

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47

**MINUTES**  
**ROCKWALL CITY COUNCIL**

March 1, 2004

6:00 p.m. Regular Meeting

City Hall, 385 S. Goliad, Rockwall, Texas 75087

Mayor Jones called the meeting to order at 6:00 p.m. Present were Mayor Ken Jones and Councilmembers Terry Raulston, John King, Billy Morris, Bob Cotti and Tim McCallum. Councilmember King led the invocation and the Pledge of Allegiance. [Note: Place 2 is vacant]

**PROCLAMATIONS**

- a. Youth Advisory Council Week

Mayor Jones presented the proclamation to Kristy Ashberry.

**OPEN FORUM**

Mayor Jones asked is there was anyone present who wished to speak in open forum and the following persons came forward:

Bob Wieneke, President of the Chamber of Commerce. Mr. Wieneke stated he was glad to see Councilmember King back. Wieneke stated he was here to delivering thanks and accolades for the timeliness of putting up and taking down the holiday banners. Wieneke thanked Brad Griggs and his crew from the Parks and Recreation Department for all their hard work and for getting the lights on the rock wall.

There being no one further to address the council, Mayor Jones closed the open forum.

**CONSENT AGENDA**

- a. Consider approval of the minutes from the February 9, 2004 joint worksession and take any action necessary.
- b. Consider approval of the minutes from the February 16, 2004 City Council meeting and take any action necessary.
- c. Consider approval of an **Ordinance** for a request from Michael Allen with Allen & Ridinger Consulting, Inc. for approval of a conditional use permit (CUP) allowing for a private club as an accessory use to the Carrabba's Italian Grill restaurant that is under construction on the 1.53-acre commercially-zoned tract known as Lot 3R, Block C, La Jolla Pointe Phase I Addition and located at 1599 Laguna Drive and take any action necessary. **(2<sup>nd</sup> Reading)**
- d. Consider approval of an **Ordinance** for a request from Rockwall Lakeside Church of Christ for a conditional use permit (CUP) to allow for an institutional use within the (A) Agricultural zoning district, on a 44.29-acre tract known as Tract 26 of the E.M. Elliott Survey, Abstract No. 77,

48 situated on the west side of FM 549 and the north side of Airport Road  
49 and take any action necessary. (2<sup>nd</sup> Reading)

- 50
- 51 e. Consider approval of an **Ordinance** for a request from Billy and Glenda  
52 Bradshaw for a conditional use permit to allow a temporary portable  
53 beverage service facility within the (C) Commercial zoning district, on a  
54 0.25-acre tract located at the northeast corner of SH 205 and Emma Jane  
55 (907 S. Goliad) and take any action necessary. (2<sup>nd</sup> Reading)
- 56
- 57 f. Consider approval of a Clark Street escrow waiver and take any action  
58 necessary.
- 59
- 60 g. Consider approval of awarding the purchase of three trucks to Lawrence  
61 Marshall Chevrolet and take any action necessary.
- 62

63 **Councilmember Morris requested that item 5a be pulled and Councilmember McCallum**  
64 **requested that item 5g be pulled and then made a motion to approve items 5b, 5c, 5d, 5e,**  
65 **and 5f. Councilmember Cotti seconded the motion and the ordinances were read as**  
66 **follows:**

67  
68 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,  
69 AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF  
70 ROCKWALL, AS PREVIOUSLY AMENDED, SO AS TO GRANT A CONDITIONAL USE  
71 PERMIT FOR A PRIVATE CLUB AS AN ACCESSORY TO A RESTAURANT TO BE  
72 LOCATED AT 1599 LAGUNA DR, ALSO KNOWN AS LOT 3R, BLOCK C, LA JOLLA  
73 POINTE PHASE 1 ADDITION, AND FURTHER DESCRIBED HEREIN; PROVIDING FOR  
74 A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS  
75 (\$2,000.00) FOR EACH OFFENSE; AND A SEPARATE OFFENSE SHALL BE DEEMED  
76 COMMITTED ON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS;  
77 PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER  
78 CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

79  
80 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,  
81 AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF  
82 ROCKWALL, TEXAS, AS PREVIOUSLY AMENDED, SO AS TO GRANT A  
83 CONDITIONAL USE PERMIT TO ALLOW AN INSTITUTIONAL USE ON A TRACT OF  
84 LAND DESCRIBED HEREIN; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING  
85 FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND  
86 DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY  
87 CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE  
88 DATE.

89  
90 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,  
91 AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF  
92 ROCKWALL, TEXAS, AS PREVIOUSLY AMENDED, SO AS TO GRANT A  
93 CONDITIONAL USE PERMIT TO ALLOW A TEMPORARY PORTABLE BEVERAGE  
94 SERVICE FACILITY ON A TRACT OF LAND KNOWN AS LOTS 4 AND 5, CANUP  
95 ADDITION, LOCATED AT 907 S. GOLIAD; PROVIDING FOR SPECIAL CONDITIONS;  
96 PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO  
97 THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A  
98 SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR  
99 AN EFFECTIVE DATE.

100  
101 **The motion passed unanimously by a vote of 6 ayes and 0 nays.**  
102

103 Councilmember Cotti made a motion to approve item 5a and Councilmember McCallum  
104 seconded the motion. The motion passed by a vote of 4 ayes and 2 abstaining [King and  
105 Morris].

106  
107 Councilmember McCallum stated that he had pulled item 5g because he had a few  
108 questions. McCallum asked if we needed the three trucks now, or if that extra money  
109 could be saved. Julie Couch, City Manager, advised that we really do need the vehicles  
110 now. The vehicles currently being used by Code Enforcement are vehicles that came  
111 from the police department, are 7-8 years old, and are very high mileage. It would be  
112 more effective to purchase the new vehicles now. McCallum asked if we were increasing  
113 the fleet or replacing. Rick Crowley, Assistant City Manager, advised that we will be  
114 replacing two of the vehicles and the third will be used on a temporary basis for parking  
115 enforcement.

