

**State of Texas
County of Denton
City of Lake Dallas**

The Lake Dallas City Council met in a regular meeting on March 28, 2019 in the Lake Dallas City Hall, 212 Main Street, with notice of the meeting given, as required by Title 5, Chapter 551.041 of the Texas Government Code. Mayor Barnhart called the meeting to order at 7:02 p.m.

1. Roll Call

Michael Barnhart	Mayor
Megan Ray	Councilmember 1
Kathy Brownlee	Councilmember 2
Cheryl McClain	Councilmember 3
Andi Nolan	Councilmember 5

Absent:

Charlie Price	Councilmember 4
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Staff Present: City Manager John Cabrales, City Secretary Codi Delcambre, Police Chief Carolla, Public Works Manager Devin Shields, Director of Development Services Jeremy Tennant, Director of Library Services Natalie McAdams, Michele Sanchez, Finance Director, Daniel Rusnak, Code Enforcement Officer and City Attorney Kevin Laughlin.

2. Invocation and Pledges of Allegiance

Mayor Barnhart led the invocation and pledges.

3. Announcements & Special Recognitions.

A. City Manager's Report

Presentation to Lt. Vikki Chandler for 20 years of service.

Presentation to Mardi Grau winners.

4. Citizen Agenda & Public Comments

Mayor Barnhart opened the Visitors/Citizens Agenda.

Cody Jackson of 419 Shady Shores stated that staff needed to be more respectful of the speakers. He stated there was video posted about the Seattle Council and how they have lost site of what the citizens want. He stated that the citizens are the reason you are sitting in those chairs.

Bill Knox of 194 Oakwood spoke about the Police Department profiling the Motor Club members. He stated that the motorcycle profiling needed to stop.

Linda Barnard of 5315 King Manor Dr. asked the council why the citizens didn't receive the report that staff created on February 14.

5. Consider and Act on the Consent Agenda

- A. Receive Monthly Budget & Financial Report for December.**
- B. Approval of Minutes of the Meeting held February 28, 2019.**
- C. Approval of Resolution of the City Council of the City of Lake Dallas, Texas, appointing Daniel Carolla, Chief of Police, to fill an unexpired term on the Animal Shelter Advisory Committee.**
- D. Approval of Resolution authorizing an Interlocal Agreement with the City of Corinth, for a cooperative purchasing program for the purchase of goods and services from those vendors that Corinth solicits for competitive bid.**
- E. Approval of Resolution authorizing the acceptance of transfer of surplus property (monopole) from Denco Area 911 District, authorize the City Manager to execute all documents related thereto on behalf of the City of Lake Dallas**
- F. Approval of Resolution of the City Council of the City of Lake Dallas, Texas, authorizing the continued participation with the Atmos Cities Steering Committee; and authorizing the payment of five cents per capita to the Atmos Cities Steering committee to fund regulatory and related activities related to Atmos Energy Corporation.**
- G. Approval of Resolution ratifying the emergency declaration by the City Manager authorizing work to be performed by North Texas Pump Company relating to the replacement of the Animal Shelter sewer pumps Animal Shelter pumps repair.**

Mayor Barnhart pulled items 5A and 5E.

Motion: to approve the consent agenda item 5B, 5C, 5D and 5F was made by Councilmember Ray and second by Councilmember McClain.

Ayes: Councilmembers Ray, McClain, Brownlee, and Nolan

Noes: None

Motion Passed 4-0.

Motion: to approve the consent agenda item 5E was made by Councilmember Ray and second by Councilmember Nolan.

Ayes: Councilmembers Ray, McClain, Brownlee, and Nolan

Noes: None

Motion Passed 4-0.

- 6. Conduct a public hearing and consider a resolution approving a masonry exception authorizing the use of metal siding on an accessory building greater than 120 square feet in area to be located on Lot 1, Block A, Z Flooring Addition, commonly known as 350 Betchan Drive and located within a C-1 Retail Zoning District; and providing an effective date. (Case ZD 03-19.**

Development Services Director Jeremy Tennant presented the Council with the case background.

Mayor Barnhart opened the public hearing at 7:39 p.m.

No one spoke in favor or against the proposed zoning change.

Mayor Barnhart closed the public hearing at 7:39 p.m.

Motion to approve a resolution approving a masonry exception authorizing the use of metal siding on an accessory building greater than 120 square feet in area to be located on Lot 1, Block A, Z Flooring Addition, commonly known as 350 Betchan Drive and located within a C-1 Retail Zoning District an was made by Councilmember Ray and second by Councilmember Nolan.

Ayes: Councilmembers Ray, Brownlee and Nolan

Noes: McClain

Motion Passed 3-1.

7. **Consider and Act on a resolution of the City Council of the City of Lake Dallas, Texas authorizing negotiation and execution of an agreement with D&D Commercial Landscape Management for mowing and landscape maintenance of City parks, facilities, and rights-of-way through the City's Cooperative Purchase Agreement with the City of Corinth; and providing an effective date.**

Motion: to approve a resolution of the City Council of the City of Lake Dallas, Texas authorizing negotiation and execution of an agreement with D&D Commercial Landscape Management for mowing and landscape maintenance of City parks, facilities, and rights-of-way through the City's Cooperative Purchase Agreement with the City of Corinth was made by Councilmember Ray and second by Councilmember McClain.

