



# City of Farmers Branch

Farmers Branch City Hall  
13000 Wm Dodson Pkwy  
Farmers Branch, Texas  
75234

## Meeting Agenda

### City Council

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Wednesday, May 15, 2019

1:30 PM

Study Session Room

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#### Special Called City Council Meeting - Amended Agenda

A. **CALL TO ORDER - (1:30 P.M.)**

B. **EXECUTIVE SESSION**

- B.1 [19-212](#) Council may convene into a closed executive session pursuant to Texas Government Code Section 551.074 Personnel Deliberation:
- *Consideration of City Code of Ethics Complaint filed against David B. Koch, Member of Board of Directors of Valwood Improvement Authority and the City Attorney written report concerning the Complaint; and*

Council may convene into a closed executive session pursuant to Texas Government Code Section 551.071 Consultation with City Attorney regarding:

- *City Code of Ethics Complaint filed against David B. Koch, Member of Board of Directors of Valwood Improvement Authority.*

Council may convene into a closed executive session pursuant to Section 551.074 of the Texas Government Code to deliberate regarding:

*(Personnel Matters)*

- *Discuss board appointments to Quasi-Judicial Boards (Planning & Zoning/Zoning Board of Adjustment)*

C. **AGENDA ITEM(S)**

- C.1 [R2019-61](#) Consider approving Resolution No. 2019-61 canvassing and declaring the results of the May 4, 2019, General Election for City Council District 1 and City Council District 4, providing oath of offices; and take appropriate action

- C.2 [R2019-62](#) Consider approving Resolution No. 2019-62 canvassing and declaring the results of the May 4, 2019 Special Bond Election; and take appropriate action

- C.3 [19-217](#) Discuss and consider annual Board and Commission appointments to the Animal Shelter Advisory Committee, Farmers Branch Manske Library Board, Parks and Recreation Board, Senior Advisory Board, Planning and Zoning, Zoning Board of Adjustment/Board of Appeals, Historical Preservation and Restoration Board, Municipal Drainage System Advisory Committee, Valwood Improvement Authority, Sustainability Committee, Public Art Committee, and the Census 2020 Ad Hoc Count Committee

D. **TAKE ANY ACTION NECESSARY AS A RESULT OF THE CLOSED EXECUTIVE SESSION**

E. **ADJOURNMENT**

The City Council may convene into executive session at anytime during the Study Session or Regular meeting pursuant to Texas Government Code Section 551.071(2) for the purpose of seeking confidential legal advice from the City Attorney on any agenda item.

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 planning 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 at least 72 hours prior to the scheduled meeting time, in accordance with the Open Meetings Act, on the bulletin board at City Hall.

Posted by: \_\_\_\_\_  
City Secretary

Date posted: \_\_\_\_\_



# City of Farmers Branch

Farmers Branch City Hall  
13000 Wm Dodson Pkwy  
Farmers Branch, Texas  
75234

## Staff Report

File Number: 19-212

Agenda Date: 5/15/2019

Status: Closed Session

In Control: City Council

File Type: Report

Agenda Number: B.1

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# City of Farmers Branch

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13000 Wm Dodson Pkwy  
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75234

## Staff Report

File Number: R2019-61

**Agenda Date:** 5/21/2019

**Status:** Regular Agenda

**In Control:** City Council

**File Type:** Resolution

**Agenda Number:** C.1

**Consider approving Resolution No. 2019-61 canvassing and declaring the results of the May 4, 2019, General Election for City Council District 1 and City Council District 4, providing oath of offices; and take appropriate action**

### BACKGROUND:

The City of Farmers Branch held a General Election to elect one member to City Council for District 1 and one member to City Council for District 4 on May 4, 2019.

### DISCUSSION:

The following actions will be taken to canvass and certify the results of the May 4, 2019 General Election:

1. The Mayor reads the canvass statement in Resolution No. 2019-61
2. The City Council approves Resolution No. 2019-61
3. City Secretary will provide Oaths of Office

The Ceremonial oaths of office will be provided at the May 21, 2019 regular City Council meeting.

