



**MINUTES-REGULAR  
COUNCIL MEETING**

**Tuesday, October 14, 2014 – 7:00 pm**  
Police and Courts Building, 100 West Main Street  
Royse City, Texas

\* Prior to the Regular Council Meeting, at 6:00 pm a quorum of Council Members may or may not attend a pre-council meeting social gathering. No action of the City Council will be taken at this gathering. Council Chambers will be open to the public.  
\* No action was taken at the social gathering.

**A. CALLED TO ORDER BY MAYOR BALEY**

Announced the presence of a quorum.

- Members Present: Mayor, Jerrell Baley  
Council Member Place 1, Janet Nichol, Mayor Pro Tem  
Council Member Place 2, Clay Ellis  
Council Member Place 3, Bill Bell  
Council Member Place 4, Matt Wheatley  
Council Member, Place 6, Tom Crowley
- Member Absent: Council Member, Place 5, James Branch
- Staff Present: City Manager, Carl Alsabrook  
City Secretary, Brenda Craft  
City Attorney, Jason Day  
Asst. City Secretary, Julie Riley  
Ex. Director of Development & Community Services, Janet McPherson  
Ex. Director of Community Development Corp., Larry Lott  
Police Chief, Jeff Stapleton  
HR Director, Tauna Ratliff  
Public Works Director, Dario Lopez

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

Invocation by Mayor Pro Tem Nichol.

**C. PRESENTATION**

Margie VerHagen, Rockwall County Meals on Wheels – Appreciated the continued support for Seniors of Rockwall County. Received Grant partnership with NCTCOG. Strict dietary guidelines (Licensed Dietitian). Reimburse city \$3.00 per meal, therefore increasing budgets for seniors. County would do the report with input from the city. Suggests the Senior Center Manager job be increased by 5 hours a week due to reporting information to the county. Center would have small modifications. There would be an assessment form completed annually for participants (you can still eat with no assessment, but no reimbursement to the city for persons who did not complete the annual form). Good program, please consider.

## **D. CITIZENS PARTICIPATION**

*This Period is reserved for citizens to discuss items not listed on the listed Agenda, (persons may have three (3) minutes to address the council) however, by law, no action or discussion may be taken on these items.*

Thomas Stastny – 501 N. Sorrells Rd – Maintenance of N. Sorrells Rd. is terrible. Lived there since 1980, needs grading and gravel. Mayor Fisk gave promise in 2001 that in five years the road would be improved. Some sections of road are hard service. With several residents on the road major work needs to be done. Road needs solid base.

Teresa Tatum: Continued maintenance on your car because of poor road, road is dangerous especially caring animal trailers down the road.

Tammy Keel: Has horse boarding business at end of road, with car bumps, grinding and hitting holes, prospective customers deny boarding cause of the poor quality of the road. Needs recycled asphalt.

Suzy Marks: Deplorable road, lost motor mount, current road conditions can do major damage to vehicles.

## **E. RECESS REGULAR COUNCIL MEETING AT 7:28 PM**

## **F. PUBLIC HEARING AT 7:28 PM**

1. Take testimony regarding amending Chapter 14 Zoning, Article 3, Section 3-1, A. Land Use Table of the Royse City Code of Ordinances, adding the land use designations “garden” and “community garden” to the table and identifying the districts in which uses are permitted, prohibited, and allowed per Specific Use Permit; amending Chapter 14 Zoning, Article 3, Section 3-4, Land Use Definitions of the Royse City Code of Ordinances, adding definitions for “Garden/Garden Activities and Community Garden.”

**Ms. McPherson:** Gardening activity not in ordinances. P&Z heard the issue at last month’s meeting. P&Z unanimously recommends passage of amending code. Amending ordinance includes Land Use and Definitions for Gardening and Community Gardens.

**No citizens for or against.**

2. Take testimony concerning a Resolution for the continuation of the Teen Curfew Ordinance.

**Mr. Day:** By state law municipalities must review Teen Curfew Ordinances every three years. State law has also mandated a Public Hearing be held. No change to the ordinance is requested at this time from the Police Department.

