

AGENDA
MARCH 10, 2015
HEATH CITY COUNCIL
200 LAURENCE DRIVE - HEATH, TEXAS
REGULAR MEETING - PUBLIC HEARINGS - EXECUTIVE SESSION
6:30 P.M.

1. Call to order and invocation.
2. Discussion and action regarding the Minutes of February 24, 2015.
3. **Consent Agenda** - *The items on the Consent Agenda are considered to be self-explanatory by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which event the item will be removed from the Consent Agenda and voted on separately.*
 - a) Approve Resolution 150310A declaring Elected to the offices of City Council Place 1, City Council Place 2, City Council Place 4 and City Council Place 6 the Unopposed Candidates for election to those offices; providing that such election shall be effective as of May 9, 2015, and that such candidates shall take office as provided for by law; providing that the May 9, 2015, General Election shall not be held; providing that a copy of this resolution shall be posted on election day at each polling place that would have been used in the Election. (*S.Galanides*)
 - b) Approve Ordinance 150310A amending Ordinance 030515D and Ordinance 100615 of the Code of Ordinances that established a Special Events Board to specify that the Special Events Board shall consist of Five (5) members; providing an effective date. (*E.Thatcher*)
4. Discussion and action regarding Site Plan for Great Eventures on Lot 1B of the City of Heath and Heath Municipal Benefits Corporation Addition – submitted by Helmberger Associates, Inc. (*K.Dobbs*)
5. Discussion and action regarding Final Plat of Travis Ranch Phase 3G-2 on 8.361 acres in the J. Canter Survey, Abstract No. 85 situated on FM 740 in the City of Heath Extraterritorial Jurisdiction, Kaufman County – Submitted by Bryan Powell, Westwood Professional Services on behalf of the owner CTMGT Travis Ranch, LLC. (*K.Dobbs*)
6. Discussion and action regarding the Amended Plat of Lot 16 and Lot 17 in Block B of the Heath Crossing Phases 1C and 1D addition to amend the minimum finished floor elevation (M.F.F.E.) – requested by Mike Spruill, Riverstone Custom Homes. (*K.Dobbs*)
7. Application for variances to: 1) §157.02 (C) of the Code of Ordinances (Code) that limits fences in the front yard to a maximum height of 4’ to allow a fence of 5’ in height; and 2) §157.02(E) of the Code that provides that fences in front of the building line or structure shall be ornamental wrought iron, tubular steel and have at least 75% open area per linear foot to allow a solid brick screening wall with masonry columns on Lot 5, Block B, Wellington Ridge Manor Addition (2513 Cambridge Drive) - requested by George Welch Custom Homes; (*K.Dobbs*)
 - c) Presentation of request.
 - d) **PUBLIC HEARING** to receive comments regarding the request.
 - e) Discussion and action regarding the request.
8. Application for a variance to §157.02 (C) of the Code that limits fences in the front yard to a maximum height of 4’ to allow a fence of 5’ in height with masonry corner posts and a 6’ gate across the driveway on Tract 34-5 in the A. Rodriguez Survey A-0231 (2340 FM 740 N) - requested by Kevin and Robin Mitchell; (*K.Dobbs*)
 - f) Presentation of request.
 - g) **PUBLIC HEARING** to receive comments regarding the request.
 - h) Discussion and action regarding the request.
9. Application for a variance to §157.02 (C) of the Code that limits fences in the front yard to a maximum height of 4’ to allow a fence of 5’ in height with masonry corner posts and a 6’ gate across the driveway on Tract 34 in the A. Rodriguez Survey A-0231 (2360 FM 740 N) - requested by Joe and Traci Johnson; (*K.Dobbs*)
 - i) Presentation of request.
 - j) **PUBLIC HEARING** to receive comments regarding the request.
 - k) Discussion and action regarding the request.
10. Announcement that the owner has withdrawn the request to replat Lot 7, Block B of Meadowlake Village (2.12 ac.) to form 2 lots at 7 Meadowlake Drive, Heath, Rockwall County, TX (*The public hearing that was opened and continued to March 3, 2015 has been cancelled.*) (*K.Dobbs*)

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.

WiFi available in City Council Chambers - Password: Heath123

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11. **EXECUTIVE SESSION** - Recess to go into Executive Session (Closed Meeting) in accordance with Government Code:
- l) §551.072: Deliberations regarding Real Property – Purchase, exchange, lease or value of Real Property; and
 - m) § 551.071: Consultation with Attorney regarding pending litigation – Civil Action No. 3:14-cv-04338-B, Ream v. City of Heath et al.
12. Discussion and action regarding a Resolution declaring a public need and necessity exists to acquire an approximately 8.805 acre tract of real property west of F.M.549 (also known as Tract 2, Block A of the Ellis Addition) in fee simple for the construction of a public right-of-way, Heathland Crossing Road, public open space and other public uses; authorizing the city manager to obtain the necessary appraisal report for a certain tract; authorizing the city manager to negotiate just compensation for this tract; authorizing the city attorney to institute eminent domain proceedings for the acquisition of real property in fee simple for these public uses on the said tract of land for construction of said right-of-way and other public uses; and providing an effective date.
13. Discussion and action regarding executive session items.
14. Adjourn.

NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the 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); and §551.087 (~~discussing~~ economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

Agenda posted this the 6th day of March 2015 at 4:30 pm.


Stephanie Galanides, City Secretary