116  
117 Councilmember Cotti asked if the funds to pay for these vehicles come out of the general  
118 fund and was advised that they do not. Cotti then made a motion to approve the request  
119 and Councilmember Raulston seconded the motion. The motion passed unanimously by  
120 a vote of 6 ayes and 0 nays.

121  
122 **6. PUBLIC HEARING**

- 123  
124 a. Hold a public hearing regarding creation of the Tax Increment Financing (TIF)  
125 zone (The Harbor Project) and take any action necessary.

126  
127 Mary Smith, Finance Director, discussed the background regard the TIF. Smith stated  
128 that the plan for the Zone is to capture the incremental tax revenue generated from the  
129 development of an area that has development potential but due to various factors has  
130 essentially remained undeveloped and under used. The incremental tax revenue can  
131 then be applied to targeted projects that will enhance the development of the Zone and  
132 benefit the City of Rockwall and Rockwall County.

133  
134 Mayor Jones opened the public hearing and the following persons came forward to  
135 address the Council:

136  
137 Ross Ramsay, 2235 Ridge Road, Rockwall, Texas. Mr. Ramsay stated he was here  
138 tonight on behalf of Mr. Clements who owns 8 acres in the area – five acres of which are  
139 undeveloped and located behind the two restaurants and are currently included in the  
140 TIF. Mr. Clements requests that all 8 acres be included in the TIF.

141  
142 Bob Wieneke, Chamber of Commerce, President. Mr. Wieneke stated that the Chamber  
143 supports this project and urged the Council to include all 8 acres that Mr. Clements owns  
144 in the TIF.

145  
146 There being no one further to address the Council, Mayor Jones closed the public  
147 hearing.

148  
149 Councilmember Raulston asked if they approved the additional acreage, would the TIF  
150 have to go back to the County and RISD for approval. Julie Couch advised that it would  
151 not. Raulston then made a motion to approve Mr. Clement's request to include the  
152 additional acreage in the TIF.

153  
154 **Councilmember Morris asked if this would have any affect on the TIF. Couch replied it**  
155 **does not. Councilmember Morris then seconded Councilmember Raulston's motion.**  
156

157 **Councilmember McCallum asked if there was any financial benefit in including all 8**  
158 **acres. Both Mary Smith and Julie Couch advised that it would benefit the TIF.**  
159

160 **Councilmember Raulston then clarified his motion to expand the boundaries of the TIF to**  
161 **include Mr. Clement's three acres and Councilmember Morris agreed with the change.**  
162 **The motion passed by a vote of 6 ayes and 0 nays.**  
163

## 164 **7. ACTION ITEMS**

165  
166 **a. Consider approval of a Resolution calling a second public hearing on the**  
167 **Tax Increment Financing (TIF) zone and take any action necessary.**

168 **Mary Smith stated that a seconded public hearing was necessary because there was a**  
169 **problem with the advertising and we need to be sure all requirements have been met.**  
170

171 **Councilmember Raulston made a motion to approve the resolution and Councilmember**  
172 **King seconded the motion. The motion passed by a vote of 6 ayes and 0 nays.**  
173

174 **b. Consider approval of a Resolution extending a moratorium for 90 days for**  
175 **specific properties for which zoning and future land use maps are**  
176 **inconsistent and take any action necessary.**

177 **Robert LaCroix, Director of Planning, discussed the background of the request. LaCroix**  
178 **stated that both attorneys (Terry Morgan and Pete Eckert) had reviewed the resolution**  
179 **and approved it.**  
180

181 **Councilmember Raulston made a motion to approve the resolution and Councilmember**  
182 **Cotti seconded the motion. The motion passed by a vote of 6 ayes and 0 nays.**  
183

## 184 **8. CITY MANAGER'S REPORT TO DISCUSS CURRENT CITY ACTIVITIES, UPCOMING**

185 **MEETINGS, FUTURE LEGISLATIVE ACTIVITIES, AND OTHER RELATED MATTERS.**

186  
187 **a. Departmental Reports**

188 **b. City Manager's Report**

189 **Julie Couch reminded the Council of several upcoming special meetings. The first one**  
190 **will be held on May 13, 2004, for the first reading of the annexation ordinance. We will**  
191 **send out notices of the meeting closer to the date. The second meeting will be held**  
192 **Monday, May 10, 2004, and this is our quarterly work session.**  
193

194 **Couch then advised the Council that she is working with the EPA and other counties to**  
195 **see if we can be excluded from the nonattainment area. Couch advised that she and**  
196 **Mayor Jones would be attending a meeting the next day.**  
197

198 **Councilmember Cotti asked Mary Smith if it would be possible to start seeing what the**  
199 **impact of the new associate judge is on the financial reports. Smith advised she would**  
200 **include it in the next report. Cotti then inquired about the large number of alarms at 100**  
201 **Lake Meadows. Ariana Adair, Fire Marshall, advised that this was due to the fact that the**

202 alarms had recently been reconnected to the system and were in the wrong place – in the  
203 kitchens. Cotti asked if there was any movement to fix this problem and Ariana stated  
204 that there was not. Cotti then asked Julie Couch if it would be possible to request that  
205 the County pay more for fire protection out in the County so that we could at least break  
206 even. Couch advised that the Fire Chief meets with the County and that we would see  
207 what can be done.

