



City of Farmers Branch

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

Meeting Minutes

City Council

Tuesday, September 6, 2016

6:00 PM

Council Chambers

Study Session Meeting to be held at 3:00 PM in the Study Session Room

- Presiding:** 1 - Mayor Bob Phelps
- Present:** 4 - Mayor Pro Tem Harold Froehlich, Council Member John Norwood, Council Member Terry Lynne, Council Member Mike Bomgardner
- Absent:** 1 - Deputy Mayor Pro Tem Ana Reyes
- Staff:** - Charles Cox City Manager, John Land Deputy City Manager, Amy Piukana City Secretary, Pete Smith City Attorney, David Hale Police Chief, Allison Cook Economic Development Director, Stephanie Hall Economic Development Assistant, Andy Gillies Community Services Director, Randy Walhood Public Works Director, Hugh Pender Building Official, Shane Davis Environmental Services and Solid Waste Manager, Steve Parker Fire Chief, Tim Dedear Deputy Fire Chief/Fire Marshal, Brian Beasley Human Resource Director, Jeff Harting Parks and Recreation Director, Charles Cancellare Parks Superintendent, Meredith Dowdy Parks and Recreation Special Projects Manager

A. STUDY SESSION

Mayor Phelps called the meeting to order at 3:02 p.m.

A.1 16-230 Discuss regular City Council meeting agenda items.

Under Agenda Item G.3, adopting the City's amended Investment Policy, Council Member Lynne asked who is managing funds and if it's bid out. City Manager Charles

Cox explained there is a committee who reviews investments, noting the City utilizes three (3) brokers to provide bids on investment.

Council Member Lynne asked if more discussion would occur prior to reviewing Agenda Item G.10, setting the Judge's salary. Mr. Cox explained this is an executive session item, and Council will conduct an evaluation during closed executive session, prior to adopting the Ordinance.

Mayor Pro Tem Froehlich asked for more information regarding Agenda Item G.9, awarding the bid for Christmas Lights. Special Projects Manager Meredith Dowdy explained currently, the City utilizes contractors to install, program and maintain the lighting exhibits which include maintenance and removal of lights and equipment on trees, buildings, light poles, bushes, structures and green spaces. She further explained it's more cost efficient to lease Christmas exhibits which also allows a variety of exhibits at the Historical Park's Tour of Lights which include animation exhibits.

Council Member Bomgardner asked if charitable donations are collected. Ms. Dowdy explained the City works with different charitable groups noting funds collected in 2015 were approximately \$35,534.00. Council Member Bomgardner asked what the total cost has been for lighting expenses. Ms. Dowdy replied, approximately \$190,000 has been budgeted for the entire tour. Council Member Lynne asked if the City stores the lighting. Ms. Dowdy explained the City purchases the lighting strands and stores them to allow multiple years use.

Council Member Bomgardner asked if under Item H.2, if the tax rate would be set tonight. Mr. Cox replied tonight is the public hearing only, and the final budget and property tax rate adoption is scheduled to take place at the September 20, 2016, City Council meeting.

A.2 16-220 **Receive a presentation from PYRO Brand Development on the creative vision for the City's Destination Marketing Campaign.**

Assistant to City Manager Rachael Johnson briefed City Council noting the City entered into a professional services agreement to work with PYRO Brand Development to study, define, and enhance the City's brand, create a new promotional tourism website, and develop a strategic marketing plan to promote Farmers Branch as a place to visit, purpose with PYRO.

Mr. Benji Vega with PYRO, briefed City Council noting today is to provide input and feedback from City Council to ensure this creative concept and marketing initiative meets the vision of City Council.

Mr. Vega reviewed the following City of Farmers Branch Brand Promise (Brand Vision, Brand Positioning, Brand Personality, and Brand Affiliation), which was created June 1, 2016. He noted the goal is to promote the target areas of Tourism, Destination Events, Residential Relocation, and Business Development. He further stated the campaign is

aimed at the 25-45 age group that may not be aware of the variety of things Farmers Branch has to offer.

