

## ROCKWALL CITY COUNCIL REGULAR MEETING

Monday, October 05, 2020 - 4:00 PM

City Hall Council Chambers - 385 Goliad St., Rockwall, TX 75087

### I. CALL PUBLIC MEETING TO ORDER

Mayor Pruitt called the meeting to order at 4:04 p.m. Present were Mayor Jim Pruitt, Mayor Pro Tem Kevin Fowler, and Council Members Dana Macalik, John Hohenshelt, Bennie Daniels and Trace Johannesen. Also present were City Manager Rick Crowley, Assistant City Managers Mary Smith and Joey Boyd, and City Attorney Frank Garza.

City Council Member Anna Campbell joined the meeting at 4:07 p.m.

### II. WORK SESSION

1. Hold a work session to discuss the traffic calming circles in South Lakeshore and Summit Ridge Reconstruction Project.

Mayor Jim Pruitt began discussion of this item, briefly indicating that he is partially responsible for this work session item being on today's agenda.

City Councilmember Anna Campbell arrived to the meeting at this point (4:07 p.m.).

City Engineer, Amy Williams, went on to brief the Council on options associated with traffic calming measures along the S. Lakeshore / Summit Ridge reconstruction project. Council took no action at this time.

2. Hold work session to discuss FEMA's "Staffing for Adequate Fire and Emergency Response" (SAFER) Grant, which was recently awarded to the City of Rockwall Fire Department, as well as associated budgetary impacts.

Assistant City Manager, Mary Smith and Fire Chief, Kenneth Cullins briefed Council on the city's receipt of this grant, which will fund 12 entry level firefighters for a period of three years. Cullins explained that the city applied for this grant last year, when there were 'matching funds' required, but was not awarded it at the time. However, the city reapplied this year, and the grant funding was awarded; however, thankfully, this year no 'matching funds' are required. Cullins and Smith proceeded to brief Council on budgetary impacts, generally explaining that, although there is no 'cost sharing (matching funding)' needed, there will still be costs involved on the city's part (i.e. overtime to cover holiday pay). Discussion ensued pertaining to staffing costs associated with 'overtime' pay and wise budgeting that will be necessary over the course of the upcoming years. No action was taken at the conclusion of this work session discussion item.

At 4:42 p.m., Mayor Pro Tem Fowler read the below listed discussion items into the record before recessing the public meeting to go into Executive Session.

### III. EXECUTIVE SESSION.

**THE CITY OF ROCKWALL CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION TO DISCUSS THE FOLLOWING MATTER AS AUTHORIZED BY CHAPTER 551 OF THE TEXAS GOVERNMENT CODE:**

1. Discussion regarding possible acquisition of real property in the vicinity of SH 205 near the downtown pursuant to Section §551.072 (Real Property) and Section §551.071 (Consultation with Attorney).
2. Discussion regarding cellular leases on city-owned property in the vicinity of N. Lakeshore Drive and SH 205, Interstate 30 and White Hills Road, and Interstate 30 and TL Townsend Drive, pursuant to Section 551.072 (Real Property) and Section §551.071 (Consultation with Attorney).
3. Discussion regarding appointments to city regulatory boards, commissions, and committees including the Rockwall Economic Development Corporation (REDC), Board of Adjustments, and discussion on other Boards & Commissions, pursuant to Section 551.074 (Personnel Matters)
4. Discussion regarding City of Rockwall vs. Richard Brooks pursuant to Section §551.071 (Consultation with Attorney).
5. Discussion regarding the appeal to the Public Utility Commission filed by the cities of Garland, Mesquite, Plano and Richardson against the North Texas Municipal Water District (NTMWD) regarding water rates pursuant to Section §551.071 (Consultation with Attorney)
6. Discussion regarding City Manager employee evaluation, pursuant to Section 551.074 (Personnel Matters)  
**PULLED FROM PUBLIC MEETING AGENDA :**

Appointment with John Brown of Rudy's to discuss and consider allowing a flight school and aircraft rental business to operate at the Ralph Hall Municipal Airport, and take any action necessary. (Pursuant to Section §551.071 (Consultation with Attorney))

