

Wylie City Council Regular Meeting

August 22, 2023 – 6:00 PM

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



CALL TO ORDER

INVOCATION & PLEDGE OF ALLEGIANCE

Scout Troop 78 - Posting of the Flags and Pledge of Allegiance.

PRESENTATIONS & RECOGNITIONS

- PR1. American Legion Hale-Combest Post 315 recognizing 2023 American Legion Firefighter, EMT/Paramedic, and Law Enforcement Officer of the Year.
- PR2. Eagle Scout Achievement - Riley Boles.
- PR3. North Central Texas Trauma Regional Advisory recognizing the City of Wylie as a Heartsafe Community.
- PR4. Payroll 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 August 8, 2023 Regular City Council Meeting minutes.
- B. Consider, and act upon, Resolution No. 2023-16(R) of the City Council of Wylie, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2023 Rate Review Mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; requiring the company to reimburse ACSC's reasonable ratemaking expenses; determining that this Resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this Resolution to the Company and the ACSC's legal counsel.
- C. Consider, and act upon, Ordinance No. 2023-35, amending Wylie's Code of Ordinances, Ordinance No. 2021-17, as amended, Chapter 74 (Offenses and Miscellaneous Provisions), Article III (Curfew for Minors); repealing Ordinance Nos. 2017-09, 2020-22, and 2023-09; repealing the City's Juvenile Curfew Ordinance in response to House Bill 1819, effective September 1, 2023; providing a savings/repealing clause,

severability clause and an effective date; finding and determining that the meeting at which this ordinance is passed was noticed and is open to the public as required by law.

- D. Consider, and act upon, Ordinance No. 2023-36, amending Wylie's Code of Ordinances, Ordinance No. 2023-10, as amended, Chapter 18 (Animals), Article I (General), to add Section 18-16 (Trap-Neuter-Release Feral Cat Program).
- E. Consider, and act upon, a Final Plat for Lots 1-7, Block A of Allen Addition establishing seven residential lots on 1.8298 acres, located at 1012 E. Brown.
- F. Consider, and act upon, a Final Plat for Lot 12R1, Block C of Regency Business Park, Phase Three being a Replat of Lot 12, Block C of Regency Business Park, Phase Three, and 1.548 acres of unplatted land for the creation of one lot that measures 2.789 acres. Property is located at 2770 Capital Street.
- G. Consider, and act upon, the award of a professional services project order (PSPO) #W2023-83-E for the Dogwood Drive Waterline Rehabilitation Project to RJN Group, Inc. in the amount of \$89,900.00 and authorizing the City Manager to execute any necessary documents.
- H. Consider, and act upon, the award of W2023-101-I for the purchase of the Founders Park Soccer Field Renovations to Grand Landscapes and Athletics in the amount of \$999,493.56, through a cooperative purchasing contract with BuyBoard (#641-21) and authorizing the City Manager to execute any necessary documents.
- I. Consider, and act upon, approval of the Non-Profit Park Event Application from the Wylie P.O.L.I.C.E. Club representative School Resource Officer Michael Stewart, to hold the "Wylie P.O.L.I.C.E. Club Softball Tournament" at Founders Park on Saturday, November 4, 2023, from 8:00 A.M. to 9:00 P.M.
- J. Consider, and act upon, approval of the recommendation to amend the Parks and Recreation Board Bylaws.
- K. Consider, and place on file, the monthly Revenue and Expenditure Report for the Wylie Economic Development Corporation as of July 31, 2023.
- L. Consider, and act upon, Ordinance No. 2023-37 amending Ordinance No. 2022-56, which established the budget for fiscal year 2022-2023; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance
- M. Consider, and place on file, the City of Wylie Monthly Investment Report for July 31, 2023.
- N. Consider, and act upon, the City of Wylie Monthly Revenue and Expenditure Report for July 31, 2023.

REGULAR AGENDA

- 1. Consider, and act upon, Ordinance No. 2023-38 of the City of Wylie, Texas, amending Wylie's Code of Ordinances, Ordinance No. 2021-17, as amended, Chapter 110 (Traffic and Vehicles), Article VI (Stopping, Standing, or Parking), Section 110-173 (Stopping, Standing, or Parking prohibited in certain places) amending Section 110-173(a)(10)(h) regarding the prohibition of parking along certain sections of South Hensley Lane; providing for repealing, savings and severability clauses; providing for an effective date of this ordinance; and providing for the publication of the caption hereof.
- 2. Hold a Public Hearing, consider, and act upon, Resolution No. 2023-17(R) adopting the Americans with Disabilities Act Transition Plan in accordance with the federally mandated requirement by Title II (State and Local Government) of the Americans with Disabilities Act.

3. Hold a Public Hearing, consider, and act upon, Ordinance No. 2023-39 adopting a budget for all City funds, including the Wylie Economic Development Corporation (4A) and the Wylie Parks and Recreation Facilities Development Corporation (4B) and appropriating resources for Fiscal Year 2023-24 beginning October 1, 2023 and ending September 30, 2024.
4. Consider, and act upon, approving the property tax revenue increase reflected in the budget.
5. Hold a Public Hearing on the proposed tax rate of \$0.538882 per \$100 assessed valuation for fiscal year 2023-2024 and provide all interested persons an opportunity to be heard, either for or against the tax rate.
6. Consider, and act upon, Ordinance No. 2023-40 fixing the ad valorem tax rate/levy for the Tax Year 2023 and Budget Year 2023-2024 at \$0.538882 per \$100 assessed valuation.
7. Consider, and act upon, the award of W2023-89-A for the purchase of the City of Wylie On-Demand Ridesharing Public Private Partnership Program to Trippp Consultant, LLC. for a 3-year base term in the amount of \$571,543, and authorizing the City Manager to execute any and all necessary documents.
8. Consider, and act upon, the approval of W2023-105-I for the purchase of Splash Pad features and installation services from Rain-Drop for both East Meadow Trail and Community Park Splash Pads in the amount of \$1,326,921.70 through a cooperative purchasing contract with Sourcewell Cooperative Purchasing (#010521-RDP) and authorizing the City Manager to execute any necessary documents.

RECESS CITY COUNCIL

CALL TO ORDER THE WYLIE PARKS & RECREATION FACILITIES DEVELOPMENT CORPORATION (4B)

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REGULAR AGENDA

1. Consider, and act upon, approval of August 23, 2022 Regular Wylie Parks and Recreation Facilities Development Corporation (4B) meeting minutes.
2. Consider, and act upon, approval of the Fiscal Year 2023-2024 4B Budget and authorize expenditures for the FY 2023-2024 Community Services Facilities Capital Improvement Plan.

ADJOURN 4B BOARD

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. Discuss property generally located at Brown and Country Club, and Skyview and Park.

ES2. 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, and State Hwy 78/Brown.

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).

ES3. 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, 2021-4c, 2021-5a, 2021-6c, 2021-9b, 2022-1b, 2022-1c, 2022-7b, 2022-10c, 2023-1a, 2023-1c, 2023-2d, 2023-3b, 2023-5b, 2023-6b, 2023-6c, 2023-6d, 2023-7a, 2023-7b, and 2023-7c.

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 August 18, 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.