208  
209 Councilmember McCallum stated that we have the greatest staffs of any city, but that he  
210 was concerned with the use of The Center. Brad Griggs, Parks Director, advised that  
211 they are working on getting The Center more use. They have prepared a brochure and  
212 have implemented theme birthday parties. They wanted to do weddings, but with no  
213 alcohol and several churches nearby, this was not working out. One of the reasons The  
214 Center does not get as much use as they would like is because people use the  
215 Community Center, which is free. Julie Couch stated that we are looking for options and  
216 other opportunities to increase business at The Center. McCallum stated that he just  
217 wanted to be sure that the Council is supporting Staff and giving them the tools they  
218 need. Couch advised that the senior side of The Center is doing well. McCallum stated  
219 that with regard to the HR Report, he noticed that we are behind on performance  
220 appraisals. McCallum also asked about overtime in Police, Dispatch and the Water  
221 Department. Julie Couch advised that there is currently an opening in Dispatch and with  
222 regard to the Water Department the overtime is due to weather and water breaks that  
223 cannot be addressed during an eight hour day. Mark Moeller, Police Chief, advised that  
224 they pay double time for holidays and that there were 6 holidays during Thanksgiving,  
225 Christmas and New Years.

226  
227 Mayor Jones asked what the schedule was on the renovation of the old community  
228 center. Robert Hargrove, Internal Operations Director, advised that a construction trailer  
229 will be used for offices for the pool and that renovations should start next month.

230  
231 Councilmember Cotti asked if the construction of the Kid Zone will impact the  
232 community center. Brad Griggs and Robert Hargrove both advised that it would not.

233  
234 Councilmember McCallum asked about the status of the tree plan. Couch stated that we  
235 should have it at the next meeting. With regard to the trees at The Harbor Project, we will  
236 pick a Saturday to have controlled access for people to look at the trees. We definitely  
237 don't want people going out on their own and digging up trees.

238  
239 There being no further business to come before the Council in regular session, Mayor  
240 Jones adjourned the meeting into Executive Session at 6:46 p.m.

241  
242 **HOLD EXECUTIVE SESSION UNDER SECTIONS 551.072, 551.074, AND 551.087 OF TEXAS**  
243 **GOVERNMENT CODE TO DISCUSS:**

- 244  
245 a. Land Acquisition for City Facilities and Park Land.  
246 b. Personnel Issues, including Board, Commission, and Committee  
247 Appointments, and Related Matters.  
248 c. Commercial or financial information regarding business prospects that the  
249 City seeks to have locate, stay, or expand in or near the territory of the  
250 City of Rockwall and with which the Board is conducting economic  
251 development negotiations.

252  
253  
254  
255  
256  
257  
258  
259  
260  
261  
262  
263  
264  
265  
266  
267  
268

**TAKE ANY ACTION AS RESULT OF EXECUTIVE SESSION**

**The Council unanimously agreed to appoint Christopher E. Keale to the Parks and Recreation Board.**

**There being no further business to come before the Council, the meeting was adjourned at 7:30 p.m.**

\_\_\_\_\_  
**Ken Jones, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Dorothy Brooks, City Sectary**

1  
2  
3  
4  
5  
6  
7

**MINUTES**  
**ROCKWALL CITY COUNCIL**  
**MARCH 15, 2004**  
**6:00 P.M. REGULAR MEETING**  
**CITY HALL, 385 S. GOLIAD, ROCKWALL, TEXAS 75087**

8 **1. CALL TO ORDER**

9  
10 **Mayor Jones called the meeting to order at 6:00 p.m. Present were Mayor Ken Jones and**  
11 **Councilmembers Tim McCallum, Bob Cotti, Billy Morris and John King. Councilmember**  
12 **Terry Raulston was absent. [Place 2 is vacant]**

13  
14 **2. INVOCATION AND PLEDGE OF ALLEGIANCE**

15  
16 **Councilmember Billy Morris led the invocation and the Pledge of Allegiance.**

17  
18 **3. PROCLAMATIONS**

19  
20 **a. Poison Prevention Week**

21 **Mayor Jones presented the proclamation to Mike Yudzky of the Poison Prevention**  
22 **Center.**

23  
24 **b. Incredible Kid Day**

25 **Mayor Jones presented the proclamation to Kristy Ashberry.**

26  
27 **Mayor Pro Tem Bob Cotti and Councilmember Tim McCallum announced that the**  
28 **Rockwall Youth Advisory Council had attended the 4<sup>th</sup> Annual Texas Youth Commission**  
29 **Summit and had been awarded for presenting the best workshop.**

30 **4. CONSENT ITEMS**

31  
32 **a. Consider approval of the Minutes from the March 1, 2004, City Council**  
33 **Meeting and take any action necessary.**

34 **b. Consider authorizing the City Manager to execute a Facilities Agreement**  
35 **for Stoney Hollow Lift Station and the City's participation in the Stoney**  
36 **Hollow Lift Station and take any action necessary.**

37 **c. Consider approval to participate in the Stoney Hollow oversized water line**  
38 **and take any action necessary.**

39 **d. Consider approval to reimburse the oversized water line cost for the**  
40 **Hickory Ridge Phase IV water line and take any action necessary.**

41 **e. Consider authorizing the City Manager to execute an agreement with**  
42 **Barron Beauty Shop for parking on Houston Street and take any action**  
43 **necessary.**

44 **f. Consider approval of the bid award for grounds maintenance and take**  
45 **any action necessary.**

46 **g. Consider approval of a request by T.F. Stone Companies, Inc. for a final**  
47 **plat for an 8.089-acre tract to be known as Lot 1, Block A, Rockwall**

48 Commons Addition, located along the east side of Ridge Rd (FM 740)  
49 within the (PD-1) Planned Development No. 1 district, which has been  
50 designated for mixed use development and take any action necessary.

