



# City of Keller City Council Agenda

Keller Town Hall  
1100 Bear Creek Parkway  
Keller, TX 76248  
817-743-4000  
www.cityofkeller.com

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Tuesday, November 2, 2021

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## **PRE-COUNCIL MEETING 5:30 P.M.**

### **A. CALL TO ORDER - Mayor Armin R. Mizani**

### **B. DISCUSS AND REVIEW AGENDA ITEMS**

### **C. EXECUTIVE SESSION**

#### **1. Section 551.074, Texas Government Code - Personnel Matters.**

(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee;

##### **a. City Manager**

#### **2. Adjourn into Open Meeting.**

#### **3. Action on Executive Session Item 1 if necessary.**

### **D. WORK SESSION**

#### **1. [Discuss possible cancellation of the Tuesday, December 21, 2021 Regular City Council Meeting.](#)**

#### **2. [Discuss TxDOT Median Projects](#)**

**Attachments:** [Work Session - Update of TxDOT Median Projects](#)

#### **3. [Discuss Bar Ditch Impacts](#)**

**Attachments:** [Work Session - Update of Bar Ditch Maintenance Project \(still working on graph](#)

### **E. ADJOURN**

## **REGULAR MEETING 7:00 P.M.**

### **A. CALL TO ORDER – Mayor Armin R. Mizani**

### **B. INVOCATION**

### **C. PLEDGE OF ALLEGIANCE**

#### **1. Pledge to the United States Flag**

2. Pledge to the Texas Flag - "Honor the Texas Flag: I pledge allegiance to Thee, Texas, one State under God, one and indivisible."

#### D. PRESENTATIONS - None

#### E. PERSONS TO BE HEARD

This is a time for the public to address the City Council on any subject. However, the Texas Open Meetings Act prohibits the City Council from discussing issues which the public has not been given seventy-two (72) hours' notice. Issues raised may be referred to City Staff for research and possible future action. Each speaker will be allowed three (3) minutes to speak.

#### F. CONSENT

1. [Consider approval of the Minutes of the Tuesday, October 19, 2021 Regular City Council Meeting.](#)

**Attachments:** [101921 Minutes](#)

2. [Consider a resolution rejecting the proposal for Lifeguard Services - The Keller Pointe, for the Parks and Recreation Department.](#)

**Attachments:** [110221 TKP Lifeguard Services Rejection Resolution](#)  
[110221 TKP Lifeguard Services Rejection Bid Tab](#)

3. [Consider a resolution authorizing the City Manager to execute a professional services agreement with Pacheco Koch Consulting Engineers, Inc., of Fort Worth, Texas, for the design and contract administration of the Barbara Lane Hike and Bike Trail Improvements, for the Parks and Recreation Department.](#)

**Attachments:** [110221 Barbara Lane Hike and Bike Trail Resolution](#)  
[110221 Barbara Lane Hike and Bike Trail Fee Estimate](#)  
[110221 Barbara Lane Hike and Bike Trail Proposed Agreement](#)  
[110221 Barbara Line Hike and Bike Trail Plat](#)  
[110221 Barbara Lane Trail Pre-Design Opinion of Cost 05-20-2021](#)

4. [Consider a resolution approving the Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet \(Term Sheet\) in its entirety, as provided by the State of Texas, through the Office of the Attorney General; and adopting the allocation method for opioid settlement proceeds as set forth in said Term Sheet; and authorizing the City Manager to execute all documents relating thereto on behalf of the City of Keller, Texas.](#)

**Attachments:** [110221 Opioid Settlement Resolution](#)  
[110221 Opioid Settlement Exhibit A](#)  
[110221 Opioid Settlement AG Presentation](#)

5. [Consider an ordinance appointing a Municipal Court Judge and Associate Judge for the Municipal Court of Record for the City of Keller, Texas, for a term of two \(2\) years, effective December 1, 2021.](#)

**Attachments:** [110221 Judge Appointment Ordinance](#)  
[110221 Exhibit A Municipal Judge Agreement](#)

6. [Consider a resolution amending Resolution No. 4035, dated September 18, 2018; and authorizing an amendment of the Interlocal Agreement for Police Services \(Contract No. 18-80\), Section 4. Westlake obligations, with the Town of Westlake, Texas.](#)

**Attachments:** [110221 Amend Police Svcs with Westlake Resolution](#)  
[110221 Keller/Westlake amendment to 18-80](#)  
[110221 Staff Attachment: Contract No. 18-80](#)