### RECOMMENDATION:

Motion to approve Resolution No. 2019-61 canvassing and declaring the results of the May 4, 2019, General Election for City Council District 1 and City Council District 4.

### ATTACHMENTS:

1. Resolution No. 2019-61



**RESOLUTION NO. 2019-61**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, CANVASSING AND DECLARING THE RESULTS OF THE GENERAL ELECTION FOR COUNCILMEMBER - DISTRICT NO. 1 AND COUNCILMEMBER - DISTRICT NO. 4 HELD MAY 4, 2019; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, it is hereby found and determined that notice of the election was duly given in the form, manner and time required by law, and said election was in all respects legally held and conducted in accordance with applicable laws of the State of Texas and the proceedings calling and governing the holding of such election; and,

**WHEREAS**, it is imperative to consider the returns of an election held on the May 4, 2019, for the purpose of electing the hereinafter named officials; and,

**WHEREAS**, the returns of said election have been duly and legally made and submitted to the City Council for canvassing, and a tabulation of the returns for the polling place and for early voting, as canvassed and tabulated by this governing body as follows:

<b>CITY COUNCIL DISTRICT 1</b>						
<b>Candidate</b>	<b>Early Voting in Person</b>	<b>Early Voting by Mail</b>	<b>Election Day</b>	<b>Provisional EV/ED</b>	<b>Election Day ADA</b>	<b>Total</b>
<b>Cristal Retana</b>	54		54	0	0	108
<b>CITY COUNCIL DISTRICT 4</b>						
<b>Terry Lynne</b>	306	36	162	0	0	504
<b>Bonnie Potraza</b>	132	7	112	0	0	251

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:**

**SECTION 1.** Said election was duly called, notice of said election was given in accordance with law, and said election was held in accordance with law, and the following individuals, having received the majority of the votes cast in said election, are hereby declared to be duly elected to the following offices, subject to the taking of the oath of office as provided by the Constitution and laws of the State of Texas:

**City Council District 1:      Cristal Retana**

**City Council District 4:      Terry Lynne**

**SECTION 2.** It is further found and determined that in accordance with the order of this governing body, the City Secretary posted written notice of the date, place and subject of this meeting on the bulletin board located in the City Hall, a place convenient and readily accessible to the general

public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.

**SECTION 3.** This resolution shall become effective immediately from and after its passage.

**APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THIS 15<sup>th</sup> DAY OF MAY, 2019.**

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Amy Piukana, City Secretary

\_\_\_\_\_  
Bob Phelps, Mayor

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Peter G. Smith, City Attorney  
(kbl:5/4/16:76774)

Run Date:05/10/19 11:02 AM

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	TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Prov	ED_ADA
PRECINCTS COUNTED (OF 17)	17	100.00					
REGISTERED VOTERS - TOTALS	17,526						
BALLOTS CAST - TOTALS	3,206		1,966	57	1,183	0	0
VOTER TURNOUT - TOTALS		18.29					
City of Farmers Branch District 1							
VOTE FOR 1							
(WITH 4 OF 4 PRECINCTS COUNTED)							
Cristal Retana	108	100.00	54	0	54	0	0
Total	108		54	0	54	0	0
City of Farmers Branch District 4							
VOTE FOR 1							
(WITH 3 OF 3 PRECINCTS COUNTED)							
Terry Lynne	504	66.75	306	36	162	0	0
Bonnie Potraza	251	33.25	132	7	112	0	0
Total	755		438	43	274	0	0
City of Farmers Branch Prop A							
VOTE FOR 1							
(WITH 17 OF 17 PRECINCTS COUNTED)							
For (A Favor)	1,061	33.22	608	12	441	0	0
Against (En Contra)	2,133	66.78	1,349	45	739	0	0
Total	3,194		1,957	57	1,180	0	0



# City of Farmers Branch

Farmers Branch City Hall  
13000 Wm Dodson Pkwy  
Farmers Branch, Texas  
75234

## Staff Report

File Number: R2019-62

**Agenda Date:** 5/15/2019

**Status:** Regular Agenda

**In Control:** City Council

**File Type:** Resolution

**Agenda Number:** C.2

### **Consider approving Resolution No. 2019-62 canvassing and declaring the results of the May 4, 2019 Special Bond Election; and take appropriate action**

#### BACKGROUND:

The City of Farmers Branch held a Special Bond Election on May 4, 2019 for the issuance of \$24,000,000 general obligation bonds for a new library.