Ayes: Councilmembers Ray, McClain, Brownlee and Nolan

Noes: None

Motion Passed 4-0.

8. **Consider a resolution authorizing the City Manager to negotiate and enter into a contract with UBEO, LLC for copier and printer rental and services.**

Motion: to approve resolution authorizing the City Manager to negotiate and enter into a contract with UBEO, LLC for copier and printer rental and services a was made by Councilmember McClain and second by Councilmember Nolan.

Ayes: Councilmembers Ray, McClain, Brownlee and Nolan

Noes: None

Motion Passed 4-0.

9. **Consider and Act on an Ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by amending Chapter 42 “Environment,” Article III “Nuisances,” Section 42-74 “Trash and Rubbish” by amending subsection (a) relating to declaration of certain acts as nuisances; adding new Section 42-75 titled “Stagnant Water” declaring stagnant water as a nuisance and describing certain offenses; renumbering and amending Section 42-75 “Violation Penalty” to amend the amount of fine to \$2000.00 for each offense; providing a savings clause; providing a severability clause; providing for a penalty of fine not to exceed the sum of two thousand dollars (\$2000.00) for each offense; and providing an effective date.**

Motion: to approve an Ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by amending Chapter 42 “Environment,” Article III “Nuisances,” Section 42-74 “Trash and Rubbish” by amending subsection (a) relating to declaration of certain acts as nuisances; adding new Section 42-75 titled “Stagnant Water” declaring stagnant water as a nuisance and describing certain offenses; renumbering and amending Section 42-75 “Violation Penalty” to amend the amount of fine to \$2000.00 for each offense was made by Councilmember Nolan and second by Councilmember McClain.

Ayes: Councilmembers Ray, McClain, Price, and Nolan

Noes: None

Motion Passed 4-0.

10. **Consider and Act on an Ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by amending Chapter 22 “Building and Building Regulations,” Article II “Minimum Housing and Building Housing,” Section 22-33 “Definitions” by adding a definition for “Harborage”; providing a savings clause; providing a severability clause; providing for a penalty of fine not to exceed the sum of two thousand dollars (\$2000.00) for each offense; and providing an effective date.**

Motion: to approve an Ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by amending Chapter 22 “Building and Building Regulations,” Article II “Minimum Housing and Building Housing,” Section 22-33 “Definitions” by adding a definition for “Harborage”; providing a savings clause; providing a severability clause; providing for a penalty of fine not to exceed the sum of two thousand dollars (\$2000.00) for each offense an was made by Councilmember Nolan and second by Councilmember Ray.

Ayes: Councilmembers Ray, McClain, Price, and Nolan

Noes: None

- 11. Consider and Act on Ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by retitling and amending in its entirety Article IV “Public Swimming Pools” out of Chapter 22 “Buildings and Building Regulations,” to amend the regulations relating to public swimming pools and spas and adopt regulations relating to private swimming pools; providing a savings clause; providing a severability clause; providing for a penalty fine not to exceed the sum of two thousand dollars (\$2000.00) for each offense; and providing an effective date.**

Motion: to approve an Ordinance of the City of Lake Dallas, Texas, amending the Lake Dallas Municipal Code by retitling and amending in its entirety Article IV “Public Swimming Pools” out of Chapter 22 “Buildings and Building Regulations,” to amend the regulations relating to public swimming pools and spas and adopt regulations relating to private swimming pools; providing a savings clause; providing a severability clause; providing for a penalty fine not to exceed the sum of two thousand dollars (\$2000.00) for each offense was made by Councilmember Ray and second by Councilmember McClain.

Ayes: Councilmembers Ray, McClain, Price, and Nolan

Noes: None

Motion Passed 4-0.

- 12. Receive a report and hold a discussion regarding the results of the solid waste/recycling services survey and the renewal of the Municipal Solid Waste Collection and Transportation Agreement.**

Council received a report from John Cabrales regarding the result of the solid waste/recycling services survey and the renewal of the Municipal Solid Waste Collection and Transportation Agreement. Staff was directed to start contract negotiation with Republic Waste.

- 13. Receive a presentation and discuss safety issues and possible solutions for the DCTA Rail Trail crossings.**

Council postponed this item to the April 11, 2019 City Council meeting.

- 14. Mayor & Council Member Announcements:**

No announcements.

Executive Session As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed above or herein

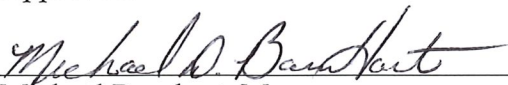
Council did not convene into executive session.

15. Discuss and take appropriate action, if any, resulting from the discussions conducted in Closed Session.

16. Adjournment

Mayor Barnhart adjourned the meeting at 9:55 p.m.

Approved:



Michael Barnhart, Mayor

Attest:



Codi Delcambre, City Secretary