**IV. ADJOURN EXECUTIVE SESSION**

**Council adjourned from Ex. Session at 5:58 p.m.**

**V. RECONVENE PUBLIC MEETING (6:00 P.M.)**

**Mayor Pruitt reconvened the public meeting at 6:0\_\_ p.m. with all seven council members being present.**

**VI. INVOCATION AND PLEDGE OF ALLEGIANCE - MAYOR PRUITT**

**Mayor Pruitt delivered the invocation and led the Pledge of Allegiance.**

**VII. PROCLAMATIONS**

1. Parks Maintenance Champions Day

**Mayor Pruitt called forth Travis Sales, Parks Director, who came forth with several of his Parks Maintenance Department employees. He then read and presented a proclamation to staff members, recognizing them for this noteworthy achievement at a recent, regional competition.**

**VIII. OPEN FORUM**

**Mayor Pruitt explained how Open Forum is conducted, asking if anyone would like to come forth and speak at this time. There being no one indicating such, he then closed Open Forum.**

**IX. TAKE ANY ACTION AS A RESULT OF EXECUTIVE SESSION**

**Mayor Pro Tem Fowler made a motion to adopt a Resolution authorizing the Mayor or City Manager, with the Mayor's consent, to sign the Settlement Agreement, the Amended Agreement and all other documents related in the matter of the Petition of the cities of Plano, Richardson,**

**Garland and Mesquite regarding the North Texas Municipal Water District PUC case, Docket No. 46662. Councilmember Hohenshelt seconded the motion, which passed by a vote of 7 ayes to 0 nays.**

**X. CONSENT AGENDA**

1. Consider the approval of the minutes from the September 21, 2020 regular city council meeting, and take any action necessary.
2. Consider approval of an **ordinance** establishing the speed limit along the reconstructed portion of SH 276 to 50 mph between SH 205 and FM 549/Corporate Crossing, and take any action necessary. **(2nd Reading)**
3. **Z2020-033** - Consider a request by Patrick Wells for the approval of an **ordinance** for a Specific Use Permit (SUP) to allow *Residential Infill in an Established Subdivision* for the purpose of constructing a single-family home on a 0.216-acre parcel of land identified as Lot 3, Block A, Richard Harris #3 Addition, City of Rockwall, Rockwall County, Texas, zoned Single-Family 7 (SF-7) District, addressed as 210 Wade Street, and take any action necessary. **(2nd Reading)**
4. **P2020-035** - Consider a request by Brad Williams of Winstead PC on behalf of Brian Thornton of Mountainprize, Inc. for the approval of a Replat for Lot 3, Block A, Woods at Rockwall Addition being a 2.46-acre parcel of land identified as a portion of Lots 1 & 2, Block A, Woods at Rockwall Addition, City of Rockwall, Rockwall County, Texas, zoned Commercial (C) District, situated within the Scenic Overlay (SOV) District, generally located at the intersection of Yellow Jacket Lane and Ridge Road [FM-740], and take any action necessary.
5. **P2020-038** - Consider a request by Clay Cristy of ClayMoore Engineering on behalf of Grey Stogner of Metroplex Acquisition Fund, LP for the approval of a Replat for Lots 10 & 11, Block A, Stone Creek Retail Addition being an eight (8) acre parcel of land identified as Lot 8, Block A, Stone Creek Retail Addition, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 70 (PD-70) for General Retail (GR) District land uses, situated within the North SH-205 Overlay (N. SH-205 OV) District, generally located north of the intersection of Stone Creek Drive and Bordeaux Drive, and take any action necessary.
6. **P2020-041** - Consider a request by Brad Bacon of Bacon Property, LLC for the approval of a Final Plat for Lot 1, Block A, Bacon Addition being a 3.57-acre tract of land identified as Lot 1-M of the Bodin Industrial Tract, Rockwall County, Texas, zoned Light Industrial (LI) District, situated within the IH-30 Overlay (IH-30 OV) District, addressed as 2055 Kristy Lane, and take any action necessary.
7. **P2020-042** - Consider a request by Wesley & Carlee Kuenstler and Bandon & Pare Underwood for the approval of a Final Plat for Lots 1 & 2, Block A, K. U. Ranch and Rec Addition being a 6.83-acre tract of land identified as Tract 26 of the J. P. Davis Survey, Abstract No. 249, Collin County, Texas, situated within the City of Rockwall's Extraterritorial Jurisdiction (ETJ), address 11644 County Road 536, and take any action necessary.
8. Consider authorizing the City Manager to request CARES Act funding in the amount of \$30,000 from TXDOT Aviation for improvements at the Ralph M Hall / Rockwall Municipal Airport, and take any action necessary.
9. Consider authorizing the City Manager to execute a Professional Engineer Services Agreement with Birkhoff, Hendricks, and Carter, L.L.P. to provide general engineering services for water and wastewater improvements to the City, and take any action necessary.
10. Consider authorizing the City Manager to execute a Professional Engineering Services Contract with Cardinal Strategies Engineering Services, LLC to provide professional engineering services for miscellaneous consulting on storm water issues and floodplain impacts in the City of Rockwall, and take any action necessary.
11. Consider authorizing the City Manager to execute a Professional Engineering Services Agreement with Binkley & Barfield, Inc. to provide general engineering services for the preparation and review of all Traffic Impact Analysis (TIAs) submitted to the City of Rockwall, and take any action necessary.
12. Consider approval for the purchase of a replacement sanitary sewer pump for FM 3097 Lift Station #2 in the amount of \$38,633.00 to be funded by the Sewer Operations Budget, and take any action necessary.