Mr. Vega reviewed a new proposed “&” (ampersand) campaign icon which will be used with social, cultural, and business communications and the icon could be taken to events such as the Bluegrass Festival. He noted this will not replace the City logo but will be used to enhance and market the City.

Council Member Bomgardner asked for the estimated cost for the City of Dallas “BIG” marketing campaign program. Mr. Vega replied the “BIG” program cost between \$5 and \$10 million. Council Member Bomgardner asked how many are familiar with the BIG campaign program with City of Dallas by show of hands. The majority of the room raised hands noting its success.

Council Member Lynne suggested adding a snapchat filter and letting people market the City of Farmers Branch.

Council Member Bomgardner asked about marketing costs. Ms. Johnson explained staff is evaluating the budget, noting with combining budgets, the campaign would have a little over \$200,000 to execute.

Mr. Cox explained today's presentation is to seek Council's direction and input in order to move forward. After discussion, Council agreed to move forward with the presented campaign approach.

A.3 16-234 **Receive an update regarding the Mandatory Crime Reduction Program for Apartment Complexes.**

Police Chief David Hale briefed City Council regarding this item noting the City adopted Ordinance No. 3038, August 11, 2009 creating a Mandatory Crime Reduction Program. He further stated the program allows for crime data for all apartment communities in the City. Chief Hale explained the purpose of the program is to protect the health, safety, morals and welfare of the occupants of apartment complexes and other citizens through establishment of a mandatory crime reduction program.

Mayor Pro Tem Froehlich asked who establishes the threshold. Chief Hale explained the City sets the threshold. Chief Hale explained information is based on number of units, with the index based on crime per apartment unit. Mayor ProTem Froehlich asked if police calls were used to track statistics. Chief Hale explained the numbers and tracking are based on the police report and occurrence of the crime. Chief Hale explained the program has worked well in other cities and a review may be necessary.

Chief Hale explained the program requires complexes that exceed crime risk safety thresholds to have a crime free Lease Addendum, hold quarterly crime watch meetings, conduct criminal background checks on residents, conduct credit checks on residents, mandatory inspections by Police Department, and a \$500 fee assessed.

Council Member Bomgardner asked if the City inspects the lease addendum. Chief Hale confirmed, it's part of the audit. Chief Hale further stated that depending on the circumstances, additional requirements may be necessary such as adding on site security, additional lighting, landscaping, locked common area, key control plan, fencing, pay phones, and maintain program membership of six months. Chief Hale explained the Complex is to be inspected twice. He noted the first inspection to develop a crime reduction plan, and the second inspection ensures ordinance compliance. Chief Hale reviewed the 2008-2016 Crime Statistics showing threshold reduction scales based on crimes per 100 residents.

Council Member Bomgardner asked if the City has enforced onsite security, and if we can mandate and set criteria through a City Ordinance. Chief Hale replied that the City has not enforced this, noting the ordinance can be reviewed and updated by City Council.

Council discussed the possibility of amending the City Ordinance to add security lighting, a security guard, gating and to review permits and fees for apartment complexes that have high crime. Council advised City Administration to bring forward a proposed Ordinance for review at a future City Council meeting.

Mayor Phelps recessed for a 5 minute break at 4:28 p.m.

Mayor Phelps reconvened into Regular Session at 4:33 p.m.

A.4 TMP-1796 Discuss the City Manager's balanced budget and organizational funding requests related to the adoption of the Farmers Branch 2016-17 fiscal year budget.

Council Member Bomgardner suggested outsourcing more city services. Mr. Cox explained he recently provided a list of outsourced services the City provides and will provide this information for his review.

A.5 16-231 Discuss agenda items for future City Council meetings.

City Manager Charles Cox noted Carrollton Farmers Branch Independent School District plans to send a representative to provide an update regarding the school tax proposal at a future City Council Meeting.

City Council recessed for a break at 4:36 p.m.

Mayor Phelps reconvened the meeting at 4:41 p.m. and announced City Council will deliberate in closed executive session to discuss Agenda Item J.1.

