



AGENDA

Town Council

Monday, February 12, 2024
6 p.m. Work Session
7 p.m. Regular Meeting
Town Hall - 127 N. Collins Rd.

Page

Work Session

1. Hold a discussion and provide direction to Staff related to Collins Road Phase 1B.
2. Hold a discussion and provide direction to Staff related to DMAIC Phase 2B and 2C.
3. Hold a discussion and provide direction to Staff related to the Official Town Flag.
4. Hold a discussion and provide direction to Staff related to Sunnysfest 2024.
5. Hold a discussion and provide direction to Staff related to broadband initiatives.
6. Hold a discussion and provide direction to Staff related to the board and commission appointment process.
7. Hold a discussion and provide direction to Staff related to the 2024 Council calendar.

Regular Meeting

A. Invocation

B. Pledge Of Allegiance

C. Call Meeting To Order

D. Introductions

8. Introduction of New Employees:

Jerry Norris - Police Officer

Arlinda Wright - Senior Accountant

E. Announcements and Acknowledgements

Pursuant to Texas Government Code Section 551.0415 the Mayor, Council and Staff may report on the following items: (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; (3) recognition of individuals; (4) reminders about upcoming Town Council events; (5) information about community events; (6) announcements involving imminent threat to public health and safety.

F. Public Comment

The Town Council invites citizens to address the Town Council on any matter, except items on the agenda and public hearings that are included on the agenda. Comments related to items on the agenda and public hearings will be heard when the specific item/hearing starts. Citizen comments are limited to three (3) minutes, unless otherwise required by law. To address the Council, please fill out a Public Comment Card and submit it to a staff member prior to the Public Comment section on the agenda. The Council is not permitted to take any action or discuss any item not listed on the agenda. Council may choose to place the item on a future agenda.

G. Consent Agenda Items

All items on the consent agenda are considered routine items and will be enacted by one motion with no individual consideration. If individual consideration of an item is requested, it will be pulled from the consent agenda and discussed separately.

6 - 13

9. Consider and act upon the minutes from the Jan. 22, 2024 Town Council Meeting.

[Agenda Item Report - AIR-24-016 - Pdf](#)

14 - 26

10. Consider and act upon the approval of the 2024 Town Council Calendar.

[Agenda Item Report - AIR-24-019 - Pdf](#)

H. Public Hearing Items

27 - 37

11. Hold a public hearing, discuss, consider, and act upon the first reading

of Ordinance 2024-02 regarding an amendment to the Unified Development Ordinance (UDO), including but not limited to amending Section 2.01.02.C – Requirement to Plat, and Section 2.01.02.F – Exemptions to the Requirement to Plat, as it relates to construction on land without an existing plat. Case 1800-Z UDO Amendment – Plat Requirement.

[Agenda Item Report - AIR-24-017 - Pdf](#)

- 38 - 66 12. Hold a public hearing, discuss, consider, and act upon the first reading of Ordinance 2024-03 granting a Special Use Permit (SUP) request for two proposed accessory dwelling units located at 537 East Larkin Road, which is zoned SF-4. Case 1796-SUP/Williams Accessory Dwelling Units (ADUs).

[Agenda Item Report - AIR-24-022 - Pdf](#)

I. Discussion and Action Items

- 67 - 107 13. Discuss, consider and act upon awarding an engineering design contract to KSA Engineers, Inc. in an amount not to exceed \$860,560 for the design of Clay Road paving, traffic signal, lighting, landscaping and irrigation improvements; and authorizing the Town Manager to execute the contract.

[Agenda Item Report - AIR-24-018 - Pdf](#)

- 108 - 112 14. Discuss, consider, and act upon a variance for Section 2.05.13 Wastewater Utility, of the Town Unified Development Ordinance and Engineering Design Manual to waive the requirement for connection to the Town's sanitary sewer system and to be allowed to install individual On-Site Sewage Facilities (OSSF) for the proposed Homestead Addition, Phase 7, an approximately 54 acre tract located south of Town East Boulevard and west of Mitchell Drive.

[Agenda Item Report - AIR-24-025 - Pdf](#)

- 113 - 133 15. Discuss, consider, and act upon Resolution 2024-06 approving entering into a Project Specific Agreement for the design of transportation improvements on the Lake Ray Hubbard SES Rail Spur Trail, MCIP Project 32602, also known as the rails to trails project, made pursuant to Dallas County's master agreement governing major capital transportation improvements between Dallas County and the Town of Sunnyvale; and authorizing the Town Manager to execute the agreement.

[Agenda Item Report - AIR-24-026 - Pdf](#)

- 134 - 136 16. Discuss, consider, and act upon a change order in an amount not to exceed \$899,800.22 with Reliable Paving for the DMAIC Phase 2C, Bid 2023-04 to amend the scope of the project.

[Agenda Item Report - AIR-24-027 - Pdf](#)

- 137 - 211
17. Discuss, consider, and act upon accepting the Sunnyvale Police Department's 2023 Racial Profiling Report.
[Agenda Item Report - AIR-24-020 - Pdf](#)
18. Mayor and Council requests for future Staff updates and agenda items.

J. Executive Session

19. Section 551.071 – Consultation with Attorney
To seek the advice of the Town's attorney about pending or contemplated litigation; or a 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 clearly conflicts with this Chapter regarding:
- Sunnyvale US 80, et al. v. Town of Sunnyvale, et al., Cause No. DC-24-00252
 - 150 Lawson Road, Sunnyvale, Texas, 75182 and Town ordinance compliance
 - Update on Law Enforcement
 - Adrian Crane v. The Town of Sunnyvale, Cause No. DC-22-15662; In the 95th District Court of Dallas County, Texas
20. Section 551.087 – Economic Development
To deliberate the offer of a financial or other incentive to a business prospect.
- Gateway Park

K. End of Executive Session

21. Consider official action, if any, on matters discussed in executive session.

Section 551.071 – Consultation with Attorney

- Sunnyvale US 80, et al. v. Town of Sunnyvale, et al., Cause No. DC-24-00252
- 150 Lawson Road, Sunnyvale, Texas, 75182 and Town ordinance compliance
- Update on Law Enforcement
- Adrian Crane v. The Town of Sunnyvale, Cause No. DC-22-15662; In the 95th District Court of Dallas County, Texas

Section 551.087 – Economic Development

- Gateway Park

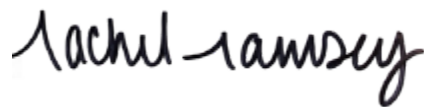
L. Adjourn

NOTE: The Town Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the Town); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

The Town of Sunnyvale is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal access to communications will be provided to those who provide notice to the Town Secretary at 972-226-7177 at least 48 hours prior to the meeting.

Notice is hereby given that the Sunnyvale Town Council will conduct its Regular Meeting on Monday, Feb. 12, 2024 at the Sunnyvale Town Hall. The public is encouraged to attend the meeting. Email comments may also be submitted to rachel.ramsey@townofsunnyvale.org by 3 p.m. the day of the meeting. The link to the live stream of the meeting will be posted on Sunnyvale's Facebook page Town of Sunnyvale – Government.

I hereby certify that the foregoing notice was posted at Town Hall, 127 N. Collins Rd., Sunnyvale, Texas and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting:



Rachel Ramsey, Director of Administration/Town Secretary

Date Posted: Feb. 9, 2024

Time Posted: 3:30 p.m.

Date Removed from Bulletin Board: _____

Removed By: _____