

STATE OF TEXAS
COUNTY OF TARRANT
CITY OF GRAPEVINE

The City Council of the City of Grapevine, Texas met in Special Session (Executive Session) on this the 6th day of November, 2001 at 7:00 p.m. in the City Council Conference Room, Second Floor, 200 South Main Street with the following members present to-wit:

William D. Tate	Mayor
Ted R. Ware	Mayor Pro Tem
Sharron Spencer	Council Member
C. Shane Wilbanks	Council Member
Roy Stewart	Council Member
Darlene Freed	Council Member

constituting a quorum, with Council Member Clydene Johnson absent, with the following members of the City Staff:

Roger Nelson	City Manager
Bruno Rumbelow	Assistant City Manager
John F. Boyle, Jr.	City Attorney
Linda Huff	City Secretary
Melisa Leal	Assistant to the City Manager
Jennifer Hibbs	Assistant to the City Manager

CALL TO ORDER

Mayor Tate called the meeting to order at 7:00 p.m.

ITEM 1. EXECUTIVE SESSION

Mayor Tate announced the City Council would conduct a closed session regarding (A) consultation with City Attorney regarding settlement offer from certified telecommunications providers regarding access line fees; (B) real property relative to right-of-way acquisition on Business 114L and State Highway 26; and (C) conference with City Manager and Staff to discuss and deliberate commercial and financial information received from business prospects the City seeks to have locate and expand in the City; with which businesses the City is conducting economic development negotiations under Sections 551.071, 551.072 and 551.086, Texas Government Code.

Upon reconvening in open session in the Council Chambers, Mayor Tate asked if there was any action necessary relative to the closed session. City Manager Roger Nelson stated there was no action necessary relative to (B) real property relative to right-of-way acquisition on Business 114L and State Highway 26 and (C) conference with City Manager and Staff to discuss and deliberate commercial and financial information

received from business prospects the City seeks to have locate and expand in the City; with which businesses the City is conducting economic development negotiations under Section 551.086, Texas Government Code.

Regarding (A) consultation with City Attorney regarding settlement offer from certificated telecommunications providers regarding access line fees, City Manager Nelson requested authorization for the City Manager to execute settlement offers from certificated telecommunications providers regarding the payment of access line fees to the City of Grapevine.

Mayor Pro Tem Ware, seconded by Council Member Freed, offered a motion to authorize the City Manager to execute settlement offers from certificated telecommunications providers regarding the payment of access line fees to the City of Grapevine. The motion prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None

Absent: Johnson

NOTE: City Council continued with the Regular City Council meeting in open session in the Council Chambers.

ADJOURNMENT

Council Member Wilbanks, seconded by Council Member Stewart, offered a motion to adjourn the meeting at 7:50 p.m. The motion prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None

Absent: Johnson

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 20th day of November, 2001.

APPROVED:

/s/William D. Tate
Mayor

ATTEST:

/s/Linda Huff
City Secretary

STATE OF TEXAS

COUNTY OF TARRANT
CITY OF GRAPEVINE

The City Council of the City of Grapevine, Texas met in Regular Session on this the 6th day of November, 2001 at 7:30 p.m. in the City Council Chambers, Second Floor, 200 South Main Street, with the following members present to-wit:

William D. Tate	Mayor
Ted R. Ware	Mayor Pro Tem
Sharron Spencer	Council Member
C. Shane Wilbanks	Council Member
Roy Stewart	Council Member
Darlene Freed	Council Member

constituting a quorum, with Council Member Clydene Johnson absent, with the following members of the City Staff:

Roger Nelson	City Manager
Bruno Rumbelow	Assistant City Manager
John F. Boyle, Jr.	City Attorney
Linda Huff	City Secretary
Melisa Leal	Assistant to the City Manager
Jennifer Hibbs	Assistant to the City Manager

CALL TO ORDER

Mayor Tate called the meeting to order at 7:41 p.m.

INVOCATION

Council Member Wilbanks delivered the Invocation.