## **G. OLD BUSINESS - None**

## **H. NEW BUSINESS**

1. [PUBLIC HEARING: Consider an ordinance approving a Specific Use Permit \(SUP\) to construct a 2,000 square-foot accessory structure, legally described as a Lot 1, Block 1 of David Price Addition, being approximately 1.96-acres, located at the north side of Shady Grove Road, approximately 900 feet northwest from the intersection of Keller Smithfield Road and Shady Grove Road, zoned Single-Family 36,000 square-foot lots \(SF-36\) and addressed as 7201 Shady Grove Road. James Atherton, Applicant/Owner. \(SUP-21-0030\)](#)

**Attachments:** [110221 7201 Shady Grove SUP ProposedOrdinance.docx](#)  
[110221 7201 Shady Grove SUP Maps.pdf](#)  
[110221 7201 Shady Grove SUP Staff Attachment A - Narrative and Information](#)  
[110221 7201 Shady Grove SUP Staff Attachment B - Support petition.pdf](#)  
[Presentation 7201 Shady Grove SUP](#)

2. [PUBLIC HEARING: Consider an ordinance approving three Specific Use Permits \(SUPs\) to allow the property owner to reside in the existing 2,466 square-foot home for the purpose of living and overseeing construction of a permanent residence, and to construct a 2,000 square-foot accessory structure, lots legally described as a portion of Tract 1D01, 1C and 1C01 of the William H Slaughter Survey, being approximately 5.69-acres, located at the northwest corner of Barbara Lane and Rufe Snow Drive, zoned Single-Family 36,000 square-foot lots or greater \(SF-36\) and addressed as 901 Barbara Lane. Sean Alibrando, Applicant/Owner. \(SUP-21-0033\)](#)

**Attachments:** [110221 901 Barbara Lane SUP ProposedOrdinance.docx](#)  
[110221 901 Barbara Lane SUP Maps.pdf](#)  
[110221 901 Barbara Lane SUP Staff Attachment A - Narrative and Information](#)  
[Presentation 901 Barbara Lane SUP](#)

3. [Consider a resolution approving a Site Plan Amendment for Chick-Fil-A, a 4,779 square-foot restaurant with drive-thru on an approximately 11.960-acre tract of land, located on the south side of Keller Parkway \(F.M. 1709\), situated at the intersection of Rufe Snow Drive and Keller Parkway \(F.M. 1709\), being Lot 1R, Block A, Keller Town Center, at 1002 Keller Parkway, and zoned Town Center \(TC\). Regency Centers, LP, Owner. Interplan, LLC, Applicant/Developer. \(SP-21-0019\)](#)

**Attachments:** [110221\\_ChickFilA SP Amendment ProposedOrdinance.docx](#)  
[110221\\_ChickFilA SP Amendment Exhibit A - Site Plan documents.pdf](#)  
[Item H-3 Chick Fil A Site Plan Amendment](#)  
[Presentation Chick Fil A Site Plan Amendment](#)

4. [PUBLIC HEARING: Consider an ordinance approving an amendment to the City of Keller Unified Development Code \(UDC\), adopted by Ordinance No. 1746 dated July 7, 2015, by amending Article 8 - Zoning Districts, Development Standards, Tree Preservation, related to fence requirements; authorizing publication; provide for penalties; and establishing an effective date. City of Keller, Applicant. \(UDC-21-0008\)](#)

**Attachments:** [110221\\_Proposed Ordinance UDC-21-0008 UDC Fence Amendment](#)  
[110221\\_UDC Amendment Fences Redline Exhibit A.docx](#)  
[Presentation UDC Fence Amendment](#)

## **I. EXECUTIVE SESSION**

1. **Section 551.074, Texas Government Code - Personnel Matters.**

(1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee;

a. **City Manager**

2. **Adjourn into Open Meeting.**
3. **Action on Executive Session Item 1 if necessary.**

## **J. ADJOURN**

**CITY OF KELLER  
MISSION STATEMENT**

*We commit to preserving a safe, informed and vibrant community of quality neighborhoods, thriving businesses and natural beauty by setting the standard for municipal engagement, collaboration, service and innovation.*

**CERTIFICATE**

*I hereby certify that the above notice is posted, per the Open Meetings Law, Texas Government Code, Chapter 551, on the official bulletin board at Keller Town Hall, 1100 Bear Creek Parkway, on Friday, October 29, 2021 at 5:00 P.M.*

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Kelly Ballard, TRMC, CMC  
City Secretary

***Persons with disabilities who plan to attend this public meeting and who may need auxiliary aid or services are requested to contact the ADA Coordinator 48 hours in advance, at 817-743-4041, and reasonable accommodations will be made for assistance.***