



City of Garden Ridge

9400 Municipal Parkway
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AGENDA

SPECIAL CITY COUNCIL MEETING, APRIL 10, 2017 AT 6:00 P.M.

The Garden Ridge City Council will meet in a special session on Monday, April 10, 2017 at 6:00 p.m. in the City Council Chambers, 9400 Municipal Parkway, Garden Ridge, Texas. This is an open meeting, open to the public, subject to the Open Meetings Law of the State of Texas, and as required by law, notice is hereby posted on April 7, 2017 before 5:00 p.m., providing time, place, date and agenda thereof. The meeting facility is wheelchair accessible and accessible parking spaces are provided. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting.

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Citizen's Participation - Limit remarks to three (3) minutes per citizen

Rules for Citizen's Participation:

The City Council welcomes citizen participation and comments at all of their Council Meetings. As a courtesy to your fellow citizens and out of respect to our elected officials, we request that if you speak, that you please follow these guidelines.

- a) Direct your comments to the entire Council, not to an individual member, nor to the audience.
- b) Show the City Council the same respect and courtesy that you would like to be shown.
- c) Limit remarks to three (3) minutes per citizen during Item 4 and to three (3) minutes per citizen during Item 8.
- d) Citizens' comments will be limited to one (1) hour in Item 4 and thirty (30) minutes in Item 8.
- e) Citizen comments may be deferred to a specific Business Item set forth in Section 5, below, if such comments pertain to such Business Item.

*NOTE: The Texas Open Meetings Act permits a member of the public or a member of the governmental body to raise a subject that has not been included in the notice for the meeting. However, any discussion of the subject **must be limited** to a proposal to place the subject on the agenda for a future meeting and any response to a question posed to the Council is limited to either a statement of specific factual information or a recitation of existing policy. TEX. GOV'T CODE § 551.042.*

5. Business Items

The following items are for discussion, consideration and action.

- a) Land use assumptions and Capital Improvements Plan for a Wastewater System.
 - i. Conduct a Public Hearing for the purpose of considering adoption of an impact fee for wastewater in the amount of \$5,689.00 per service unit in the City of Garden Ridge in an area as defined in the City of Garden Ridge Wastewater Master Plan and Impact Fee Study.
 - ii. Approval or disapproval of Resolution No. 411-042017; a Resolution adopting the Wastewater Impact Fee for the City of Garden Ridge.
- b) Trihydro Corporation – River City Engineering Assignment and Assumption Agreement as it relates to the Contract for Professional Services for engineering services between the City of Garden Ridge and River City Engineering, PLLC

6. Executive Session

The City Council will recess its open meeting and reconvene in Executive Session pursuant to Texas Government Code:

- i. Section 551.071 (legal advice) discussion with City Attorney regarding authority of city to implement a moratorium on property development and related issues.
- ii. Section 551.074 (personnel matters) to deliberate the employment, evaluation and duties of City Engineer and Section 551.071 (legal advice) discussion with City Attorney regarding legal impact of amendments to City Engineer contract.

7. Business Items (continued)

The City Council will reconvene into Regular Session upon conclusion of the Executive Session and may recall any item posted for Executive Session for action, as necessary.

8. Citizen's Participation – Limit remarks to three (3) minutes per citizen

See "Rules for Citizen's Participation" under Item 4.

9. Adjournment

AGENDA NOTICES:

Decorum Required:

Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

Action by Council Authorized:

The City Council may vote and/or act upon any item within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, settlement offer or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflict with the Open Meetings Act and may invoke this right

where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person, or appear in executive session by conference call in accordance with applicable state law.

Executive Sessions Authorized:

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance By Other Elected or Appointed Officials:

It is anticipated that members of other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.


Shelley Goodwin, TRMC
City Secretary

This is to certify that I, Shelley Goodwin, posted this Agenda at 4:30 p.m. on April 6, 2017 on the bulletin board located at the entrance to the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas.


Shelley Goodwin, TRMC
City Secretary

RESOLUTION NO. 411-042017

A Resolution Adopting a Wastewater Impact Fee for the City of Garden Ridge

WHEREAS, the City of Garden Ridge caused a Land Use Assumptions and Capital Improvements Plan to be developed by qualified professionals using generally accepted engineering and planning practices in accordance with section 395.0411 of the Texas Local Government Code; and

WHEREAS, River City Engineering, PLLC., prepared a professional engineering report regarding a wastewater master plan and impact fee analysis for the implementation of impact fees for wastewater improvements attributable to new development in the City's proposed wastewater impact fee service area; and

WHEREAS, on February 1, 2017, the City of Garden Ridge Impact Fee Committee recommended the City Council adopt the proposed Wastewater Impact Fee of \$5,689.00 per Living Unit Equivalent (LUE) in the wastewater impact fee service area and;

WHEREAS, the City Council in accordance with Chapter 395 of the Local Government Code conducted a public hearing on April 10, 2017 to receive public comment on the proposed Wastewater Impact Fee of \$5,689.00 per LUE in the wastewater impact fee service area, and;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garden Ridge, Texas that:

1. The Wastewater Impact Fee of \$5,689.00 per LUE in the wastewater impact fee service area is adopted for the City of Garden Ridge.
2. The City Council directs that the adopted City of Garden Ridge Wastewater Master Plan and Impact Fee Study and the approved Impact Fee for Wastewater be incorporated into an Ordinance and such Ordinance shall ratify the actions taken by the City Council.

PASSED AND APPROVED this 10th day of April, 2017.

Nadine L. Knaus, Mayor

ATTEST:

Shelley Goodwin, City Secretary