

AGENDA
SEPTEMBER 20, 2011
HEATH CITY COUNCIL
HEATH MUNICIPAL BENEFITS CORPORATION
THE HEATH ECONOMIC DEVELOPMENT CORPORATION
200 LAURENCE DRIVE - HEATH, TEXAS
JOINT MEETING - PUBLIC HEARINGS - STATED MEETING - EXECUTIVE SESSION
6:30 P.M.

JOINT MEETING

Discussion and Action Regarding Resolution Authorizing the President of the Heath Municipal Benefits Corporation and the Heath Economic Development Corporation to Enter into an Agreement with Catalyst Urban Development LLC for the Development of a Planning Vision and Development Strategy for Heath Commercial Properties.

STATED MEETING

1. CALL TO ORDER and INVOCATION.
2. DEPARTMENT and COMMITTEE REPORTS - See Addendum. *(Items posted on the addendum are for informational purposes. The addendum is a comprehensive list of issues and reports that are of interest to the City Council and may or may not be discussed as determined by Staff and Council.)*
3. APPROVAL OF THE MINUTES OF SEPTEMBER 6, 2011.
4. ITEMS FOR CONSIDERATION
 - A. **Consent Agenda** - *The items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council member or citizen so requests.*
 1. Approve Ordinance 110920A Changing the Street Name Platted as High School Drive to Heath Hawk Drive within the Rockwall-Heath High School Addition To the City of Heath; Providing for the Posting of Signs; and Providing an Effective Date.
 2. Approve Ordinance 110920B Amending Title VII – Traffic Code In Chapter 72: Traffic Schedules and Chapter 73: Parking Schedules as Set Out Herein; Providing a Penalty of a Fine Not To Exceed the Sum of \$200; Providing a Severability Clause; Providing an Effective Date.
 3. Approve a Request to Amend the Plat of Lots 1, 2 and 3 of the Stillwater Estates Addition in Order to Adjust Lot Lines between Adjoining Lots - Requested by Chris Cuny.
 4. Approve Resolution 110920A Authorizing the Mayor to Execute a One-Year Renewal of an Interlocal Agreement with Rockwall County for Fire Protection Services.
 5. Approve Resolution 110920B Adopting and Enacting the Provisions of the County of Rockwall Burn Ban and Extending those Provisions to Properties Located within the Corporate Limits of the City of Heath, the Provisions of Which are More Specifically Described Herein as Exhibit "A"; Providing an Effective Date.
 - B. Discussion and Action Regarding Ordinance 110920C Amending Ordinance 100921C Approving and Adopting a Budget for the City for the Fiscal Year October 1, 2010 Through September 30, 2011 to Amend Adopted Expenditures and Revenues of the Budget; declaring an effective date.
 - C. Discussion and Action Regarding Ordinance 110920D Approving the Fee Schedule for Fiscal Year October 1, 2011 through September 30, 2012.
 - D. Discussion and Action Regarding Ordinance 110920E Approving and Adopting a Budget for the City for the Fiscal Year October 1, 2011 through September 30, 2012.

Heath City Hall will provide reasonable accommodations for persons attending meetings. Please contact the City Secretary at 972-771-6228 no later than 48 hours prior to a meeting if you require special assistance.

- E. Discussion and Action Regarding Ordinance 110920F Levying Ad Valorem Taxes for the Year 2011 at a Rate of \$.3433 Per One Hundred Dollars (\$100.00) Assessed Valuation on All Taxable Property within the Corporate Limits of the City as of January 1, 2011.
- F. **PUBLIC HEARING** – Request for an Amendment to Ordinance 101005 that Granted a Conditional Use Permit for a Garage and a Pool Grotto (Cabana/Kitchen Facilities), both Built of Like Material and Design as the Residence, on Lot 20 in Block A of the Wyndemere Phase 2 Addition (11 Kerimore Court) to Increase the Area of the Pool Grotto from 168 sq. ft. to 260 sq. ft. in Area - Requested by Tim Seymore on behalf of Mike Morris.
- G. Discussion and Action Regarding a Request for an Amendment to Ordinance 101005 that Granted a Conditional Use Permit for a Garage and a Pool Grotto (Cabana/Kitchen Facilities), both Built of Like Material and Design as the Residence, on Lot 20 in Block A of the Wyndemere Phase 2 Addition (11 Kerimore Court) to Increase the Area of the Pool Grotto from 168 sq. ft. to 260 sq. ft. in Area.
- H. **PUBLIC HEARING** – Request for Special Exceptions to §159.30, Lake Edge Zoning District of the City of Heath Code of Ordinances in order to 1.) Construct a boathouse and dock deck on a property with less than 150' of shoreline and 2.) To situate the lakeside structures outside of the setback areas described in §159.30 on Lot V of the Yankee Creek Estates Addition (136 Yankee Creek Rd.) - Requested by Robert and Kathleen Pampillonia.
- I. Discussion and Action Regarding a Request for Special Exceptions to §159.30, Lake Edge Zoning District of the City of Heath Code of Ordinances in order to 1.) Construct a boathouse and dock deck on a property with less than 150' of shoreline and 2.) To situate the lakeside structures outside of the setback areas described in §159.30 on Lot V of the Yankee Creek Estates Addition (136 Yankee Creek Rd.).