13. Consider authorizing the City Manager to execute a contract with Meals on Wheels Senior Services for certain nutritional and senior service programs for fiscal year 2021 in the amount of \$45,000 to be funded from the Administration Department Operating Budget, and take any action necessary
14. Consider authorizing the City Manager to execute a contract with the Texas Department of Transportation, Aviation Division for participation in the Routine Airport Maintenance Program (RAMP) at the Ralph M. Hall / Rockwall Municipal Airport, with matching funds for the grant to be provided by the Airport Operating Budget, and take any action necessary.
15. Consider authorizing the City Manager to execute a contract between the City of Rockwall and STAR Transit for transportation services for fiscal year 2021 in the amount of \$95,163.96 to be funded by the Administration Department Operating Budget, and take any action necessary.
16. Consider authorizing the City Manager to execute an interlocal agreement between the city and Rockwall County regarding fire protection services, and take any action necessary.

**Councilmember Daniels moved to approve the entire Consent Agenda, as written (#s 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16). Councilmember Macalik seconded the motion. The ordinance captions were read as follows:**

**CITY OF ROCKWALL  
ORDINANCE NO. 20-41**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF TRANSPORTATION CODE, SECTION 545.356 UPON STATE HIGHWAY 276 OR PARTS THEREOF, WITHIN THE INCORPORATE LIMITS OF THE CITY OF ROCKWALL, TEXAS, AS SET OUT IN THIS ORDINANCE; AND PROVIDING A PENALTY OF A FINE NOT TO EXCEED THE SUM OF \$200.00 FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.

**CITY OF ROCKWALL  
ORDINANCE NO. 20-42  
SPECIFIC USE PERMIT NO. S-233**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE UNIFIED DEVELOPMENT CODE (UDC) [ORDINANCE NO. 20-02] OF THE CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS, AS PREVIOUSLY AMENDED, SO AS TO GRANT A SPECIFIC USE PERMIT (SUP) FOR *RESIDENTIAL INFILL ADJACENT TO AN ESTABLISHED SUBDIVISION* TO ALLOW THE CONSTRUCTION OF A SINGLE-FAMILY HOME ON A 0.216-ACRE PARCEL OF LAND, IDENTIFIED AS LOT 3, BLOCK A, RICHARD HARRIS #3 ADDITION, CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS; AND MORE SPECIFICALLY DESCRIBED AND DEPICTED IN *EXHIBIT 'A'* OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

**The motion passed by a vote of 7 ayes to 0 nays.**

**XI. APPOINTMENT ITEMS**

1. Appointment with John Brown of Rudy's to discuss and consider allowing a flight school and aircraft rental business to operate at the Ralph Hall Municipal Airport, and take any action necessary.



John Brown  
2504 Chaney Drive  
Sachse, Texas 75048

Mr. Brown indicated that he has been working with Assistant City Manager, Joey Boyd and Planning Director, Ryan Miller to discuss his desire to open up a flight school and aircraft rental business at the local, municipal airport. He explained he needs of the Council because he would like to open up a business at the municipal airport (an aircraft rental and flight school).

