



# City of Farmers Branch

City Hall  
13000 Wm. Dodson Pkwy.  
Farmers Branch, TX 75234

## Meeting Agenda - Final City Council

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Tuesday, March 18, 2014

6:30 PM

Council Chambers

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### **Study Session Meeting to be held at 4:00 PM in Study Session Room**

Hard copies of the full City Council agenda packet are accessible prior to every regularly scheduled Tuesday Council meeting according to the following locations and schedule:

- 1) Manske Library on the Saturday prior to the meeting
- 2) Justice Center on the Friday evening prior to the meeting
- 3) City Hall on the day of the meeting

Additionally, the agenda packet is available for download from the City's web site at [www.farmersbranchtx.gov](http://www.farmersbranchtx.gov) after 10 a.m. on the day of every regularly scheduled City Council meeting. This download may be accessed from any computer with Internet access, including computers at the Manske Library and in the lobby of City Hall.

As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

Any individual who wishes to speak on an agenda item should fill out a Registration Form for Appearance before City Council (located in the back of the Council Chambers) and submit the completed card to the City Secretary or City Administration prior to the start of the City Council meeting. Those individuals will be recognized during the meeting at the time the agenda item is presented.

Any individual who wishes to place an item on a future City Council agenda should fill out a Request for Future City Council Agenda Item card (also located in the back of the Council Chambers). Completed cards should be submitted to the City Secretary.

### **A. STUDY SESSION**

**A.1** Discuss regular City Council meeting agenda items.

**A.2** [TMP-0581](#) Receive an update on the Sister City Program.

### **B. INVOCATION & PLEDGE OF ALLEGIANCE**

### **C. CEREMONIAL ITEMS**

- C.1 [TMP-0579](#) Presentation of a proclamation to raise awareness for the fight against domestic violence.
- C.2 [TMP-0570](#) Consider Board and Commission appointments and take appropriate action.

**D. REPORT ON STUDY SESSION ITEMS**

**E. ITEMS OF COMMUNITY INTEREST**

Pursuant to Section 551.0415 of the Texas Government Code the City Council may report on the following items: 1) expression of thanks, congratulations or condolences, 2) information about holiday schedules, 3) recognition of individuals, 4) reminders about upcoming city events, 5) information about community events and 6) announcements involving an imminent threat to public health and safety.

**F. CITIZEN COMMENTS**

The City Council invites citizens to speak to the City Council on any subject not listed on the City Council agenda. Any person who desires to address the City Council on such item shall complete and submit a Citizen Comments Registration Card to the City Secretary or City Administration prior to the start of the City Council meeting. Those individuals will be recognized by the Mayor during the meeting at the time the Citizen Comments Section is reached. When your name is called please approach the speaker's podium in the center of the Council Chambers, state your name and address for the record, and discuss the specific subject or topic of interest. Please direct your comments to the Mayor. Each speaker will be limited to three (3) minutes. Speaker time may not be shared with, or reserved for, other speakers.

The City Council may not take specific action on any subject raised by a speaker during Citizen Comments. The City Council may: have the item placed on a future agenda for action; refer the item to the City Manager and/or staff for further study or action; briefly state existing City policy; or provide a brief statement of factual information in response to the inquiry.

**G. CONSENT AGENDA**

- G.1 [TMP-0580](#) Consider approval of minutes of the City Council meeting held on March 3, 2014 and take appropriate action.
- G.2 [R2014-022](#) Consider approving Resolution No. 2014-022 authorizing the City Manager to execute a new interlocal cooperative contract with Dallas County to provide consolidated tax collection services for the City and take appropriate action.

- G.3     [R2014-024](#)     Consider approving Resolution No. 2014-024 awarding unit price bids for the annual purchase of chemicals and fertilizers for the Parks and Recreation Department; and take appropriate action.
- G.4     [R2014-026](#)     Consider approving Resolution No. 2014-026 authorizing the City Manager to approve the purchase of one (1) replacement mobile hydraulic hammer for the Public Works Utilities Division in the total amount of \$106,000 from Associated Supply Company through the Houston-Galveston Area Cooperative, providing an effective date, and take appropriate action.