- 51
- 52 h. Consider approval of a request by Michael Johnston for a final plat of a  
53 single, 0.25-acre tract to be known as Lot 1, Block A, Stained Glass  
54 Studio Addition, located at 505 N. Goliad St and zoned (PD-50) Planned  
55 Development No. 50 and take any action necessary.
- 56
- 57 i. Consider approval of an **Ordinance** establishing general authority for  
58 purchasing policies for the City and take any action necessary.
- 59
- 60 j. Consider approval of an **Ordinance** for a City initiated request to annex  
61 land of approximately 23.02 acres situated southwest of SH 205 and  
62 south of Mims Road and take any action necessary. **(2<sup>nd</sup> Reading)**
- 63

64 **Councilmember Cotti requested that item 4j be pulled and Councilmember McCallum**  
65 **requested that item 4g be pulled. Cotti then made a motion to approve the remaining**  
66 **items (4a, 4b, 4c, 4d, 4e, 4f, 4h, and 4i) and Councilmember McCallum seconded the**  
67 **motion. The ordinances were read as follows:**

68  
69 **AN ORDINANCE OF THE CITY OF ROCKWALL, TEXAS, REPEALING ORDINANCE NO.**  
70 **01-45 AND ESTABLISHING GENERAL AUTHORITY FOR PURCHASING POLICIES FOR**  
71 **THE CITY; PROVIDING FOR AN EFFECTIVE DATE.**

72  
73 **The motion passed by a vote of 5 ayes and 1 absent [Raulston].**

74  
75 **Councilmember Cotti stated that he pulled item 4j for a status report from Julie Couch,**  
76 **City Manager. Couch advised that City Attorney, Pete Eckert, had prevailed in court and**  
77 **that the order allowing us to go ahead with the 2<sup>nd</sup> reading and finalization of the**  
78 **annexation of the J&S area was on the judge's desk for signature. Couch advised that**  
79 **the City Attorney felt it would be best to wait until the order was signed by the judge**  
80 **before we had the 2<sup>nd</sup> reading of the ordinance. Couch suggested that we hold a special**  
81 **meeting on Monday, March 22, 2004, at 5:00 p.m. specifically for the 2<sup>nd</sup> reading.**

82  
83 **Councilmember Cotti made a motion to table the matter until March 22, 2004, and**  
84 **Councilmember Morris seconded the motion. The motion passed by a vote of 5 ayes and**  
85 **1 absent [Raulston].**

86  
87 **Councilmember McCallum stated that he pulled item 4g because he did not support it.**

88  
89 **Councilmember Cotti made a motion to approve item 4g and Councilmember King**  
90 **seconded the motion. Mayor Jones stated that this ordinance was not approving the**  
91 **apartments, just making them better. The motion passed by a vote of 3 ayes and 2 nays**  
92 **[Morris and McCallum] and 1 absent [Raulston].**

93  
94 **5. APPOINTMENTS**

- 95 a. Appointment with Planning and Zoning Chairman to discuss and answer  
96 any questions regarding cases on the agenda and related issues and  
97 take any necessary action.



98 **Homer Flores, Chairman of the Planning and Zoning Commission, discussed the items**  
99 **on tonight's agenda, which had been heard by the Commission and whether or not the**  
100 **Commission approved them.**

101  
102 **Councilmember Cotti asked why there was a dissenting vote on the Z2004-11 regarding**  
103 **the sno-cone stand. Flores advised it was because of the location.**

- 104  
105 **b. Appointment with Dennis Wilson to discuss and review the status of the**  
106 **Down Town Plan project.**

107 **Dennis Wilson gave a Power Point presentation on the proposed Downtown Plan. No**  
108 **action was necessary by the Council.**

109  
110 **6. PUBLIC HEARINGS**

- 111 **a. Hold a public hearing regarding creation of the Tax Increment Financing**  
112 **(TIF) zone (The Harbor Project) and take any action necessary.**

113  
114 **Mary Smith, Finance Director discussed the background of the item. Mayor Jones**  
115 **opened the public hearing but no one came forward to address the Council, so the public**  
116 **hearing was closed. The Council then proceeded to hear item 8a of the Action Items (see**  
117 **below).**

- 118  
119 **b. Z2004-007 -- Hold a public hearing and consider approval of an**  
120 **Ordinance for a request from Isaac Levy and Jose Rodriguez to rezone**  
121 **from (A) Agricultural to (SF-E/4) Single Family Estate a 10.0-acre tract**  
122 **known as Lot 4, The McLendon Companies Addition, located along the**  
123 **east side of FM549 south of Hwy 276 and take any action necessary. (1<sup>st</sup>**  
124 **Reading)**

125  
126 **Robert LaCroix, Director of Planning, discussed the background of the request. Mayor**  
127 **Jones opened the public hearing. The applicant was not present. Councilmember King**  
128 **made a motion to continue the public hearing to the next meeting and Councilmember**  
129 **Morris seconded the motion. The motion passed by a vote of 5 ayes and 1 absent**  
130 **[Raulston].**

- 131  
132 **c. Z2004-008 -- Hold a public hearing and consider approval of an**  
133 **Ordinance for a request by Tom & Julie Wightman for a conditional use**  
134 **permit (CUP) to allow for an 864-sf accessory building not meeting the**  
135 **exterior materials requirements on property zoned (SF-E/1.5) Single**  
136 **Family Estate district and located at 1935 Sterling Ct, being Lot 20, Block**  
137 **B, Sterling Farms Addition and take any action necessary. (1<sup>st</sup> Reading)**

138  
139 **Robert LaCroix discussed the background of the request. Mayor Jones opened the**  
140 **public hearing and the following persons came forward to address the Council:**

- 141  
142 **Tom & Julie Wightman, 1935 Sterling Court – Applicants. The Wightman's**  
143 **requested that the Council approve their request.**

144  
145 **Councilmember McCallum asked LaCroix if there were other metal buildings in the**  
146 **neighborhood. LaCroix advised that there were, along with accessory buildings.**

148 Councilmember Morris asked if the height of the buildings had exceeded 15' in the past.  
149 LaCroix advised that they had. Morris asked the applicants if they could live with the 15'  
150 height. The applicants advised that they could, but would prefer the 19' height.