J. EXECUTIVE SESSION

J.1 16-228 Council may convene into a closed executive session pursuant to Section 551.074 of the Texas Government Code to deliberate

regarding:

- *Annual Evaluation of the Municipal Court Judge*

City Council may convene into executive session pursuant to Texas Government Code Section 551.076 deliberation regarding security devices:

- *Briefing by Andrews International regarding building security review and recommendations for implementation of security measures.*

Consult with the City Attorney regarding contemplated and pending litigation styled City of Lewisville v. City of Farmers Branch, et. al., Case No. 4:12-cv-00782-RAS-DDB, U.S. Dist Court (E.D. Texas - Sherman Division) and administrative proceedings relating to the City's application for Municipal Solid Waste Permit No. 1312B pending before the Texas Commission on Environmental Quality.

City Council recessed from closed Executive Session at 5:54 p.m. Mayor Phelps called the regular meeting to order at 6:00 p.m.

B. INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Pro Tem Froehlich led the invocation and provided the Pledge of Allegiance.

C. CEREMONIAL ITEMS

- C.1 16-238 **Presentation of the Employer Support Freedom Award 2016 by Mayor Phelps, on behalf of Employer Support of the Guard and Reserve, a program of the Department of Defense, to the City of Farmers Branch Police Department.**

Mayor Phelps invited Police Chief David Hale to receive the 2016 Employer Support Freedom Award, on behalf of Employer Support of the Guard and Reserve.

D. REPORT ON STUDY SESSION ITEMS

Council Member Norwood provided a report on study session items.

E. CITY MANAGER'S REPORT AND ITEMS OF COMMUNITY INTEREST

Under Item of Community Interest, Mayor Phelps recognized Germany Exchange Student Ann Christin Weber for volunteering her services at the Manske Library over the summer months. Mayor Phelps acknowledged the efforts of Janie Scarbrough and Chris and Greer Blair. He noted Janie is the coordinator of our Sister City Program with Germany, she organized Ann-Christin's stay in Farmers Branch, and the Blair's graciously hosted Ann-Christin in their home this summer.

City Manager Charles Cox announced the following items of community interest:

- After kicking off their September movie series last weekend with “The Karate Kid,” the Farmers Branch Manske Library invites everyone to their outdoor amphitheater for the 2015 mega-hit “Star Wars: The Force Awakens” on Saturday, September 17. Showtime is at dusk but there will be a Star Wars costume and trivia contest before the feature so, come prepared.
- Classic cars and trucks will be on display at the Farmers Branch Historical Park on Saturday, September 10 from 10 a.m. to 3 p.m. for the annual Pickups-n-Panels Classic Car and Truck Shoot Out. Find our more information at pickupsnpanels.com.
- Vouchers will soon be available for the Dallas County Household Hazardous Waste collection event to be held in Farmers Branch, October 8. Residents can pick up vouchers here at City Hall on a first-come, first-served basis, starting September 15. Call Public Works for more information at 972.919.2597.
- Farmers Branch history comes to life at the ‘Encounters from the Past’ guided tours of historic Keenan Cemetery on Friday and Saturday, September 16 & 17. Guided walking tours leave every 15 minutes from 7 until 9 p.m. Tickets are \$5 per person with kids 6 and under admitted free.
- Date Night in the Park is coming back to the Farmers Branch Historical Park on Saturday, September 24. Gates open at 5:30 p.m. and admission is free. Live music from Statesboro Revue will serenade daters while they peruse the anticipated 15 food trucks that will be on site for dinner and snack offerings. After dark, the outdoor screen will come alive with the feature film “Me Before You.” Find out more at fbspecialevents.com.
- Finally, we want to thank everyone that came out last week for our retirement ceremonies for Police Chief Sid Fuller. And, although Sid left big shoes to fill, we expect they will be filled quite nicely by our new Police Chief David Hale, who took office on September 1. David has been with the Farmers Branch Police Department for 22 years and will do an excellent job protecting this City. Congratulations to our new Police Chief David Hale.
- You can sign up for eNews at farmersbranchtx.gov to have current City news and information delivered directly to your eMail box.

F. CITIZEN COMMENTS

The following citizens spoke under Citizen Comments:

Former Mayor John Dodd, spoke regarding his concerns with the new symbolism design (ampersand) being proposed to market the city.