**No citizens for or against.**

## **G. CLOSE PUBLIC HEARING AT 7:30 PM**

## **H. RECONVENE REGULAR COUNCIL MEETING AT 7:30 PM**

## **I. CONSENT AGENDA**

*All items under Consent Agenda Minutes are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

1. Council Meeting Minutes: Regular September 9, 2014 and September 23, 2014

Motion was made by Mayor Pro Tem Nichol, second by Council Member Wheatley to approve the Consent Agenda. **6 Ayes, 0 Nays, and 0 Abstentions.**

**J. RECESS REGULAR COUNCIL MEETING AT 7:32 PM**

**K. EXECUTIVE SESSION AT 7:32 PM**

Recess into Closed Session in compliance with Section the Texas Government Code, to wit:

Section 551.071. Private consultation with the City:

- a. Discuss Legal claims asserted by DR Horton regarding Union Square Development located a FM 35 and FM 2642

Section 551.074, Personnel Matters:

- b. Update concerning Chief Financial Officer position

**L. CLOSE EXECUTIVE SESSION AT 8:07 PM**

**M. RECONVENE REGULAR COUNCIL MEETING AT 8:07 PM**

Reconvene into Regular Session and take any action necessary as a result of Executive Session. **No Action.**

**N. BUSINESS**

1. Discussion concerning Northeast Gateway Project, Blackland Corridor Toll Road, and any matters related thereto.

**Mr. Alsabrook:** Included in your packer are Resolutions from neighboring cities opposing the Northeast Gateway Project, Blackland Corridor Toll Road. Read over these for any future agenda item.

2. Consider and act concerning an Ordinance amending Chapter 14 Zoning, Article 3, Section 3-1, A. Land Use Table of the Royse City Code of Ordinances, adding the land use designations "Garden" and "Community Garden" to the table and identifying the districts in which uses are permitted, prohibited, and allowed per Specific Use Permit; amending Chapter 14 Zoning, Article 3, Section 3-4, Land Use Definitions of the Royse City Code of Ordinances, adding definitions for "Garden/Garden Activities and Community Garden," and any matters related thereto.

**Ms. McPherson:** Currently no regulations in the Code regarding any type of gardening. Amending the Code will add Land Use and Definitions concerning Gardening.

Motion was made by Council Member Bell, second by Mayor Pro Tem Nichol to amend Chapter 14 Zoning, Article 3, Section 3-1, A. Land Use Table of the Royse City Code of Ordinances, adding the land use designations "Garden" and "Community Garden" to the table and identifying the districts in which uses are permitted, prohibited, and allowed per Specific Use Permit; amending Chapter 14 Zoning, Article 3, Section 3-4, Land Use Definitions of the Royse City Code of Ordinances, adding definitions for "Garden/Garden Activities and Community Garden." **Motion carried: 6 Ayes, 0 Nays and, 0 Abstentions.**

3. Consider and act concerning approving a Resolution for the continuation of Teen Curfew Ordinance No. 08-09-677, and any matters related thereto.

**Mr. Day:** No changes per the Police Department.

Motion was made by Council Member Ellis, second by Council Member Wheatley to approve a Resolution for the continuation of Teen Curfew Ordinance No. 08-09-677.

**Motion carried: 6 Ayes, 0 Nays and, 0 Abstentions.**

4. Discussion concerning abandonment of right-of-way of Hicks Road, and any matters related thereto.

Withdrawn.

5. Discussions concerning City Manager Carl Alsabrook update: Development, Rockwall County Interlocal Agreement for Fire Protection Services, Homecoming Parade, delivery of Pumpkin Patch pumpkins on October 15, 2014 at 4pm, Pumpkin Patch opens October 16, 2014 and closes October 31, 2014, Trick or Treat on Main St. on October 29, 2014 between 6pm and 8pm, any matters related thereto.

Development: TxDOT has dedicated money for construction of FM 548 from IH-30 to FM 276, late 2015 to start construction. Wal-Mart and Charlie's continue bidding their prospective projects. The Meadows is very busy with a high number of contacts.

Rockwall County Interlocal Agreement for Fire Protection Services: Contract executed, fees were not reduced to the city from the county for the year.

Homecoming Parade: Extremely successful with both sides of Main St. being lined several deep with supporters.

Delivery of Pumpkin Patch pumpkins on October 15, 2014 at 4pm: Decorated today.

Pumpkin Patch opens October 16, 2014 and closes October 31, 2014.

Trick or Treat on Main St. on October 29, 2014 between 6pm and 8pm.

## **O. FUTURE AGENDA ITEMS**

1. Consider and/or action to determine and direct City Staff in scheduling topics for discussion at future City Council Meetings, and any matters related thereto.

Workshop-possible Bond Election-May General Election-6pm-November 11, 2014.

Progress on N. Sorrells Road. **Mayor Pro Tem Nichol:** Am I correct by saying that we do not have the equipment to do this road? **Mr. Lopez:** Correct.

## **P. ADJOURNED AT 8:30 PM**

Motion was made by Mayor Pro Tem Nichol, second by Council Member Ellis to adjourn the meeting at 8:30 pm. **Motion carried: 5 Ayes, 0 Nays, and 0 Abstentions.**

ATTEST:

  
Brenda Craft, City Secretary

  
Jerrell Baley, Mayor