



AGENDA

Town Council

Monday, May 13, 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 the water and sewer rate ordinance.
2. Hold a discussion and provide direction to Staff related to the AMI water meter reading system.
3. Hold a discussion and provide direction to Staff related to landscape, hardscape and irrigation improvements to South Collins Road (SH 352).
4. Hold a discussion and provide direction to Staff related to a Landscape Maintenance Agreement (LMA) with the Texas Department of Transportation (TXDOT) for South Collins Road (SH 352).
5. Hold a discussion and provide direction to Staff related to scheduling the Strategic Planning workshop.

Regular Meeting

A. Invocation

B. Pledge Of Allegiance

C. Call Meeting To Order

D. Discussion and Action Item

7 - 9

6. Discuss, consider and act upon Resolution 2024-13 canvassing returns and declaring results of the General Election held on May 4, 2024, for

the purpose of electing two Town Council Members Places 5 and 6.
[Agenda Item Report - AIR-24-070 - Pdf](#)

E. Presentations

7. Present Certificates of Election to Council Member Larry Allen, Place 5, and Council Member George Woodrow Jr., Place 6 following the May 4, 2024 General Election date.
8. Statement of Officer is completed by newly elected officials.
9. Administer the Oath of Office to Council Member Larry Allen, Place 5, and Council Member George Woodrow Jr., Place 6, following the May 4, 2024 General Election date in accordance with State Law and Ordinance 2024-01 that ordered the General Election.
10. Recognition of Council Member Jonathan Freeman for his dedication and service to the Town and residents.

F. Introductions

11. Introduction of New Employees:
 - Elmer Benitez - Assistant Town Engineer
 - Eduardo Menaldo - Fire Fighter/Paramedic
 - Jason Roger - Fire Fighter/Paramedic

G. Proclamations

- 10 12. Mayor Pro-Tem Eldridge to issue a proclamation on behalf of Mayor George declaring May 5-11, 2024 as Public Service Recognition Week in the Town of Sunnyvale.
[2024 Public Service Recognition Week](#)
- 11 13. Mayor Pro-Tem Eldridge to issue a proclamation on behalf of Mayor George declaring May 5-11, 2024 as Professional Municipal Clerks Week in the Town of Sunnyvale.
[2024 Professional Municipal Clerks Week](#)
- 12 14. Mayor Pro-Tem Eldridge to issue a proclamation on behalf of Mayor George declaring May 12-18, 2024 as National Police Week in the Town of Sunnyvale.
[2024 National Police Week](#)

H. 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.

I. 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.

J. 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.

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| 13 - 22 | 15. | Consider and act upon the minutes from the April 22, 2024 Town Council Meeting.
Agenda Item Report - AIR-24-074 - Pdf |
| 23 - 41 | 16. | Consider and act upon the second reading of Resolution 2024-11 approving an Economic Development Incentive and Performance Agreement between Randall's Food & Drugs LP, Sunnyvale 4B Development Corporation and the Town of Sunnyvale, and authorizing the Town Manager to execute the Agreement on behalf of the Town and the President on behalf of the Sunnyvale 4B Economic Development Corporation.
Agenda Item Report - AIR-24-075 - Pdf |
| 42 - 45 | 17. | Discuss, consider and act upon the first reading of Ordinance 2024-05 amending the Code of Ordinances Appendix A, "Fee Schedule," Article A5.000, "Utility Related Fees," amending A5.005, "Wastewater Rates," by reducing the residential consumption charge to a maximum 12,000 gallons; and amending the effective date of Ordinance 2024-14 thereby amending the effective date of the 2024 Water and Wastewater rate increase to March 1, 2024. |

[Agenda Item Report - AIR-24-078 - Pdf](#)

K. Discussion and Action Items

- 46 - 48 18. Discuss, consider and act upon electing a Council Member to serve as Mayor Pro-Tem.
[Agenda Item Report - AIR-24-071 - Pdf](#)
- 49 19. Discuss, consider and act upon moving one of the Board of Adjustments alternate members to the regular member position and appointing a member to serve as an alternate member on the Town's Board of Adjustments.
[Agenda Item Report - AIR-24-072 - Pdf](#)
- 50 20. Discuss, consider and act upon appointing one regular member and two alternate members to serve on the Town's Planning and Zoning Commission.
[Agenda Item Report - AIR-24-073 - Pdf](#)
- 51 - 101 21. Discuss, consider and act upon awarding an engineering design contract to Kimley-Horn and Associates, Inc. in the amount of \$213,700 for preparing plans for the landscaping, hardscaping and irrigation improvements to South Collins Road (SH 352) and associated Green Ribbon grant administration, and authorizing the Town Manager to execute the contract.
[Agenda Item Report - AIR-24-076 - Pdf](#)
- 102 - 107 22. Discuss, consider and act upon approving a Landscape Maintenance Agreement (LMA) with the Texas Department of Transportation (TXDOT) specifying maintenance responsibility for landscaping improvements associated with the proposed landscaping, hardscaping and irrigation improvements to South Collins Road (SH 352) as part of the Green Ribbon, and authorizing the Town Manager to execute the agreement.
[Agenda Item Report - AIR-24-077 - Pdf](#)
23. Mayor and Council requests for future Staff updates and agenda items.

L. Executive Session

24. 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.

- Sunnyvale US 80, et al. v. Town of Sunnyvale, et al., Cause No. DC-24-00252
- Town of Sunnyvale, Texas v. Zaxo Group and the real property located at 150 Lawson Road, Sunnyvale, Texas, in rem, Cause No. DC-24-04756
- Zaxo Group v. Town of Sunnyvale, Cause No. DC-24-04435
- Paul VanMeter v. Sunnyvale SC Lot Venture, Ltd., et al., Cause No. DC-24-00690
- Stone Canyon trail

M. End of Executive Session

25. 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
- Town of Sunnyvale, Texas v. Zaxo Group and the real property located at 150 Lawson Road, Sunnyvale, Texas, in rem, Cause No. DC-24-04756
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- Stone Canyon trail

N. Adjourn

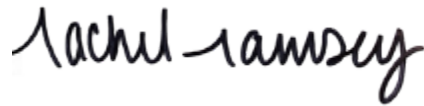
NOTE: The Town Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with 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, May 13, 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:

A handwritten signature in black ink that reads "Rachel Ramsey". The signature is written in a cursive, flowing style.

Rachel Ramsey, Director of Administration/Town Secretary

Date Posted: May 10, 2024

Time Posted: _____

Date Removed from Bulletin Board: _____

Removed By: _____