G. CONSENT ITEMS

- G.1 16-229 **Consider approving minutes of the special called City Council meeting held on August 9, 2016 and the regular meeting held on August 16, 2016; and take appropriate action.**

- G.2** 16-232 **Consider excusing the absence of Deputy Mayor Pro Tem Ana Reyes from the August 16, 2016 City Council meeting; and take appropriate action.**
- G.3** R2016-074 **Consider approving Resolution No. 2016-074 adopting the City's amended Investment Policy; and take appropriate action.**
- G.4** R2016-076 **Consider approving Resolution No. 2016-076 to amend a site plan located at 13800 Diplomat Drive; and take appropriate action.**
- G.5** R2016-077 **Consider approving Resolution No. 2016-077 authorizing the City Manager to approve the purchase of four replacement utility body trucks for Parks and Recreation Department and Public Works Department in an amount not to exceed \$187,482 from Silsbee Ford through the Buy Board Cooperative purchase agreement; and take appropriate action.**
- G.6** R2016-079 **Consider approving Resolution No. 2016-079 authorizing the purchase of replacement office furniture for Community Services Department from Wilson Office Interiors through the State of Texas Multiple Award Schedule; and take appropriate action.**
- G.7** R2016-080 **Consider approving Resolution No. 2016-080 allowing a "Temporary Carnival" per Ordinance No. 1770 for the Mary Immaculate Catholic Church Annual Parish Fall Festival, located at 2800 Valwood Parkway, to be held on September 30, 2016 and October 1, 2016; and take appropriate action.**
- G.8** R2016-080 **Consider approving Resolution No. 2016-081 authorizing the purchase of audio equipment and implementation services for City Council Chambers in an amount not to exceed \$64,000 from Lantek Audio, Video & Communications, utilizing The Cooperative Purchasing Network (TCPN) contract pricing for audio equipment and supplies; and take appropriate action.**
- G.9** R2016-082 **Consider approving Resolution No. 2016-082 awarding the bid for the Christmas Lighting and animation installation, programming, maintenance and removal to Kevin Schaded Lighting in the amount of \$96,000; and take appropriate action.**

Council Member Bomgardner moved to approve Consent Items G.1 through G.9, as presented. Motion seconded by Council Member Norwood. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

- G.10** Ord-3385 **Consider adopting Ordinance No. 3385 appointing a Municipal Court Judge and Alternate Municipal Court Judge(s), establishing an annual salary; and take appropriate action.**

Mayor Pro Tem Froehlich moved to pull item G.10, Ordinance No. 3385 from consent. Motion seconded by Council Member Lynne. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

H. PUBLIC HEARINGS

- H.1** ORD-3377 **Conduct a public hearing and consider adopting Ordinance No. 3377 amending Planned Development District 90 (PD-90) for Tract 3 and adopting a Conceptual Site Plan for the property located at 4100 and 4141 Blue Lake Circle and 4020, 4040 and 4100 McEwen Drive; and take appropriate action. (*Applicant has requested postponement to the September 20, 2016 City Council meeting.*)**

Motion made by Council Member Norwood to continue the public hearing at the September 20, 2016 City Council meeting. Motion seconded by Council Member Bomgardner. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

- H.2** TMP-1795 **Conduct a public hearing and consider adopting a maximum property tax rate of 60.56 cent on September 20, 2016; and take appropriate action.**

City Manager Charles Cox briefed City Council regarding this item noting a Public Hearing is required. Mayor Phelps opened the public hearing. There were no citizens that wished to speak.

Mayor Pro Tem Froehlich made a motion to close the public hearing. Motion seconded by Council Member Bomgardner. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

- H.3** 16-227 **Conduct a public hearing on the proposed 2016-17 Operating and Capital Improvement Program Budget in accordance with Article IV of the City Charter; and take appropriate action.**

City Manager Charles Cox briefed City Council regarding this item noting a Public Hearing is required. He further stated the city budget is available online, at City Hall and at the Manske Library for public viewing.

Mayor Phelps opened the public hearing. The following citizens wished to speak.

Clare Connally, 3612 Courtdale, Farmers Branch, spoke in support of adding a marketing position to promote Farmers Branch.