151  
152 Mayor Jones stated that he was having trouble with the height and the metal. Jones  
153 asked the applicants if the building could be wood and only 15' in height. The applicants  
154 stated that they had requested a metal building because the horses will eat the wood – it  
155 is a health problem. Applicants stated that they want to do an attractive building and that  
156 the materials are for the benefit, health and care of the horses. Applicants stated that  
157 they could not afford to build a wood barn and that it would be difficult for them do  
158 anything different.

159  
160 Councilmember Cotti asked about ventilation and if an exhaust fan would help with a  
161 lower roof. The applicants advised that they had planned to install an exhaust fan in the  
162 19' cupola and stated that the higher roof would be better for the horses.

163  
164 Councilmember King asked the applicants if they kept feed in the barn. Applicants  
165 replied that they would only store about 4 bags at a time. King asked how high the  
166 cupola was and if it was included in the height of the barn. The applicant advised that  
167 the cupola was 2 ½ feet tall and was not included in the overall height.

168  
169 There being no one further to address the Council, Mayor Jones closed the public  
170 hearing.

171  
172 Councilmember Morris made a motion to approve the request with a maximum height of  
173 15 feet and Councilmember King seconded the motion. Councilmember McCallum stated  
174 that we have a good blend of rural life and that we need to remember the heritage of  
175 Rockwall and that he would support the motion.

176  
177 Mayor Jones stated that he supported our heritage, but no more metal buildings.

178  
179 The ordinance was read as follows:

180  
181 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,  
182 AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF  
183 ROCKWALL, TEXAS, AS PREVIOUSLY AMENDED, SO AS TO GRANT A  
184 CONDITIONAL USE PERMIT FOR AN ACCESSORY BUILDING NOT MEETING THE  
185 EXTERIOR MATERIALS REQUIREMENTS WITHIN THE (SF-E/1.5) SINGLE-FAMILY  
186 ESTATE DISTRICT, ON A TRACT LOCATED AT 1935 STERLING COURT (LOT 20,  
187 BLOCK B, STERLING FARMS ADDITION); PROVIDING FOR SPECIAL CONDITIONS;  
188 PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO  
189 THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A  
190 SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR  
191 AN EFFECTIVE DATE.

192  
193 The motion passed by a vote of 4 ayes, 1 nay [Jones] and 1 absent [Raulston].

194  
195 d. **Z2004-009** -- Hold a public hearing and consider approval of an  
196 **Ordinance** for a request by Vicki Bradley for a conditional use permit  
197 (CUP) to allow for a temporary portable beverage service facility within  
198 the (C) Commercial zoning district, located at 568 East I-30 and known as  
199 Lot 1, Block 1, Catfish Addition and take any action necessary.  
200 **(1<sup>st</sup> Reading)**

201

202 Robert LaCroix discussed the background of the request for a sno-cone stand at the  
203 Cajun Catfish location.

204  
205 Mayor Jones opened the public hearing and the following persons came forward to  
206 address the Council:

207  
208 Vicki Bradley (applicant) – Requested approval of the application.

209  
210 Mayor Jones asked the applicant if they were going to have cherry flavored sno-cones.  
211 Applicant replied yes. There being no one further to address the Council, Mayor Jones  
212 closed the public hearing.

213  
214 Councilmember Morris made a motion to approve the request and Councilmember Cotti  
215 seconded the request. The ordinance was read as follows:

216  
217 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS,  
218 AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF  
219 ROCKWALL, TEXAS, AS PREVIOUSLY AMENDED, SO AS TO GRANT A  
220 CONDITIONAL USE PERMIT TO ALLOW A TEMPORARY PORTABLE BEVERAGE  
221 SERVICE FACILITY ON A TRACT OF LAND KNOWN AS LOT 1, BLOCK 1, CATFISH  
222 ADDITION, LOCATED AT 568 EAST I-30; PROVIDING FOR SPECIAL CONDITIONS;  
223 PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO  
224 THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A  
225 SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR  
226 AN EFFECTIVE DATE.

227  
228 The motion passed by a vote of 5 ayes and 1 absent [Raulston].

229  
230 e. **Z2004-010** -- Hold a public hearing and consider approval of an  
231 **Ordinance** for a request by Michael Johnston for an amendment to (PD-  
232 50) Planned Development No. 50 (Ord. 02-46), specifically to add  
233 "massage therapist" and "studio – art, photography or music" as permitted  
234 uses within the district and take any action necessary. **(1<sup>st</sup> Reading)**

235  
236 Robert LaCroix discussed the background of the request.

237  
238 Councilmember Cotti asked if there were any other properties along S. Goliad that  
239 included photography and was advised that there was not.

240  
241 Councilmember Morris asked what the definition of a massage therapist was – that he  
242 was interested in being sure that we defined it properly to avoid any problems in the  
243 future. City Attorney Pete Eckert stated that he would check, but that it would require a  
244 license.

245  
246 Councilmember King stated that he is concerned. We have the best intentions, but down  
247 the road it becomes something we don't want. We need to be sure we have this defined  
248 very well. Eckert advised that he would check into it and have the information back to  
249 them in time for the second reading.

250  
251 Councilmember McCallum stated that we send out notices so we can react to them.  
252 There were 3 no's and 1 yes received in this regard and he feels we should send this  
253 back without the massage therapist portion. The art studio is acceptable.

254  
255 Mayor Jones opened the public hearing and the following persons came forward to  
256 address the Council:

257  
258  
259  
260  
261  
262  
263  
264  
265  
266  
267  
268  
269  
270  
271  
272  
273  
274  
275  
276  
277  
278  
279  
280  
281  
282  
283  
284  
285  
286  
287  
288  
289  
290  
291  
292  
293  
294  
295  
296  
297  
298  
299  
300  
301  
302  
303  
304  
305  
306  
307  
308  
309

Rebecca Hill, applicant. Ms. Hill stated that she works only by contract and that she needs the studio in order to store her supply of glass and to be able to work out of it. The massage therapist (Anthony) is a close friend of hers and is very professional. He only does rehabilitative massage – he does not sell products. There will not be much traffic.

