
Civil Service Commission	Hairston
Economic Development Corp.	Mejia
Historic Landmark Preservation Committee	Strain-Burk
Library Advisory Board	Jaglowski
Museum Advisory Board	Hairston
Parks and Recreation Advisory Board/ Recreational Development Corp.	Morris
Planning & Zoning Commission	Strain-Burk
Property Standards & Appeals Board	Morris
Youth Advisory Committee	Morris

Options/Alternatives:

1. Council may make selections for council liaisons to boards and commissions.
2. Council may postpone selection of council liaisons and direct staff.

Recommendation:

Selection of council liaisons is solely at Council's pleasure.

Attachments

Resolution 2007-09-105 (council liaison policy)

RESOLUTION NO. 2007-09-105

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, ESTABLISHING A POLICY FOR COUNCILMEMBERS TO SERVE AS LIAISONS TO ALL BOARDS AND COMMISSIONS OF THE CITY; REPEALING ALL RESOLUTIONS IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is the intention of the City Council of the City of Lancaster to provide effective communication to all the boards and commissions; and

WHEREAS, Councilmembers serving as liaisons to the various City's boards and commissions will be able to provide necessary resources and information to the boards and commissions.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, TEXAS, THAT:

Section 1. All City Councilmembers, with the exception of the Mayor, will serve as Council liaisons to all the boards and commissions of the City for a period of one year. Councilmembers will select different boards and/or commissions to serve as liaisons after or around the completion of the boards and commissions appointments in July.

Section 2. Each Councilmember will be allowed to select the board or commission they would like to serve as liaisons to by order of seniority.

Section 3. Each Councilmember may submit a quarterly report to the entire council through the City Secretary on their respective board and/or commission's activity.

Section 4. Councilmembers are strongly encouraged, rather than required, to attend all meetings of their selected boards and/or commissions.

Section 5. Any prior Resolution of the City Council in conflict with the provisions contained in this Resolution are hereby repealed or revoked.

Section 6. Should any part of this Resolution be held to be invalid for any reason, the remainder shall not be affected thereby, and such remaining portions are hereby declared to be severable.

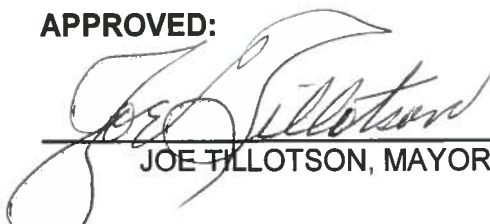
Section 7. This Resolution shall take effective immediately from and after its passage, and it is accordingly so resolved.

DULY PASSED and approved by the City Council of the City of Lancaster, Texas, on this the 24th day of September 2007.

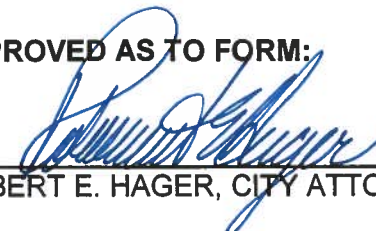
ATTEST:


DOLLE K. SHANE, CITY SECRETARY

APPROVED:


JOE TILLOTSON, MAYOR

APPROVED AS TO FORM:


ROBERT E. HAGER, CITY ATTORNEY