Carol Dingman, 13223 Glad Acres Drive, spoke in support of adding a marketing position to promote Farmers Branch.

Mayor Pro Tem Froehlich made a motion to close the Public Hearing. Motion seconded by Council Member Lynne. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

H.4 ORD-3389 Conduct a public hearing and consider adopting Ordinance No. 3389 granting a Specific Use Permit to allow a Hotel to be located at 1 Mira Vista Boulevard; and take appropriate action.

Community Services Director Andy Gillies briefed City Council noting this is a 2.45 acre site located within the Mira Lago peninsula, in one of the core tracts defined by the existing Mira Lago and Lago Vista east Boulevards and future Mira Vista Lago Real Boulevards. Mr. Gillies noted the northeast corner across Mira Lago Boulevard is the Omni Hotel and at the east side across Lago Vista Boulevard is the Laguna Vista Apartment Complex. Mr. Gillies explained the property is currently zoned Planned Development 81 (PD-81) which requires a Special Use Permit (SUP) for hotel use. He further stated PD-81 is divided into two subdistricts, the "Employment Core" and the "Mixed Use Residential" subdistrict, noting the current district is considered "Employment Core," which requires a Special Use Permit (SUP) for hotel use.

Mr. Gillies noted the applicant is proposing two buildings: one, 4-story hotel and one, 2-level parking structure. Mr. Gillies noted the parking structure on the southwest corner of the lot and the remaining southeastern portion along Lago Vista East Boulevard will be used as a landscape open space until it will be developed into a Conference Center at a future date. Mr. Gillies noted the proposed hotel will consist of approximately 70,535 square feet, containing 117 rooms. He explained the hotel will have a lobby with reception desk, meeting area with a small business center, breakfast area, fitness room, and indoor pool with outdoor seating areas on the first floor.

Mr. Gillies noted there is a special exception being requested. He further explained that PD-81 requires all buildings fronting a street be setback be no further than 10 feet from the property line. He noted the applicant has requested an exception that the setback along Mira Lago Boulevard be a minimum of 10 feet in order to accommodate the articulation of the proposed façade and the outdoor seating area without affecting the vision set by PD-81, and allow a more walkable urban community. Mr. Gillies stated City Staff supports this exception.

Mr. Gillies stated the applicant has met parking requirements, and has proposed 146 on-site parking spaces. He noted 122 of these parking spaces are located within the proposed 2-level parking structure.

Mr. Gillies explained nine (9) notification letters were mailed to land owners, and three (3) letters of opposition were received by the City. He noted one letter is from an adjacent property owner, Omni Hotels and Resorts, Park West, Dallas.

Mr. David Parker with DP Consulting submitted a Market Study for the proposed Hampton Inn & Suites in Farmers Branch. In this analysis, they reviewed the estimation for occupancy, average daily rate and room revenue for 2018-2020. DP Consulting's Analysis indicated a strong overall occupancy rate and highlights the following main ideas: 1) There is a new market being formed at Luna/I-635 area that will be directly competitive within the area along TX-114 in Las Colinas, 2) The proposed Hampton Inn will replace an older Hampton Inn located at I35 and Walnut Hill, 3) The estimated user groups for the Hampton Inn are the Individual Business Travelers and Leisure Travelers that are typical users of the brand and are looking for a location with good surroundings. Based on these assessments, DP Consulting recommends Hampton Inn & Suites as the highest and best use for the site.

Council Member Bomgardner asked what the Planning and Zoning Commission's vote was on the case and if City staff had a recommendation. Mr. Gillies replied the Planning and Zoning Commission voted 3-2, to deny the hotel use, due to the market and other hotels in the area. Mr. Gillies explained staff recommended approval, since it meets City requirements.

Council Member Lynne asked if a super majority vote was required. Mr. Gillies replied a super majority vote is not necessary for this case.

Mr. Darsit Bhakta, provided a presentation. Mr. Bhakta stated he owns a Hampton Inn, Best Western and Holiday Express hotel, explaining this use brings the City hotel tax benefits and fits in with the City's 2016 strategic plan. Mr. Bhakta reviewed the reward program, statistics and room revenue comparisons.