Mayor Jones asked what the definition of music would be. LaCroix advised that the applicant is not going to have music, it was only included for the definition in the PD.

There being no one further to address the Council, the public hearing was closed.

Councilmember Cotti stated that the Council did not intend to cast disparity on massage therapy. He stated he could go ¼ mile south and get a massage and did not see any difference in being able to go ¼ mile north to get a massage. Cotti then made a motion to approve the request.

Councilmember Morris stated that he had no problem with Anthony, but was worried about the person down the line. Morris then seconded Cotti’s motion and the ordinance was read as follows:

AN ORDINANCE OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ROCKWALL AND ORDINANCE NO. 02-46, AS HERETOFORE AMENDED, SO AS TO AMEND (PD-50) PLANNED DEVELOPMENT DISTRICT NO. 50 TO ADD AS PERMITTED USES “STUDIO – ART, PHOTOGRAPHY OR MUSIC” AND “MASSAGE THERAPIST”; CORRECTING THE OFFICIAL ZONING MAP; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

The motion passed by a vote of 4 ayes, 1 nay [McCallum] and 1 absent [Raulston].

- f. **Z2004-011** -- Hold a public hearing and consider approval of an **Ordinance** for a request from The Cambridge Companies, Inc., to rezone a portion of (PD-10) Planned Development No. 10, specifically a 29.868-acre tract known as a part of Tract 2, Abstract 65, J. Cadle Survey, and a 97.42-acre tract known as a part of Tract 3, Abstract 2, J.M. Allen Survey, to *amended* (PD-10) Planned Development No. 10, and to rezone a 10.0-acre tract known as the remaining part of Tract 3, Abstract 2, J.M. Allen Survey, from (GR) General Retail to *amended* (PD-10) Planned Development No. 10 and take any action necessary. **(1<sup>st</sup> Reading)**

Robert LaCroix discussed the background of the request. This request is based on the settlement agreement entered into between the City and Cambridge. The standards provide for a high quality development. There will be 250 age restricted apartments, 350 high value apartments and approximately 400 town homes and/or single family detached residential buildings. 244 notices were sent out and only 1 came back and it was in favor of the project.

Mayor Jones opened the public hearing and the following persons came forward to address the Council:

310 Gary DuFrain of The Cambridge Group. Mr. DuFrain requested approve of  
311 this request and stated that they had been working with Staff on the project  
312 since last August.

313  
314 Councilmember Cotti thanked Mr. DuFrain, the Cambridge Group, Julie Couch and  
315 Robert LaCroix for their hard work and stated that this was the best project he has seen  
316 for PD-10.

317  
318 There being no one further to address the Council, Mayor Jones closed the public  
319 hearing.

320  
321 Councilmember Cotti made a motion to approve the request and Councilmember Morris  
322 seconded the request.

323  
324 Mayor Jones stated that he could not support it and feels it will overload our roads and  
325 schools – that it is not good for Rockwall.

326  
327 Councilmember McCallum stated that he previously did not support the agreement and  
328 that will not support this request. He thinks it great that they have eliminated so many  
329 multifamily units, but struggles with a definition for high quality apartments. He might  
330 support the request if the town homes were going to be sold.

331  
332 The ordinance was read as follows:

333  
334 AN ORDINANCE OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE  
335 COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF ROCKWALL AS  
336 PREVIOUSLY AMENDED SO AS TO APPROVE A CHANGE IN ZONING FROM (PD-10)  
337 PLANNED DEVELOPMENT DISTRICT NO. 10 AND (GR) GENERAL RETAIL DISTRICT  
338 TO AMENDED (PD-10) PLANNED DEVELOPMENT DISTRICT NO. 10, ON TRACTS OF  
339 LAND TOTALING 137.269-ACRES AND MORE FULLY DESCRIBED HEREIN AS  
340 EXHIBIT "A"; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY  
341 OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR  
342 EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A  
343 REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

344  
345 The motion passed by a vote of 3 ayes, 2 nays [Jones and McCallum] and 1 absent  
346 [Raulston].

347  
348 **7. SITE PLANS / PLATS**

- 349  
350 a. **P2004-009** -- Discuss and consider a request by Marc Bentley of Bentley  
351 Engineering, Inc., for a residential final plat of The Oaks of Buffalo Way -  
352 Phase II, being four (4) lots on 10.43 acres located along the east side of  
353 Wallace Lane and at the south terminus of Broken Lance Lane. The  
354 subject tract is zoned (PD-51) Planned Development No. 51 and  
355 designated for (SF-E) Single Family Estate uses and take any action  
356 necessary.

357  
358 Robert LaCroix discussed the background of the request. LaCroix stated that Action  
359 Item 8c needed to be addressed prior to this item. Councilmember Morris made a motion  
360 to table the matter and move on to Action Item 8c and Mayor Jones seconded the motion.  
361 The motion passed by a vote of 5 ayes and 1 absent [Raulston].

362  
363 See Action Item 8c below.