Mayor Pruitt explained that in March, a lot of the existing airport hangars will become city property, and the Council will be trying to decide what the city should do with those hangars once it takes those over early next year. Pruitt went on to express that the city is not allowing new businesses to start up at the airport until the Council decides what direction it would like to take concerning the airport starting next year.

Mr. Brown went on to generally express that he is unsure why he has to be here to seek Council's approval, sharing that he does not consider this business he proposes to start to be a "permanent business." Rather, he considers this to be a 'temporary business' to put 'feelers out' to see what it would be like for the area. He expressed that he does not feel he actually needs Council's permission since it will not be a 'permanent' business.

In conclusion, Mr. Brown sought clarification on direction he should take as 'next steps.' Mayor Pruitt told him to go and try to obtain a permit, and the city's lawyers will tell him if it is legal and if it is allowable or not. Mr. Brown indicated that he would like to have Council's approval; however, Mayor Pruitt let him know that he was not going to get that from the Council tonight.

## **XII. PUBLIC HEARING ITEMS**

1. **Z2020-037** - Hold a public hearing to discuss and consider a request by Casey Orr, PE of Wier & Associates, Inc. on behalf of Chad DuBose of JCDB Goliad Holdings, LLC for the approval of an **ordinance** for a Specific Use Permit (SUP) to allow a *Restaurant with Less Than 2,000 SF with Drive-Through/Drive-In* for the purpose of constructing a restaurant with drive-through on a 0.579-acre parcel of land identified as Tract 1 of the S. King Survey, Abstract No. 131, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 65 (PD-65) for General Retail (GR) District, situated within the North SH-205 Overlay (N. SH-205 OV) District, addressed as 150 Pecan Valley Drive, and take any action necessary. (1st reading)

Planning Director, Ryan Miller, provided background information pertaining to this agenda item. He shared that the applicant has submitted a request to be allowed to withdraw this case. The Planning & Zoning Commission recently re-heard this case after Council remanded it back to P&Z for further consideration. When this case was re-heard, a motion to approve this item failed by the P&Z Commission.

Mayor Pruitt moved to deny the request to withdraw the case. Councilmember Hohenshelt seconded the motion. The motion passed by a vote of 7 ayes to 0 nays.

Chad Bubose  
7218 Colgate Avenue  
Dallas, TX 75225

Mr. Dubose came forth and provided brief comments to Council regarding this case.

Mayor Pruitt opened the public hearing and asked if anyone else would like to come forth and speak at this time.

Bob Wacker  
309 Featherstone  
Rockwall, TX

Mr. Wacker came forth and expressed concern about some of the discussions that took place at recent P&Z Commission meetings. He generally explained that an existing, local Smoothie King franchise owner had written a letter of opposition concerning this request. One P&Z Commission member in particular referenced that letter and expressed that he did not believe the new franchise / location would be financially viable / successful. Mr. Wacker felt concern about so much stock being placed in that opposition letter.

There being no one else wishing to come forth and speak at this time, Mayor Pruitt then closed the public hearing.

Mayor Pruitt then made a motion to deny Z2020-037. Councilmember Daniels seconded the motion, which passed by a vote of 7 ayes to 0 nays.

Mayor Pruitt then reordered the Council agenda to address Action Item #6 next.

### XIII. ACTION ITEMS

1. **Z2020-038** - Discuss and consider a request by Ruben Segovia on behalf of Jose E. Valerio for the approval of an ordinance for a Specific Use Permit (SUP) to allow *Residential Infill in an Established Subdivision* for the purpose of constructing a single-family home on a 0.33-acre tract of land identified as Lots 1286 & 1287, Block A, Rockwall Lake Properties Development No. 2 Addition, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 75 (PD-75) for Single-Family 7 (SF-7) District land uses, addressed as 257 & 269 Russell Drive, and take any action necessary (**2nd Reading**).