H.     **PUBLIC HEARINGS**

I.     **REGULAR AGENDA ITEMS**

- I.1     [R2014-027](#)     Consider approving Resolution No. 2014-027 authorizing execution of a Residential Demolition/Rebuild Program Incentive Agreement for the residence located at 2968 Primrose and take appropriate action.
- I.2     [R2014-025](#)     Consider adopting Resolution No. 2014-025 authorizing the City Manager to approve the purchase of one (1) replacement Gradall Excavator for the Public Works Streets Division in the total amount of \$333,447 from Kirby-Smith Machinery through the Buy Board Purchasing Cooperative, providing an effective date, and take appropriate action.
- I.3     [ORD-3272](#)     Consider adopting an Ordinance No. 3272 amending in its entirety Chapter 46 of the Code of Ordinances, Miscellaneous Offenses," Section 46-1 "Firearms and Facsimile Firearms Regulated; Defenses" relating to the prohibition of the discharge of firearms or air guns within the City except at sport shooting ranges, prohibiting the carrying of firearms in public parks, at public meetings, of government bodies, political rallies, parades, official political meetings, and non-firearm-related school, college and professional athletic events with exception; and prohibiting display or brandishing of facsimile firearms within the city under certain circumstances; establishing certain defenses to such offenses; and take appropriate action.
- I.4     [ORD-3273](#)     Consider adopting Ordinance No. 3273 amending Chapter 46, "Miscellaneous Offenses" of the Code of Ordinances, by adding Article V, "Sale and Merchandising of Electronic Cigarettes and Liquid Nicotine to Minors", adding Sections 46-70 through 46-73; and take appropriate action.

- I.5      [ORD-3274](#)      Consider adopting Ordinance No. 3274 amending Chapter 82 of the Code of Ordinances, by amending Article II "Operation of Vehicles", by adding Section 82-22 "Use of Wireless Communication Devices While Driving", and take appropriate action.
- I.6      [R2014-015](#)      Consider approving Resolution No. 2014-015 awarding bids and authorizing the City Manager to execute contracts for various trades and work related to the construction of the new Aquatics Center and take appropriate action.
- I.7      [R2014-019](#)      Consider approving Resolution No. 2014-019 authorizing the City Manager to execute a change order to the professional services contract with Gallagher Construction Services in the amount of \$148,000 for construction manager services relating to completion of the Aquatics Center project and take appropriate action.
- I.8      [R2014-023](#)      Consider approving Resolution No. 2014-023 authorizing payment of a portion of seasonal pool memberships for City of Farmers Branch residents to use the City of Carrollton public pool for the 2014 outdoor swimming season and take appropriate action.

The Mayor announces that the items of the agenda for the Regular Session have been concluded. After a short recess, the meeting will convene for items in the Executive Session. The meeting will then reconvene into open Regular Session after the items have been discussed in the Executive Session to consider any necessary action.

The City Council may convene into closed Executive Session for any of the Executive Session items listed below at anytime during the City Council Study Session or the City Council Regular Meeting.

**J.      EXECUTIVE SESSION**

- J.1      [TMP-0415](#)      Discuss economic development incentives - Texas Government Code Section 551.087:  
Consider incentives for the retention and expansion of a high tech manufacturer.
- J.2      [TMP-0559](#)      Discuss land acquisitions - Texas Government Code Section 551.072:  
Discuss purchase, exchange, sale, lease, or value of real property in the area generally bounded by Dennis Lane, Valwood Parkway, I-635 and Webb Chapel.

- J.3     [TMP-0452](#)     Discuss pending and contemplated litigation - Texas Government Code Section 551.071:  
Consultation with City Attorney regarding US Supreme Court Case No. 13-516 City of Farmers Branch v. Villas at Parkside, Et Al (Villas at Parkside Partners doing business as Villas at Parkside, et. al. v. City of Farmers Branch, Texas, and Valentin Reyes, et. al. v. City of Farmers Branch, Texas, Case No. 10-10751 United States Court of Appeals for the 5th Circuit.)

K.     **THE CITY COUNCIL RECONVENES INTO OPEN SESSION**  
**Consider necessary action on items discussed in the Executive Session.**

L.     **ADJOURNMENT**

Farmers Branch City Hall is wheelchair accessible. Access to the building and special parking are available at the main entrance facing William Dodson Parkway. Persons with disabilities planing to attend this meeting who are deaf, hearing impaired or who may need auxiliary aids such as sign interpreters or large print, are requested to contact the City Secretary at (972) 919-2503 at least 72 hours prior to the meeting.

**Certification**

I certify that the above notice of this meeting was posted on the bulletin board at City Hall on Friday, March 14, 2014 by 4:00 p.m.

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Angela Kelly, City Secretary