364  
365 **After discussion and action on item 8c, Robert LaCroix continued the discussion on this**  
366 **item and stated that the applicant would be required to add an emergency access lane off**  
367 **of Wallace Road and that installation of an opticon at the main gate and this emergency**  
368 **entrance is required. Fire Chief Mark Poindexter advised Mr. Hall that the opticons are**  
369 **necessary for the fire department when answering calls. Mr. Hall then went on to**  
370 **describe the improvements to the property.**

371  
372 **Councilmember Morris made a motion to approve the request with Staff**  
373 **recommendations and Councilmember Cotti seconded the motion. The motion passed**  
374 **by a vote of 5 ayes and 1 absent [Raulston].**

375  
376 **b. SP2004-002 -- Discuss and consider a request by Michael Johnston for**  
377 **site plan approval of a single, 0.25-acre tract being the proposed Lot 1,**  
378 **Block A, Stained Glass Studio Addition, located at 505 N. Goliad St and**  
379 **zoned (PD-50) Planned Development No. 50 and take any action**  
380 **necessary.**

381  
382 **Robert LaCroix discussed the background of the site plan. This will provide for parking**  
383 **in the rear which will have shared access. A gravel parking area has been requested as a**  
384 **variance. We are going to work with them on the landscaping and additional screening.**  
385 **The signage will have to conform with Old Town Rockwall signage.**

386  
387 **Councilmember Cotti made a motion to approve the request and Councilmember Morris**  
388 **seconded the motion. The motion passed by a vote of 5 ayes and 1 absent [Raulston].**

389 **8. ACTION ITEMS**

390 **a. Discuss and consider approval of an Ordinance forming the Tax**  
391 **Increment Financing (TIF) zone (The Harbor Project) and take any action**  
392 **necessary.**

393 **Councilmember Cotti made a motion to approve the ordinance and Councilmember**  
394 **Morris seconded the motion. The ordinance was read as follows:**

395 **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS**  
396 **DESIGNATING A CERTAIN AREA AS TAX INCREMENT FINANCING REINVESTMENT**  
397 **ZONE NUMBER ONE, CITY OF ROCKWALL, TEXAS, ESTABLISHING A BOARD OF**  
398 **DIRECTORS FOR SUCH REINVESTMENT ZONE AND OTHER MATTERS RELATING**  
399 **THERE TO; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE**  
400 **DATE.**

401  
402  
403 **The motion passed by a vote of 5 ayes and 1 absent [Raulston].**

404  
405 **b. Discuss and consider approval of an Ordinance regulating the use of**  
406 **motor-assisted scooters and take any action necessary.**

407 **Police Chief Mark Moeller discussed the background of this ordinance. Moeller stated**  
408 **that a number of cities have addressed this issue and we need to address it now.**

409  
410 **Councilmember McCallum stated that the Youth Advisory Council had worked on this**  
411 **ordinance and thanked Chief Moeller for working with them.**

412  
413 **Councilmember Morris made a motion to approve the ordinance and Councilmember**  
414 **Cotti seconded the motion stating that it was an outstanding job by the YAC and Dorothy**  
415 **Brooks, City Secretary.**

416  
417 **Bruce Payton, Chandler's Landing HOA President, came forward and advised the Council**  
418 **that they support this ordinance. Bob Amick, a resident of Chandler's and moving soon**  
419 **to the Shores also came forward to advise the Council that he supported the ordinance**  
420 **stating that this ordinance is better protection for our kids than the poison prevention**  
421 **proclamation. Our kids need the fitness benefits of skateboards and bicycles.**

422  
423 **The motion passed by a vote of 5 ayes and 1 absent [Raulston].**

424  
425 **c. Discuss and consider approval of a request by Kevin Hall for a waiver to**  
426 **road improvements or escrow requirements for a portion of Wallace Road**  
427 **and take any action necessary.**

428 **Chuck Todd discussed the background of the request. Kevin Hall came forward and**  
429 **detailed the circumstances when the property was in the ETJ and then annexed into the**  
430 **City. Hall stated that there has never been money escrowed for Wallace Road. Hall**  
431 **stated that he contacted former Planning Director Bill Crolley and Crolley stated that**  
432 **there had never been an escrow for the remainder of the property either. The City and**  
433 **County paid for the road.**

434  
435 **Councilmember Cotti stated that the Council could waive the escrow if it would be**  
436 **hardship and asked Hall what the amount was that we are talking about. It was**  
437 **determined it would approximately \$70,000 for 4 lots.**

438  
439 **Julie Couch stated that there is no documentation on prior action. The property was**  
440 **originally out of the City. No escrow was required.**

441  
442 **Councilmember Morris stated that he could not see making Hall escrow the money for**  
443 **only 4 lots.**

444  
445 **Mayor Jones stated that we would be giving away \$70,000 of taxpayer money. City**  
446 **Attorney Pete Eckert advised the Mayor that this was something totally different.**

447  
448 **Councilmember Morris made a motion to waive the escrow and Councilmember Cotti**  
449 **seconded the motion. The motion passed by a vote of 4 ayes, 1 nay [Jones] and 1 absent**  
450 **[Raulston].**

451  
452 **d. Discuss annexation issues within the City's ETJ and take any action**  
453 **necessary.**

454 **Julie Couch, City Manager, discussed the background of the request for annexation of an**  
455 **area currently in the City's ETJ. Couch stated that there is a proposed industrial**  
456 **development in the area and the City has limited authority in the ETJ to prevent it.**  
457 **Possible annexation of the area is the only tool we have. Three maps were shown to the**  
458 **Council of the area west of 549 to 552. Councilmember Cotti suggested that we annex all**  
459 **of the area from Country Lane to 552. Couch advised that would be all of our ETJ. We**  
460 **can't go east of 549 because that is Fate's ETJ.**

461  
462 **Councilmember Morris stated we should take it to 552 if we can provide the services.**  
463 **Couch advised that this is currently being served by Mt. Zion and that the Council had**  
464 **earlier this evening approved the Stoney Hollow lift station that is in this area.**

465  
466 **Councilmember McCallum asked Couch what was the status of Fate's city limits abutting**  
467 **our city limits. Couch advised that the cities reached an agreement a few years ago.**