Council Member Lynne asked about Mr. Bhakta's experience. Mr. Bhakta noted he owns three hotels with over 18 years of experience. He further stated his hotels receive a renovation every 7-10 years, noting the Hampton location may have an event center in the future.

Mayor Phelps opened the public hearing. The following citizens wished to speak:

R.L. Lemke spoke in support.

Robert Coster, 12241 Chapel View, spoke in support.

Carol Dingman, spoke in support.

Motion made by Mayor Pro Tem Froehlich to close the public hearing. Motion seconded by Council Member Lynne. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

After discussion, Mayor Pro Tem Froehlich moved to approve Ordinance No. 3389, as presented. Motion seconded by Council Member Bomgardner. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

I. REGULAR AGENDA ITEMS

- I.1** R2016-078 **Consider approving Resolution No. 2016-078 authorizing execution of a Residential Demolition/Rebuild Program Incentive Agreement for the owner of the property located at 14223 Coral Harbor Circle; and take appropriate action.**

Economic Development Director Allison Cook briefed City Council regarding this item. Ms. Cook noted applicants Eugene and Henry Dours are applying for Demolition Rebuild Option One.

Council Member Lynne made a motion to approve Resolution No. 2016-078, as presented. Motion seconded by Mayor Pro Tem Froehlich. Motion approved by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

- G.10** Ord-3385 **Consider adopting Ordinance No. 3385 appointing a Municipal Court Judge and Alternate Municipal Court Judge(s), establishing an annual salary; and take appropriate action.**

Motion made by Mayor Pro Tem Froehlich to approve Ordinance No. 3385, with a 4% pay increase for the Municipal Court Judge. Motion seconded by Council Member Bomgardner. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

Mayor Phelps recessed at 7:36 p.m. for a break. Mayor Phelps reconvened into closed Executive Session at 7:42 p.m.

- J.1** **Council may convene into a closed executive session pursuant to Section 551.072 of the Texas Government Code:**

- *Deliberate regarding the purchase, exchange, lease, or sale, or value of real properties located at 4515 LBJ Freeway and 1285 Wilmington Drive.*

Council may convene into a closed executive session pursuant to Sections 551.071 and 551.072 of the Texas Government Code:

- *Consult with and seek confidential legal advice from the City Attorney regarding the City's rights and obligations under that certain Restriction Agreement between the City and Mustang Station, Ltd. dated November 25, 2014, and to deliberate the purchase and value of real property described as Lot 2, Block A of Mustang Station Lots 1 & 2, Block A, an addition to the City of Farmers Branch, Dallas County, Texas.*

K. RECONVENE INTO REGULAR SESSION AND TAKE ANY ACTION NECESSARY AS A RESULT OF THE CLOSED SESSION

Council Member Bomgardner made a motion to authorize the Corporation officers to negotiate and execute agreements to purchase from the City of Farmers Branch and sell to Yuriy McKinney and wife, Natalya McKinney Lot 17, Block E of Farmersdell Addition, First Installment, City of Farmers Branch, Texas, more commonly known as 12805 Wilmington subject to a restriction agreement as required by the City and to sign such other documents as such officers, in consultation with the Corporation's attorney, deem reasonable and necessary with respect to closing these transactions. Motion seconded by Mayor Pro Tem Froehlich. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

Council Member Norwood made a motion to authorize the City Manager to negotiate and execute an amendment to the restriction agreement for Mustang Station Phase 2 extending the time required for commencement of construction of the project. Motion seconded by Council Member Bomgardner. Motion prevailed by the following vote:

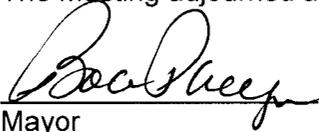
Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

L. ADJOURNMENT

Deputy Mayor Pro Tem Froehlich made a motion to adjourn the meeting at 8:10 p.m. Motion seconded by Council Bomgardner. Motion prevailed by the following vote:

Aye: 4 - Mayor Pro Tem Froehlich, Council Member Norwood, Council Member Bomgardner, Council Member Lynne

The meeting adjourned at 8:10 p.m.


Mayor

ATTEST:


City Secretary