The following actions will be taken to canvass and certify the results of the May 4, 2019 Special Bond Election:

1. The Mayor reads the canvass statement in Resolution No. 2019-62
2. The City Council adopts Resolution No. 2019-62

#### ACTIONS:

- 1) Motion to approve Resolution No. 2019-62 canvassing the election returns of the May 4, 2019 Special Bond Election.

#### ATTACHMENTS:

1. Resolution No. 2019-62



**RESOLUTION NO. 2019-62**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION HELD IN THE CITY OF FARMERS BRANCH, TEXAS, ON MAY 4, 2019**

WHEREAS, the City Council (the "City Council") of the City of Farmers Branch, Texas (the "City") duly authorized a bond election (the "Election") to be held within the City on May 4 2019, for the purpose of submitting to the resident qualified electors of the City the proposition hereinafter set forth; and

WHEREAS, the City Council has investigated all matters pertaining to the Election, including the ordinance calling the Election, giving notice, appointing officers, holding and making returns of the Election; the election officers who held the Election have duly made the returns of the results thereof; and said returns have been duly delivered to the City Council for official canvassing of the returns thereof; and

WHEREAS, upon the consideration of the returns of the Election, it is hereby found and determined that the same was held in accordance with the authorizing proceedings and was in all respects legally held after due notice had been given, and the returns duly and legally made, and other instruments, showed the following results:

**CITY OF FARMERS BRANCH, TEXAS - PROPOSITION A**

“SHALL THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, BE AUTHORIZED TO ISSUE GENERAL OBLIGATION BONDS OF THE CITY IN THE AMOUNT OF \$24,000,000 FOR THE PURPOSE OF PROVIDING FUNDS FOR PERMANENT PUBLIC IMPROVEMENTS, TO WIT: PLANNING, DESIGNING, CONSTRUCTING, EQUIPPING AND FURNISHING A NEW LIBRARY IN THE GENERAL VICINITY OF THE EXISTING FARMERS BRANCH MANSKE LIBRARY AND THE DEMOLITION OF SUCH LIBRARY; SAID BONDS TO MATURE SERIALLY OVER A PERIOD OF NOT TO EXCEED FORTY (40) YEARS FROM THEIR DATE, TO BE ISSUED IN SUCH INSTALLMENTS AND SOLD AT ANY PRICE OR PRICES AND TO BEAR INTEREST AT ANY RATE OR RATES AS SHALL BE DETERMINED WITHIN THE DISCRETION OF THE CITY COUNCIL UNDER LAWS IN EFFECT AT THE TIME OF ISSUANCE, AND TO PROVIDE FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS BY LEVYING A TAX SUFFICIENT TO PAY THE ANNUAL INTEREST ON AND TO CREATE A SINKING FUND SUFFICIENT TO REDEEM SAID BONDS AS THEY BECOME DUE?”	1,061	Votes For
	3,194	Votes Against

TOTAL BALLOTS CAST IN ELECTION: 3,194

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS THAT:

Section 1. All of the recitals contained in the preamble of this Resolution are found to be true and are adopted as findings of fact by the City Council and as part of its judgment.

Section 2. It is found and determined that the results of the Election as canvassed and tabulated in the preamble hereof reflect the expressed desires of the electors. Based on the results of the Election, the City is not authorized to issue bonds with respect to the Proposition in accordance with applicable law.

Section 3. This Resolution shall take effect immediately upon its passage and approval.

PASSED AND APPROVED this 15th day of May, 2019.