Mayor Pro Tem Fowler moved to approve Z2020-038. Councilmember Hohenshelt seconded the motion. The ordinance caption was read as follows:

**CITY OF ROCKWALL  
ORDINANCE NO. 20-43  
SPECIFIC USE PERMIT NO. S-234**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING PLANNED DEVELOPMENT DISTRICT 75 (PD-75) [ORDINANCE NO. 16-01] AND THE UNIFIED DEVELOPMENT CODE (UDC) [ORDINANCE NO. 20-02] OF THE CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS, AS PREVIOUSLY AMENDED, SO AS TO GRANT A SPECIFIC USE PERMIT (SUP) FOR RESIDENTIAL INFILL IN AN ESTABLISHED SUBDIVISION TO ALLOW THE CONSTRUCTION OF A SINGLE-FAMILY HOME ON A 0.33-ACRE TRACT OF LAND, IDENTIFIED AS LOTS 1286 & 1287, ROCKWALL LAKE ESTATES #2 ADDITION, CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS; AND MORE SPECIFICALLY DESCRIBED AND DEPICTED IN EXHIBIT 'A' OF THIS ORDINANCE; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00)**

**FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE;  
PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE  
DATE.**

**The motion passed by a vote of 6 ayes to 1 nay (Pruitt).**

2. **MIS2020-012** - Discuss and consider a request by Harold D. Fetty III on behalf of Robert Avalos and Latonia Baker for the approval of a Miscellaneous Case for a special request in accordance with the requirements of Planned Development District 75 (PD-75) [*Ordinance No. 16-01*] for a 0.179-acre tract of land identified as Lots 280 & 281, Block B, Rockwall Lake Estates #1 Addition, City of Rockwall, Rockwall County, Texas, zoned Planned Development District 75 (PD-75) for Single-Family 7 (SF-7) District land uses, addressed as 840 & 848 Lakeside Drive, and take any action necessary.

**Planning Director, Ryan Miller provided background information pertaining to this agenda item. The Planning & Zoning Commission has recommended approval of this item by a vote of 7 to 0. Councilmember Johannesen moved to approve MIS2020-012. Councilmember Hohenshelt seconded the motion, which passed by a vote of 7 ayes to 0 nays.**

3. Discuss and consider IH-30 expansion aesthetic plan, and take any action necessary.

**Mayor Pruitt moved to approve the City moving forward with the “top option” (not the sailboat insignia, but the “swoosh” looking image). Councilmember Macalik seconded the motion, which passed by a vote of 7 ayes to 0 nays.**

4. Discuss and consider potential changes to the neighborhood traffic circles for S. Lakeshore and Summit Ridge Reconstruction Project, and take any action necessary.

**Richard Marks  
204 W. Boydston Avenue  
Rockwall, TX**

**Mr. Marks came forth and expressed that he would like to better understand what discussions previously took place concerning traffic circles on these streets.**

**Mayor Pruitt and City Engineer, Amy Williams proceeded to recap discussions held during today’s work session, explaining where these traffic circles will be placed. The purpose of the circles is to allow traffic to keep moving while slowing traffic down along these roadways. These circles will be in lieu of stop signs and roadway humps, which both did not prove to be very effective.**

**Council generally indicated that it would like to move forward with the original plan, which is to have the traffic calming circles installed on this reconstruction project.**

5. Discuss and consider acceptance of SAFER Grant Funding for the Rockwall Fire Department and associated FY2021 budget amendments related to funding the City’s share of said grant program, and take any action necessary.

**Mayor Pruitt indicated that a work session was held earlier this afternoon concerning this agenda item. So, it was discussed at length during the 4 o’clock hour earlier today. This year, the City secured a grant for \$1,013,871.36/year (for the next three years) to hire 12 additional**

firefighters. He generally provided positive comments pertaining to the city having secured this grant funding; however, he also pointed out that these positions will be grant funded for a period of 3 years only. Thereafter, the City will have to pay for the positions on its own. Careful and methodical budgetary planning will be needed over the course of the upcoming 3-4 years so that the city will be ready to absorb the entire cost of these full-time, paid firefighters once the grant funding expires (starting in year four).

Mayor Pro Tem Fowler moved to approve the grant as presented, to amend the Fire Operations Budget for the eight months at \$821,179 with grant proceeds revenues being \$675,948. Councilmember Macalik seconded the motion, which, after brief comments, passed by a vote of 7 ayes to 0 nays.