ITEM 1. RESOLUTION, AGREEMENT FOR PURCHASE OF ELECTRICAL ENERGY

Assistant Director of Public Works/Operations Matt Singleton stated the 76th Legislature enacted Senate Bill 7 that deregulated the purchase of electrical power for most consumers in Texas with an effective date of January 1, 2002. Mr. Singleton reported that Grapevine joined with a group of electrical users and formed the Texas Water Conservation Association to pool their electrical profiles and solicit bids for electric purchase. Bids were solicited and the Association did not receive a responsive proposal; therefore, the group decided to dissolve and seek alternative methods of electrical purchase. Prior to the dissolution of the Texas Water Conservation Association, Grapevine joined the Houston-Galveston Area Council (H-GAC) aggregation as a fall back position.

H-GAC solicited bids from electric providers and selected TXU as the lowest and best bidder offering the following price, terms and conditions: price not to exceed \$0.041595/kWh; 25% swing (electrical usage over or under the predicted consumption before the purchaser is subject to market pricing); \$5.00 monthly minimum/account; and 30 day pay period. The H-GAC/TXU bid results in a 19% reduction in energy costs based on the past year's experience. The recommended contract term is 2 years.

Mr. Singleton reported the Utility Committee had reviewed the recommendation and supported approval of the resolution authorizing the execution of a Supply Agreement with TXU for a 2-year term, approving initial proposal pricing and authorization for the City Manager, or Assistant City Manager, to execute the agreement.

Council Member Stewart, seconded by Council Member Wilbanks, offered a motion for approval of the H-GAC resolution authorizing the execution of a Supply Agreement with TXU for a 2-year term. The motion prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None

Absent: Johnson

RESOLUTION NO. 2001-54

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS APPROVING AND AUTHORIZING EXECUTION OF A "SUPPLY AGREEMENT" WITH A RETAIL ELECTRIC PROVIDER, APPROVING INITIAL PROPOSAL PRICING, APPOINTING AUTHORIZED REPRESENTATIVE(S) AND PROVIDING AN EFFECTIVE DATE

CONSENT AGENDA

The next order of business for the City Council to consider was the consent agenda items, which were deemed to need little or no discussion and were acted upon as one business item. Mayor Tate asked if there was any member of the audience or the City Council who wished to remove an item from the consent agenda for full discussion. There were none.

Item 2. Contract, Malcolm Pirnie, Inc.

Public Works Director recommended approval of an engineering service contract with Malcolm Pirnie, Inc. in an amount not to exceed \$30,000.00 to provide assistance in selecting an energy provider for purchase of electrical power and to authorize Staff as signatory.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

Item 3. Resolution, Concur with State Regarding Segment of Business 114L

Public Works Director recommended approval of a resolution concurring with the State's intention to remove a segment of Business 114L from the State Highway System.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

RESOLUTION NO. 2001-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS CONCURRING IN THE STATE'S INTENTION TO REMOVE A PORTION OF BUSINESS 114 L FROM THE STATE SYSTEM AND PROVIDING AN EFFECTIVE DATE

Item 4. Resolution, Concur with State Regarding Business 114L Right-of-Way and Support Quit Claim

Public Works Director recommended approval of a resolution concurring with the State of Texas in determining that a portion of the State's right-of-way on Business 114L is no longer needed for the use by the public and supporting the State's intent to Quit Claim said right-of-way.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

RESOLUTION NO. 2001-55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS CONCURRING IN THE STATE'S DETERMINATION THAT A PORTION OF THE STATE'S RIGHT-OF-WAY IS NO LONGER NEEDED FOR THE USE OF CITIZENS AS A ROAD AND THAT THE RIGHT-OF-WAY BE QUITCLAIMED IN ACCORDANCE WITH STATE

REGULATIONS AND PROVIDING AN EFFECTIVE DATE

Item 5. Resolution, Authorize Application for Federal Grantee Status, Northeast Transportation Services

City Staff recommended approval of a resolution authorizing the City Manager to apply for federal grantee status on behalf of the Northeast Transportation Service (NETS) Member Cities and authorizing the City Manager as signatory.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

