

Wylie City Council Regular Meeting

November 14, 2023 – 6:00 PM

Council Chambers - 300 Country Club Road, Building #100, Wylie, Texas 75098



CALL TO ORDER

INVOCATION & PLEDGE OF ALLEGIANCE

PRESENTATIONS & RECOGNITIONS

- PR1. Wylie Way Student - Davis Intermediate.
- PR2. Life Saving Award to Officer Chris Williams.
- PR3. National Hunger and Homelessness Awareness Week.
- PR4. Small Business Saturday.
- PR5. Veteran's Day.
- PR6. Native American Heritage Month.
- PR7. Lung Cancer Awareness Month.
- PR8. National Entrepreneurs Day.
- PR9. National Apprenticeship Week.

COMMENTS ON NON-AGENDA ITEMS

Any member of the public may address Council regarding an item that is not listed on the Agenda. Members of the public must fill out a form prior to the meeting in order to speak. Council requests that comments be limited to three minutes for an individual, six minutes for a group. In addition, Council is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- A. Consider, and act upon, approval of the October 24, 2023 Regular City Council Meeting minutes.
- B. Consider, and act upon, a request regarding the demolition of a commercial structure in accordance with Ordinance No. 2022-34. Property located at 100 E. Oak St., within the Downtown Historic District.
- C. Consider and act upon, a request regarding the demolition of a commercial structure in accordance with Ordinance No. 2022-34. Property located at 104 S. Ballard. within the Downtown Historic District.

- D. Consider, and act upon, a Preliminary Plat of Hwy. 78 and Brown Addition, Lots 1-7, Block A, establishing six commercial lots and one open space lot on 11.622 acres, generally located on the southwest corner of State Highway 78 and Brown Street.
- E. Consider, and act upon, a Final Plat of Hwy. 78 and Brown Addition, Lots 1-7, Block A, creating six commercial lots and one open space lot on 11.622 acres, generally located on the southwest corner of State Highway 78 and Brown Street.
- F. Consider, and act upon, a Preliminary Plat of Texas Collision Addition Lot 1, Block A, establishing one commercial lot on 1.985 acres, located at 401 S. Westgate Way.
- G. Consider, and act upon, a Final Plat of 544 Gateway Addition, Lot 6R, Block A, being an Amended Plat of Lot 6, Block A of 544 Gateway Addition, establishing one commercial lot on 3.00 acres, located at 607 Commerce Drive.
- H. Consider, and act upon, a Preliminary Plat of Lots 1-5X, Block A of Wylie Lake Townhomes Phase II, establishing four single-family attached and one open space lot on 0.937 acres. Property generally located north of 1924 Spencer Lane.
- I. Consider, and act upon, Ordinance No. 2023-51 amending Wylie's Code of Ordinances, Ordinance No. 2021-17, as amended, Appendix A (Comprehensive Fee Schedule), Article VIII (Public Library), Section A (Library Fees) amending DVD, per day/per item fee.
- J. Consider, and act upon, the award of Professional Services Project Order (PSPO) No. #W2023-114-E for E. FM 544 Geotech Services to Alliance Geotechnical, in the estimated amount of \$149,890.00, and authorizing the City Manager to execute any necessary documents.
- K. Consider, and act upon, the award of Professional Services Project Order (PSPO) No. #W2023-118-E for McMillen Geotech Services to Alliance Geotechnical, in the estimated amount of \$185,550.00, and authorizing the City Manager to execute any necessary documents.
- L. Consider, and act upon, the approval of a 48-month lease and maintenance agreement with Canon Solutions America, Inc. for copiers, the annual estimated amount of \$82,180.00, through a cooperative purchasing contract with Omnia Partners Cooperative (#FI-R-0251-18), and authorizing the City Manager to execute any necessary documents.
- M. Consider, and act upon, Resolution No. 2023-27(R) of the City Council of the City of Wylie, Texas, approving a purchase for the Police Department from Axon Enterprise, Inc., a sole source provider of Taser™ equipment in the amount of \$65,990.40; and authorizing the City Manager to execute any necessary documents.
- N. Consider, and act upon, Resolution No. 2023-31(R) finding that CoServ Gas, Ltd.'s Statement of Intent to increase rates within the City should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this Resolution is passed is open to the public as required by law; and requiring notice of this Resolution to the company and the City's legal counsel.

REGULAR AGENDA

- 1. Consider, and act upon, the award of Contract No. #W2023-94-E for Medical Advisory Services for Wylie Fire-Rescue with Columbia Medical Center of Plano Subsidiary LP d/b/a Medical City Plano, in the amount of \$224,013.00, and authorizing the City Manager to execute any necessary documents.