6. Discuss and consider requiring use of certain decals on city police vehicles, and take any action necessary.

Mayor Pruitt shared that some city police vehicles currently display a decal that has the State of TX on it, "Back the Blue" colors and "In God We Trust." He then made a motion to require the use of these decals on all city police vehicles. Councilmember Johannesen seconded the motion, which passed by a vote of 7 ayes to 0 nays. Mayor Pruitt went on to offer a "thank you" to resident, John Germer, who recently brought this matter to the city's attention.

7. Discuss and consider Mayor's update on COVID and status of current rules and regulations, and take any action necessary.

City Manager, Rick Crowley, briefed the Council on recent COVID-19 reporting via the State of Texas, generally explaining some of the difficulties involved in the reliability of the information/data. He shared that he continues to carefully evaluate the number of active cases in both the city and the county as a whole, and he is evaluating the best way to report factual information to the public about the numbers. Bottom line, Mr. Crowley shared that there are seven positive COVID-19 cases in the City of Rockwall (out of a population of over 46,000 people). Councilmember Hohenshelt generally suggested that a 14 day, rolling numbers approach be taken if this is going to be tracked at all.

Mayor Pruitt expressed concern about the Governor's directive that essentially seems to require masks within our city buildings. He clarified that the city itself does not have any local ordinance in place to dictate 'masks required' in any business or public establishment within the City of Rockwall.

Councilmember Macalik shared that she likes the signs at City Hall that specify that those who enter are asked to wear a mask. She likes the idea of the City Manager requiring his staff to wear masks; however, she believes that said decision is at the city manager's discretion.

Mayor Pruitt generally expressed the belief that there should be no signs on city facilities that 'require masks' before entering the building(s).

Council took no formal action pertaining to this agenda item; however, by a 'show of hands,' 6 of the 7 Council Members agreed that they are ok with removing the signage at City Facilities that essentially say "masks are required before entry." (Macalik did not indicate being in favor of the signage being removed).

8. Discuss and consider upcoming 2020-2021 Rockwall Parks & Recreation Events, and take any action necessary.

**Parks Director Travis Sales indicated that staff needs direction from Council regarding the serving of cookies and hot chocolate at the city's annual Christmas Tree Lighting ceremony as well as photos with Santa (in light of the COVID-19 pandemic). Council generally indicated to staff the belief that those in attendance should take their own, personal responsibility when attending the event. They are okay with the Women's League baking and bringing cookies to hand out. They are okay with hot chocolate being served, and they have no preference about Santa photos (as long as "Santa" is okay with it).**

**Staff will forego the "breakfast" part of "Breakfast with Santa" this year, and – instead – Santa will be in the San Jacinto plaza for photos on a certain Saturday so that those who want to may attend.**

**It was furthermore agreed that the city's fireworks show for the year 2021 will occur on July 3, 2021.**

**Councilmember Macalik asked when the Christmas tree lighting will happen. Mrs. Smith indicated that it will occur on Sat., Dec. 5, 2020 (and there will be a Christmas parade earlier that morning too).**

9. Discuss and consider a resolution approving a Professional Services Agreement with the Texas Coalition For Affordable Power and a Commercial Electric Service Agreement with Gexa for electric power to be provided on and after January 1, 2023, authorizing the City Manager to execute agreements on behalf of the City of Rockwall, and take any action necessary.

**Councilmember Hohenshelt moved to approve the resolution (approving both agreements) as presented. Mayor Pro Tem Fowler seconded the motion, which passed by a vote of 7 ayes to 0 nays.**

10. Discuss and consider a resolution updating the bylaws of the city's Youth Advisory Council (YAC) as well as consider associated program related forms, and take any action necessary.

**Mayor Pro Tem Fowler shared that the City Secretary, Kristy Cole, worked with the city attorney (Mr. Garza) to create some more structure and protection for the city's YAC program and the local students who participate in it.**

**Following those brief comments, Mayor Pruitt moved to approve the resolution and associated forms. Councilmember Campbell seconded the motion, which passed by a vote of 7 ayes to 0 nays.**

11. Discuss and consider appointments to and related matters for the following: 'Rockwall's Diverse History' ad hoc committee, the Architectural Review Board, the ART Commission, the Board of Adjustments, the Rockwall Economic Development Corporation, and other Boards & Commissions, and take any action necessary.