CITY COUNCIL  
CITY OF FARMERS BRANCH, TEXAS

MINUTES AND CERTIFICATION PERTAINING TO  
PASSAGE OF A RESOLUTION

On May 15, 2019, the City Council of the City of Farmers Branch, Texas, in a special meeting at the regular meeting place thereof, the meeting being open to the public and notice of said meeting, giving the date, place and subject thereof, having been posted as prescribed by Chapter 551, Texas Government Code, as amended; and the roll was called of the duly constituted officers and members of the City Council, which officers and members are as follows:

Robert C. Dye, Mayor	Ana Reyes	)	
John Norwood, Mayor Pro Tem	Terry Lynne	)	Members of
	Bronson Blackson	)	the Council
	Mike Bomgardner	)	

and all of said persons were present except \_\_\_\_\_, thus constituting a quorum. Whereupon, among other business, a written resolution bearing the following caption was introduced:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS  
BRANCH, TEXAS, CANVASSING THE RETURNS AND DECLARING THE  
RESULTS OF A BOND ELECTION HELD IN THE CITY OF FARMERS  
BRANCH, TEXAS, ON MAY 4, 2019

The Resolution, a full, true and correct copy of which is attached hereto, was read and reviewed by the City Council.

Thereupon, it was duly moved and seconded that the Resolution be finally passed and adopted.

The Presiding Officer put the motion to a vote of the members of the City Council, and the Resolution was finally passed and adopted by the following vote:

AYES:        \_\_\_        NAYS:        \_\_\_        ABSTENTIONS:        \_\_\_

0

MINUTES APPROVED AND CERTIFIED TO BE TRUE AND CORRECT, and to correctly reflect the duly constituted officers and members of the City Council of said City, and the attached and following copy of said Resolution is hereby certified to be a true and correct copy of an official copy thereof on file among the official records of the City, all on this \_\_\_\_ day of \_\_\_\_\_, 2019.

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City Secretary  
City of Farmers Branch, Texas

[SEAL]

**ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF SPECIAL MEETING**

The undersigned member(s) of the City Council of Farmers Branch, Texas (the "City"), acknowledges and certifies that he or she was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the meeting of said governing body which was held on May 15, 2019 and that the resolution of the City captioned below would be introduced and considered for passage at said meeting; and that he or she consented, in advance, to the holding of said meeting for such purpose:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A BOND ELECTION HELD IN THE CITY OF FARMERS BRANCH, TEXAS, ON MAY 4, 2019

<u>Name</u>	<u>Signature</u>	<u>Date of Signature</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Run Date:05/10/19 11:02 AM

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# City of Farmers Branch

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## Staff Report

File Number: 19-217

**Agenda Date:** 5/15/2019

**Status:** Regular Agenda

**In Control:** City Council

**File Type:** Report

**Agenda Number:** C.3

**Discuss and consider annual Board and Commission appointments to the Animal Shelter Advisory Committee, Farmers Branch Manske Library Board, Parks and Recreation Board, Senior Advisory Board, Planning and Zoning, Zoning Board of Adjustment/Board of Appeals, Historical Preservation and Restoration Board, Municipal Drainage System Advisory Committee, Valwood Improvement Authority, Sustainability Committee, Public Art Committee, and the Census 2020 Ad Hoc Count Committee**

### BACKGROUND:

Annually, the City Council appoints members to fill Board and Commission vacancies. The City has advertised through the Branch Review, Branch Mail/eMail blast, Branch Bulletin eNewsletter, City website, and recruited at Farmers Branch Night Out to solicit applicants to participate and sign up to serve on a Board and Commission. The City has received over 54 applications, to date.

### DISCUSSION:

The City currently has 44 board openings and received over 54 applications to serve. The City Council held Board and Commissions interviews on May 9, 2019 and will hold an executive session to interview Quasi-Judicial Boards.

After interviews, the City Council will have the opportunity to create a slate list. The City Council will take final action at the June 4, 2019 City Council meeting.