

**AGENDA**  
**HEATH CITY COUNCIL**  
**REGULAR MEETING – PUBLIC HEARINGS - EXECUTIVE SESSION**  
**200 LAURENCE DRIVE - HEATH, TEXAS**  
**TUESDAY, JULY 10, 2018**  
**6:30 P.M.**

1. Call to Order – Regular Meeting, Invocation and Pledge of Allegiance.

1A. Open Forum – Citizens’ Comments.

*This is an opportunity for citizens to address the Council on any matter which is not posted on the agenda. The Council is not permitted to take action on or to discuss any presentations made to the Council at this time concerning an item not listed on the agenda. The Council will hear presentations on specific agenda items prior to the Council addressing those items. To speak during this item, you should complete the speaker's form that includes the topic(s) of your statement.*

2. Discussion and Action Regarding the Minutes for the regular Meeting of June 26, 2018.

3. Consider and take action on a Resolution Authorizing the Mayor to Execute a Contract with Roland Technology for Local Support and Cloud Hosting. *(Mayor Elam)*

4. Consider and take action on a request from Jack Cecil, applicant, for the approval of a Site Plan and a Resolution for a Special Exception to allow for the remodel of an existing retail building with a cedar wood exterior along the front (street facing) facade in lieu of a non-combustible exterior masonry material, said retail building being located on 1.242 acres of land in the J. Cantor Survey, Abstract No. 53. The property is more commonly known as 201 to 209 Hubbard Drive, City of Heath, Rockwall County, Texas **(Case No’s. SP-2018-04 and CUP-2018-03)**. *(K.Lasher)*

5. Conduct a Public Hearing and take action on a request from Jack Cecil, applicant, for the approval of a Conditional Use Permit for an exception, as defined in Section 159.30 (D) of the Lake Edge Zoning District, City of Heath, Texas, Code of Ordinances (the Code), to allow the extension of an existing fence into the City of Dallas Take Line Area; and approval of a variance to Section 157.02 (C) of the Code, Fences, to allow the extension of an existing fence into the front, side or rear yards abutting a street that exceeds the maximum permitted fence height of four (4) feet, for Lots 4 and 5, The Peninsula, City of Heath, Rockwall County, Texas (1 & 2 Peninsula Court) **(Case No. FV-2018-01)**. **[This item to be Tabled until a recommendation is received from the P&Z Commission]** *(K.Lasher)*

- a. Presentation of request.
- b. **PUBLIC HEARING** to receive comments regarding the request.
- c. Discussion and action regarding the request.

6. Conduct a Public Hearing and take action on a request from Scott Mayborn, property owner, to change the zoning and future land use designation for an approximate 0.57 gross acre tract of land, located south and west of the intersection of Smirl Drive and Terry Lane, from (A) Agricultural District to (SF-15) Single Family Residential District, the subject 0.57 acre tract is addressed as 315 Smirl Drive, being situated within the J.O. Heath Survey, Abstract No. 116, City of Heath, Rockwall County, Texas **(Case No. ZA-2018-04)**. *(K.Lasher)*

**[This item to be Tabled until a recommendation is received from the P&Z Commission]**

- a. Presentation of request.
- b. **PUBLIC HEARING** to receive comments regarding the request.
- c. Discussion and action regarding the request.

7. Consider and take action on a request from Mark R. Graupman, property owner, for approval of a Final Plat, which is a Replat of 4.96 acres in Saddleclub Estates, Phase 3, Lot 42, combining two single family residential lots into one single lot, being a replat of Lots 27 and 28, Saddleclub Estates, Phase 3, as recorded in Cabinet 2, Envelope 254, Plat Records of Kaufman County, Texas. The property is located at 14071 Bridle Trail Circle and is situated within the extraterritorial jurisdiction of the City of Heath, Kaufman County, Texas **(Case No. RP-2018-01)**. *(K.Lasher)*
8. Consider and take action on a request from HGYC, L.L.C, property owner, for approval of a Preliminary Plat and associated Treescap Plan for Heath Golf & Yacht Club, Phase 2, Tract 11, for 80 single family residential lots on 26.318 acres of land out of the J. Cantor Survey, Abstract No. 53, City of Heath, Kaufman County, Texas. The property is located north of future Masters Parkway, generally southwest of Trophy Drive, and is zoned (PD) Planned Development District by Ordinance 070118 and 120515A. **(Case No. PP-2018-04)**. *(K.Lasher)*
9. Consider and take action on a request from HGYC, L.L.C, property owner, for approval of a Preliminary Plat and associated Treescap Plan for Heath Golf & Yacht Club, Phase 2B, for 22 single family residential lots on 8.226 acres of land out of the J. Cantor Survey, Abstract No. 53, City of Heath, Rockwall County, Texas. The property is located west of Trophy Drive, south of Governors Boulevard, and is zoned (PD) Planned Development District by Ordinance 070118 and 120515A. **(Case No. PP-2018-05)**. *(K.Lasher)*

## 10. EXECUTIVE SESSION

In accordance with Texas Government Code, Chapter 551, Subchapter D, the City Council will recess into Executive Session (closed meeting) to discuss the following:

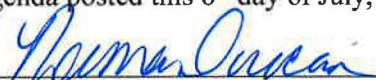
- a) § 551.071(2): Consultation with Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter re: Heath Golf & Yacht Club, Forney Lake Water Supply Corporation, and sales tax issues;
- b) § 551.087: To discuss or deliberate regarding commercial or financial information that the City of Heath has received from a business prospect that the City of Heath seeks to have locate, stay, or expand in or near the territory of the City of Heath and with which the City of Heath is conducting economic development negotiations; and/or to deliberate the offer of a financial or other incentive to the business prospect; and
- c) § 551.072: Deliberate the purchase, exchange, lease, or value of real property.

11. **RECONVENE INTO OPEN SESSION** - In accordance with Texas Government Code, Chapter 551, and the City Council will reconvene into Regular Session to consider action, if any, on matters discussed in Executive Session.

## 12. Adjourn.

NOTE: The City 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 City); §551.072 (discussing purchase, exchange, lease or value of real property); §551.074 (discussing personnel or to hear complaints against personnel); and §551.087 (discussing economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

Agenda posted this 6<sup>th</sup> day of July, 2018 at 2:00 p.m.

  
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Norma Duncan, City Secretary