**Councilmember Campbell moved to appoint Freddie Jackson, Edna Cecilia Sullivan, and Jason Moore to the "Diverse History" ad hoc committee. Councilmember Hohenshelt seconded the motion, which passed unanimously of those present.**



**Councilmember Daniels moved to appoint Quint Avenetti to the Architectural Review Board (ARB). Councilmember Hohenshelt seconded the motion, which passed by a vote of 7 ayes to 0 nays.**

**Mayor Pro Tem Fowler moved to reappoint board members David Smith and Glenn Carr to the Board of Adjustments. Councilmember Hohenshelt seconded the motion, which passed by a vote of 7 ayes to 0 nays.**

**Mayor Pruitt shared that some folks have been talking about the City possibly appointing a 'citizen review board' to look at the actions of the Rockwall Police Department. Pruitt clarified that this Council has never made any inkling that it wishes consider forming a board like that, and – in fact – he knows for certain that no one has made that type of request. This is a 'dead' issue at this point, one that would need Council approval if it were to come to fruition; however, no Councilmember has ever indicated a desire to form one such committee, and it is not going to happen.**

**XIV. CITY MANAGER'S REPORT, DEPARTMENTAL REPORTS AND RELATED DISCUSSIONS PERTAINING TO CURRENT CITY ACTIVITIES, UPCOMING MEETINGS, FUTURE LEGISLATIVE ACTIVITIES, AND OTHER RELATED MATTERS.**

- 1. Building Inspections Department Monthly Report - August 2020**
- 2. Parks & Recreation Department Monthly Report - August 2020**
- 3. Fire Department Monthly Report - August 2020**
- 4. Police Department Monthly Report - August 2020**
- 5. Sales Tax Historical Comparison**
- 6. Water Consumption Historical Statistics**

**No discussion / questions took place concerning monthly reports, and no action was taken. Mr. Crowley thanked the city's new Human Resources Director, Shawn Yerks, for his efforts pertaining to setting up protocols and policies that have helped the city handle COVID-19 related matters.**

**XV. EXECUTIVE SESSION.**

**THE CITY OF ROCKWALL CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION TO DISCUSS THE FOLLOWING MATTER AS AUTHORIZED BY CHAPTER 551 OF THE TEXAS GOVERNMENT CODE:**

- 1. Discussion regarding possible acquisition of real property in the vicinity of SH 205 near the downtown pursuant to Section §551.072 (Real Property) and Section §551.071 (Consultation with Attorney).**
- 2. Discussion regarding cellular leases on city-owned property in the vicinity of N. Lakeshore Drive and SH 205, Interstate 30 and White Hills Road, and Interstate 30 and TL Townsend Drive, pursuant to Section 551.072 (Real Property) and Section §551.071 (Consultation with Attorney).**
- 3. Discussion regarding appointments to city regulatory boards, commissions, and committees including the Rockwall Economic Development Corporation (REDC), Board of Adjustments, and discussion on other Boards & Commissions, pursuant to Section 551.074 (Personnel Matters)**
- 4. Discussion regarding City of Rockwall vs. Richard Brooks pursuant to Section §551.071 (Consultation with Attorney).**
- 5. Discussion regarding the appeal to the Public Utility Commission filed by the cities of Garland, Mesquite, Plano and Richardson against the North Texas Municipal Water District (NTMWD) regarding water rates pursuant to Section §551.071 (Consultation with Attorney)**

6. Discussion regarding City Manager employee evaluation, pursuant to Section 551.074 (Personnel Matters)

**XVI. RECONVENE PUBLIC MEETING & TAKE ANY ACTION AS RESULT OF EXECUTIVE SESSION**

Council did not reconvene in Executive Session following the close of the public meeting agenda. (See action taken out of the pre-meeting Executive Session as noted above).

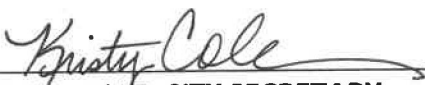
**XVII. ADJOURNMENT**

Mayor Pruitt adjourned the meeting at 7:28 p.m.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, THIS 19<sup>th</sup> DAY OF OCTOBER, 2020.**

  
JIM PRUITT, MAYOR

**ATTEST:**

  
KRISTY COLE, CITY SECRETARY