(Item J below appears on the Agenda pursuant to published legal notice. The application for a zoning change has been withdrawn. The public hearing will be opened and closed. Public comment will not be received. No action will be taken by the Council.)


- J. **PUBLIC HEARING** – Request for a Zoning Change from Agricultural (A) to Planned Development (PD) Zoning District for a 19.507 Acre Portion of 53.32 Acres Consisting of Tract 39 and Tract 40 in the A. Rodriguez Survey A-231 for Development of a Residence and Various Accessory Uses – Requested by McCollum & Associates.
- K. Discussion and Action Regarding Board and Commission Appointments.

EXECUTIVE SESSION – *As Allowed by the Texas Open Meeting Act, Government Code:*

Section 551.071: Consultation with Attorney – 1.) Pending Litigation Regarding Acquisition of a Stormwater Line Easement and 2.) On a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Ch. 551, Government Code.

NOTE: Pursuant to the Texas Open Meetings Act, Texas Government Code, Section 551, one or more of the above items may be considered in Executive Session closed to the public. Any decision held on such matter will be taken or conducted in Open Session following the conclusion of the Executive Session.

Agenda posted this the 16th day of September 2011 at 5:00 pm.


Stephanie Galanides, City Secretary

**ADDENDUM TO CITY COUNCIL AGENDA
DEPARTMENT AND COMMITTEE REPORTS/BRIEFINGS**

The items listed below include subjects that are of interest to the City Council. The Council may or may not receive a briefing dependent upon activity or change in status regarding the matter. This listing is provided to give notice to the public that a briefing to the Council on any or all subjects may occur.

- A. Planning and Zoning (P & Z) Commission
 - 1. Development plats and zoning requests considered by the Commission at their most recent meeting
 - 2. Conditional Use permits considered by the Commission at their most recent meeting
 - 3. Record votes taken at the most recent meeting of the Commission
 - 4. Status of any action or proposed action regarding amendments or revisions to the Zoning Code or the Subdivision Ordinance
 - 5. Any actions taken on revisions to the Capital Improvements Plan or Land Use Assumptions
- B. Board of Adjustment
- C. Economic Development Corporation
- D. Park Board
 - 1. Issues before the Park Board at their most recent meeting
 - 2. Record votes taken by the Park Board
 - 3. Special Events or Activities
- E. Special Events Board
 - 1. Issues before the Special Events Board at their most recent meetings
 - 2. Special Events or Activities
- F. Take Area Appeals Panel
- G. Department of Public Safety
 - 1. Number of calls for service
 - 2. Special events or activities
 - 3. Staffing, training and/or personnel matters
 - 4. Major equipment purchases and repairs
 - 5. Police Activity Report:
 - a. Citations Issued
 - b. Adult Arrests
 - c. Youth Arrests
 - d. Accidents Reported
 - e. Calls for Service
 - f. Other Incidents
 - 6. Commendations
 - 7. Complaints
 - 8. Animal Control:
 - a. Number of animals impounded
 - b. Number of warning and citations issued
- H. Building Inspections/Public Works
 - 1. Number of building permits issued previous month, year to date and year to date one year ago
 - 2. Valuation of building permits issued previous month, to date and year to date one year ago
 - 3. Current water projects
 - 4. Current sewer projects
 - 5. Major disruptions of water or sewer service
 - 6. Street repairs and/or street reconstruction
 - 7. Major equipment acquisitions or repairs
 - 8. Fix-It Requests
- I. Municipal Court
 - 1. New cases docketed
 - 2. Revenue collected
 - 3. Final Dispositions
 - 4. Number of Bench Trials
 - 5. Warrants issued
- J. Staff Report
 - 1. Website
 - 2. Status of Interlocal Agreements and Leases
 - 3. Personnel changes
 - 4. Special Projects or Activities
- K. Budget and Finance Report