468 **McCallum stated that he attended the meeting of the homeowners last week and it was**  
469 **very compelling. They have built beautiful residential properties in the area and don't**  
470 **want industrial properties there. We might not be able to stop the proposed**  
471 **development, but we control the future. We need to work with our neighbors. We**  
472 **should move to annex the area. We need to protect this corridor. Not one of the**  
473 **homeowners was in favor of commercial development. We need to provide consistent**  
474 **development standards.**

475  
476 **Couch advised that annexation is a process. There are two public hearings and notices**  
477 **must be sent to all property owners. We know that time is of the essence.**  
478

479 **The following people came forward to address the Council on this issue:**

480  
481 **Bill Adair**  
482 **10 Canyon Ridge Drive**  
483

484 **Adair stated that they had met as a neighborhood and have met with their**  
485 **County Commissioners. We don't want commercial development in this**  
486 **area. The best option is annexation by the City of Rockwall and the City of**  
487 **Fate. We want to forestall commercial development. The main thing we**  
488 **want is zoning control.**

489  
490 **Kevin Conner**  
491 **2652 FM 549**  
492

493 **Conner stated that they want help. He does not want to be annexed but he**  
494 **is willing to give a little to stop the commercial development project. He**  
495 **stated he would appreciate the City's help.**  
496

497 **Pam Meiser**  
498 **5 Crestview Circle**  
499

500 **Meiser stated that the proposed commercial development is really bad. It**  
501 **is about 25 metal buildings of approximately 3500 square feet each.**  
502

503 **Boog Scott**  
504 **970 N. Country**  
505

506 **Scott stated that he is concerned that the County doesn't have zoning**  
507 **control. The proposed project will be a subdivision of about 30 retail**  
508 **buildings. There is not enough water to go to the project.**  
509

510 **Councilmember McCallum stated that one of his major concerns is the environmental**  
511 **concern. The proposed site is across from farmland and horses. If they perform oil**  
512 **changes, work on cars, etc. it can damage the environment. The developer/architect did**  
513 **nothing to alleviate the homeowner's concerns.**  
514

515 **Councilmember Morris stated that the homeowners recognized that they need us. This is**  
516 **a unique opportunity. Morris suggested that we annex the area all the way to 552 and**  
517 **initiate the process.**  
518



519 Councilmember King stated that he wants to be sure we don't lose valuable time. He  
520 advised the homeowners that they needed a spokesperson to work with City Staff so if  
521 an issue comes up we can get it taken care of and they will know what is going on.  
522

523 Councilmember McCallum made a motion to begin the annexation process of the area in  
524 the ETJ from Clem Road and 549 up to 552 and have Staff prepare the proper notices.  
525 Councilmember Cotti thanked the homeowners for coming forward and seconded the  
526 motion. Julie Couch stated that we will put it together as soon as possible. The motion  
527 passed by a vote of 5 ayes and 1 absent [Raulston].  
528

529 There being no further business to come before the Council in regular session, Mayor  
530 Jones adjourned the meeting into Executive Session at 9:13 p.m.  
531

532 **9. HOLD EXECUTIVE SESSION UNDER SECTIONS 551.071, 551.072, 551.074, AND**  
533 **551.087 OF TEXAS GOVERNMENT CODE TO DISCUSS:**  
534

- 535 a. Land Acquisition for City Facilities and Park Land.  
536 b. Personnel Issues, including Board, Commission, and Committee  
537 Appointments, and Related Matters.  
538 c. Commercial or financial information regarding business prospects that the  
539 City seeks to have locate, stay, or expand in or near the territory of the  
540 City of Rockwall and with which the Board is conducting economic  
541 development negotiations.  
542 d. Consultation with attorney regarding pending litigation:  
543 *Ashish Investments, Inc. d/b/a Super 8 Motel vs. City of Rockwall*

544 **10. TAKE ANY ACTION AS RESULT OF EXECUTIVE SESSION**  
545

546 **No action was taken as a result of Executive Session.**  
547

548 **There being no further business to come before the Council, the meeting was adjourned**  
549 **at 10:30 p.m.**  
550

551

552

553

554

555 **ATTEST:**

556

557

558 **Dorothy Brooks, City Sectary**

559

560

\_\_\_\_\_  
Ken Jones, Mayor

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51

**MINUTES**  
**ROCKWALL CITY COUNCIL**  
**MARCH 22, 2004**  
**5:00 P.M. SPECIAL MEETING**  
**CITY HALL, 385 S. GOLIAD, ROCKWALL, TEXAS 75087**

**1. CALL TO ORDER**

Mayor Jones called the meeting to order at 5:02 p.m. Present were Mayor Ken Jones and Councilmembers Terry Raulston, John King, Billy Morris and Bob Cotti. Councilmember Tim McCallum was absent.

**2. CONSENT ITEMS**

a. Consideration of the following item tabled at the March 15, 2004, City Council meeting:

j. Consider approval of an **Ordinance** for a City initiated request to annex land of approximately 23.02 acres situated southwest of SH 205 and south of Mims Road and take any action necessary.  
**(2<sup>nd</sup> Reading)**

Pete Eckert, City Attorney, discussed the background of this item. This ordinance was originally on the January 5, 2004 agenda and approved for first reading. The lawsuit which was filed after the first reading has been resolved in the City's favor. Eckert stated we are still within the 90 days required by the statute for an annexation and recommended approval of this ordinance.

Councilmember Bob Cotti made a motion to approve the ordinance and Councilmember Billy Morris seconded the motion. The ordinance was read as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF ROCKWALL, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF 23.02 ACRES OF LAND, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF ROCKWALL, TEXAS; PROVIDING FOR AN EFFECTIVE DATE.

The motion was approved by a vote of 5 ayes and 1 absent [McCallum].

There being no further business to come before the Council, Mayor Jones adjourned the meeting at 5:06 p.m.

---

**Ken Jones, Mayor**

**ATTEST:**

---

**Dorothy Brooks, City Sectary**