



**City of Keller
City Council
Agenda**

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

Tuesday, September 3, 2019

COUNCIL MEMBER DINNER 4:30 P.M.

PRE-COUNCIL MEETING 5:00 P.M.

A. CALL TO ORDER - Mayor Pat McGrail

B. DISCUSS AND REVIEW AGENDA ITEMS

C. EXECUTIVE SESSION

1. Section 551.072, Texas Government Code - Deliberation Regarding Real Property. A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

- a. Discuss Permanent Access Easement at Keller Sports Park.

2. 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 Secretary

- b. City Manager

3. Adjourn into Open Meeting.

4. Action on Executive Session Items 1 and 2 if necessary.

D. WORK SESSION - None

E. ADJOURN

REGULAR MEETING 7:00 P.M.

A. CALL TO ORDER – Mayor Pat McGrail

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. PROCLAMATIONS & PRESENTATIONS

1. [Presentation of Life Saving Awards](#)

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.

F. CONSENT

1. [Consider approval of the Minutes of the Tuesday, August 20, 2019 Regular City Council Meeting.](#)

Attachments: [082019 Minutes.pdf](#)

2. [Consider approval of the Minutes of the Thursday, August 22, 2019 City Council Work Session.](#)

Attachments: [082219 Minutes.pdf](#)

3. [Consider approval of the Minutes of the Tuesday, August 27, 2019 City Council Budget Work Session.](#)

Attachments: [082719 Minutes](#)

4. [Consider a resolution approving Sciens Consulting to provide consulting services for the CAD, RMS, JMS, and Mobile Software Replacement Project for the Regional Partnership consisting of Keller, Southlake, Colleyville, Westlake, and Grapevine; and authorizing the City Manager to execute all documents relating thereto on behalf of the City of Keller, Texas.](#)

Attachments: [090319 Sciens Consulting Resolution](#)
[090319 Sciens Consulting Services Contract](#)

5. [Consider a resolution approving an Interlocal Agreement to provide Geographic Information System \(GIS\) mapping services for the City of Roanoke, Texas; and authorizing the City Manager to execute all documents related thereto on behalf of the City of Keller, Texas.](#)

Attachments: [090319 RoanokeGIS Resolution](#)
[090319 GIS Mapping Agreement](#)

6. [Consider a resolution approving an Agreement for Engineering Services with Wade Trim, Inc. of Fort Worth, Texas; for design of the 2020 Annual Street Maintenance Project for the Public Works Department; and authorizing the City Manager to execute all documents](#)

relating thereto on behalf of the City of Keller, Texas.

Attachments: 090319_Wade Trim_Location map
 090319_Wade Trim_Agreement
 090319_Wade Trim_Resolution

7. Consider an ordinance approving a negotiated settlement between the Atmos Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the company's 2019 Rate Review Mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the Company to reimburse ACSC's reasonable ratemaking expenses; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the Company and the ACSC's legal counsel.

Attachments: 090319_Atmos RRM_Ordinance
 090319_Atmos RRM_Exhibit A
 090319_Atmos RRM_Exhibit B
 090319_Atmos RRM_Exhibit C

8. Consider a resolution receiving the Keller Quarterly Investment Report for period ending March 31, 2019, and providing an effective date.

Attachments: 090319_FY 19 Q2 Investment Report_Resolution
 090319_FY 19 Q2 Investment Report

9. Consider a resolution receiving the Keller Quarterly Financial Report for period ending March 31, 2019, and providing an effective date.

Attachments: 090319_FY 19 Q2 Financial Report Resolution
 090319_FY 19 Q2_Financial Report

10. Consider a resolution receiving the Keller Quarterly Investment Report for period ending June 30, 2019, and providing an effective date.

Attachments: 090319_FY 19 Q3 Investment Report Resolution
 090319_FY 19 Q3 Investment Report

11. Consider a resolution receiving the Keller Quarterly Financial Report for period ending June 30, 2019, and providing an effective date.

Attachments: 090319_FY 19 Q3 Financial Report Resolution
 090319_FY 19 Q3 Financial Report

G. OLD BUSINESS - None

H. NEW BUSINESS

1. PUBLIC HEARING: Consider an ordinance approving a Specific Use Permit (SUP) for Smoking Axes, a proposed axe throwing Indoor Entertainment Facility, located on an approximately 2.995-acre tract of land, on the west side of South Main Street (U.S. HWY 377) and approximately 1,700 feet southwest of the intersection of Bear Creek Parkway and South Main Street (U.S. HWY 377), being Lot 4, Block A, Bear Creek Plaza Addition, at 770 South Main (U.S. HWY 377), Account (#: 41037405), and zoned Commercial (C). Gary Cox and Carlos Marroquin, Applicants. Bear Creek Plaza Associates, LTD, Property Owner.

Attachments: [090319_SmokingAxesSUP-19-0017_ProposedOrdinance](#)
[090319_SmokingAxesSUP-19-0017_ExhibitA\(1of4\)](#)
[090319_SmokingAxesSUP-19-0017_ExhibitA\(2of4\)](#)
[090319_SmokingAxesSUP-19-0017_ExhibitA\(3of4\)](#)
[090319_SmokingAxesSUP-19-0017_ExhibitA\(4of4\)](#)
[090319_SmokingAxesSUP-19-0017_Maps](#)
[090319_SmokingAxesSUP-19-0017_StaffAttachment](#)

2. PUBLIC HEARING: Consider an ordinance approving a Specific Use Permit (SUP) to allow the use of a spa to include cosmetology such as (hair, nails and face), and Texas-licensed massage therapists, for Cozy Day Spa, located in an approximately 1,250 square-foot lease space, contained in the 10,000 square-foot multi-tenant building, on an approximately .84-acre property, located on the south side of Keller Parkway, approximately 170 feet southwest of the intersection of Keller Parkway and Cindy Street, being Lot 1R, Block A, The Shops at Cindy Addition, zoned R (Retail), located at 460 Keller Parkway, Suite B. Bass Commercial Investments, LLC, owner. Zhenji Jin, applicant.

Attachments: [090319_CozyDaySpaSUP-19-0018_ProposedOrdinance](#)
[090319_CozyDaySpaSUP-19-0018_Maps](#)
[090319_CozyDaySpaSUP-19-0018_ExhibitA\(1of2\)](#)
[090319_CozyDaySpaSUP-19-0018_ExhibitA\(2of2\)](#)
[090319_CozyDaySpaSUP-19-0018_StaffAttachment](#)

3. PUBLIC HEARING: Consider an ordinance approving an amendment to the City of Keller Unified Development Code, adopted by Ordinance No. 1746 dated July 7, 2015, by providing revisions to allow medical office use in the Town Center (TC) Zoning District with a Specific Use Permit (SUP) and modifying, Article 8 - Zoning-Districts, Development Standards, Tree Preservation; authorizing publication; provide for penalties; and establishing an effective date. City of Keller, applicant. (UDC-19-0013)

Attachments: [090319_ProposedOrdinance](#)
[090319_Exhibit A_TownCenterUseTable](#)

I. DISCUSSION – None

J. EXECUTIVE SESSION

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- a. **City Secretary**

- b. **City Manager**

3. **Adjourn into Open Meeting.**

4. **Action on Executive Session Items 1 and 2 if necessary.**

K. ADJOURN

CITY OF KELLER MISSION STATEMENT

Our mission is to support a vibrant community of high quality neighborhoods, thriving businesses and natural beauty by setting the standard for excellence in municipal efficiency, 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 Thursday, August 29, 2019 at 5:00 P.M.

Kelly Ballard, TRMC
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.