2. Consider, and act upon, Resolution No. 2023-28(R) regarding the acceptance of the 2023 State Homeland Security Grant Program funds for hazardous materials equipment, specifically hazardous materials dry decon materials.
3. Consider, and act upon, Ordinance No. 2023-52 amending Wylie's Code of Ordinances, Ordinance No. 2021-17, as amended, Chapter 110 (Traffic and Vehicles), Article VI (Stopping, Standing, and Parking), Section 110-175 (No parking zones designated); creating Section 110-175 (14) Westbound side of Bennett Road. Prohibiting the stopping, standing, or parking of a vehicle along the westbound side of Bennett Road measuring 1,600 feet from the intersection of Wylie East Drive; establishing an offense; providing for a penalty for the violation of this ordinance; providing for repealing, savings and severability clauses; providing for an effective date of this ordinance, and providing for the publication of the caption hereof.
4. Hold a Public Hearing, consider, and act upon, the writing of an ordinance for a change in zoning from Commercial Corridor (CC) to Commercial Corridor - Special Use Permit (CC-SUP) on 0.4496 acres to allow for Automobile Repair Minor use. Property located at 403 S. State Highway 78 (ZC 2023-17).
5. Consider, and act upon, Ordinance No. 2023-53 to abandon Right-of-Way being a 0.093 acre dead end alleyway within the Wooded Creek Estates Addition.
6. Consider, and act upon, a contract between the City of Wylie and Yoshikawa Stone Sculpture, Inc. to commission two pieces of art for the Municipal Walking Trails, Phase 2 not to exceed \$80,000, and authorizing the City Manager to execute any necessary documents.
7. Consider, and act upon, a contract approving three Collin County Community College artists designs for signal boxes located at Brown Street and Country Club Road, Collin Way and Country Club Road, and Ballard Street and SH 78, not to exceed \$600, and authorizing the City Manager to execute any necessary documents.
8. Consider, and act upon, Resolution No. 2023-29(R) casting a vote for a candidate(s) to the Board of Directors of the Collin Central Appraisal District for a one-year term beginning January 1, 2024.
9. Consider, and act upon, Resolution No. 2023-30(R) of the City of Wylie, Dallas County, Texas, casting its vote for the fourth member of the Board of Directors of the Dallas Central Appraisal District.

WORK SESSION

WS1. Discuss the potential development of 24 acres, generally located on the west side of Country Club Road approximately 1200' north of Brown Street.

RECONVENE INTO REGULAR SESSION

EXECUTIVE SESSION

Sec. 551.072. DELIBERATION REGARDING REAL PROPERTY; CLOSED MEETING.

A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on its negotiating position.

ES1. Consider the sale or acquisition of properties located at Ballard/Brown, Brown/Eubanks, FM 544/Cooper, FM 544/Sanden, Jackson/Oak, Regency/Steel, State Hwy 78/Ballard, State Hwy 78/Brown, and State Hwy 78/Skyview.

Sec. 551.087. DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS; CLOSED MEETING.

This chapter does not require a governmental body to conduct an open meeting:

- (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or
- (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision (1).

ES2. Deliberation regarding commercial or financial information that the WEDC has received from a business prospect and to discuss the offer of incentives for Projects: 2013-9a, 2021-2d, 2021-5a, 2021-6c, 2021-9b, 2021-11b, 2022-1b, 2022-1c, 2022-7b, 2022-9a, 2022-10c, 2023-1a, 2023-1c, 2023-2b, 2023-2d, 2023-3b, 2023-5b, 2023-6b, 2023-6c, 2023-6d, 2023-8a, 2023-8b, 2023-8c, 2023-9a, 2023-9b, 2023-9c, 2023-9d, 2023-10a, and 2023-10b.

Sec. 551.074. PERSONNEL MATTERS; CLOSED MEETING.

(a) This chapter does not require a governmental body to conduct an open meeting:

- (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or
 - (2) to hear a complaint or charge against an officer or employee.
- (b) Subsection (a) does not apply if the officer or employee who is the subject of the deliberation or hearing requests a public hearing.

ES3. City Manager's annual evaluation.

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

READING OF ORDINANCES

Title and caption approved by Council as required by Wylie City Charter, Article III, Section 13-D.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on November 10, 2023 at 5:00 p.m. on the outside bulletin board at Wylie City Hall, 300 Country Club Road, Building 100, Wylie, Texas, a place convenient and readily accessible to the public at all times.

Stephanie Storm, City Secretary

Date Notice Removed

The Wylie Municipal Complex is wheelchair accessible. Sign interpretation or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Secretary's Office at 972.516.6020. Hearing impaired devices are available from the City Secretary prior to each meeting.

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the

Texas Open Meetings Act, Texas Government Code § 551.001 et. seq., will be held by the City Council at the date, hour and place given in this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

§ 551.071 – Private consultation with an attorney for the City.

§ 551.072 – Discussing purchase, exchange, lease or value of real property.

§ 551.074 – Discussing personnel or to hear complaints against personnel.

§ 551.087 – Discussing certain economic development matters.

§ 551.073 – Discussing prospective gift or donation to the City.

§ 551.076 – Discussing deployment of security personnel or devices or security audit.