RESOLUTION NO. 2001-57

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS AUTHORIZING THE CITY MANAGER TO APPLY FOR FEDERAL GRANTEE STATUS ON BEHALF OF THE NORTHEAST TRANSPORTATION SERVICE (NETS) MEMBER CITIES; AUTHORIZING THE CITY MANAGER AS SIGNATORY; AND PROVIDING AN EFFECTIVE DATE

Item 6. Ordinance, Amend Ordinance No. 2001-55 to Correct Typographical Error to Exhibit "B"

Development Services Director recommended approval of an ordinance amending Ordinance No. 2001-55 that amended the Grapevine Code of Ordinances, Chapter 7 Buildings and Construction relative to permit fees to correct a typographical error on Exhibit "B" of said ordinance.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

ORDINANCE NO. 2001-83

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS AMENDING THE GRAPEVINE CODE OF ORDINANCES, CHAPTER 7 BUILDINGS AND CONSTRUCTION, BY AMENDING ORDINANCE NO. 2001-55 REGARDING PERMIT FEES TO CORRECT A

TYPOGRAPHICAL ERROR, REPEALING CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH SEPARATE OFFENSE AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED UPON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE

Item 7. Resolution, Authorize Purchase of Laptop Computers

Fire Chief recommended approval of a resolution authorizing the purchase of ten Panasonic laptop computers and associated hardware from Portable Computer Systems, Inc. in an amount not to exceed \$58,073.00 through the State of Texas Qualified Information Systems Vendor Program.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None

Absent: Johnson

RESOLUTION NO. 2001-58

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING PARTICIPATION IN THE PURCHASING PROGRAMS OF THE STATE PURCHASING AND GENERAL SERVICES COMMISSION FOR CERTAIN ITEMS; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID CONTRACTS AND DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE

Item 8. Award Bid 107-2001 Pavement Marking Services Annual Contract

Public Works Director recommended award of Bid 107-2001 Pavement Marking Services Annual Contract to the lowest and best bidder meeting specifications, United Rentals, to establish fixed contract pricing.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None

Absent: Johnson

Item 9. Resolution, Authorize Purchase Self-Contained Breathing Equipment

Fire Chief recommended approval of a resolution establishing an annual contract for the purchase of self-contained breathing apparatus equipment through an inter-local agreement with the City of Plano, Texas.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None

Absent: Johnson

RESOLUTION NO. 2001-59

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS, AUTHORIZING THE CITY MANAGER OR THE CITY MANAGER'S DESIGNATE TO APPROVE AN INTERLOCAL AGREEMENT WITH THE CITY OF PLANO, TEXAS TO UTILIZE AN EXISTING ANNUAL CONTRACT FOR THE PURCHASE OF SELF-CONTAINED BREATHING APPARATUS EQUIPMENT AND PROVIDING AN EFFECTIVE DATE

Item 10. Award Bid 108-2001 Parks Activity Brochure Printing Annual Contract

Parks & Recreation Director recommended award of Bid 108-2001 Parks Activity Brochure Printing Annual Contract to the lowest and best bidder meeting specifications, F. J. Business Forms.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None

Absent: Johnson

Item 11. Adopt-A-Road Agreement, Grapevine Elementary Student Council

Parks & Recreation Advisory Board and Parks & Recreation Director recommended approval of an Adopt-a-Road Agreement with Grapevine Elementary Student Council for Hall-Johnson Road from State Highway 121 to Hughes Road.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed

Nays: None
Absent: Johnson

Item 12. Change Council Meeting Dates

City Staff recommended canceling the January 1, 2002 City Council meeting as it falls on the New Year Holiday and canceling the August 6, 2002 City Council meeting as it falls on the National Night Out neighborhood events.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

Item 13. Consideration of Minutes

City Secretary recommended approval of the minutes of the October 16 and October 24, 2001 City Council meetings as published.

Motion by Council Member Freed, seconded by Council Member Spencer, to approve as recommended prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

ADJOURNMENT

Council Member Wilbanks, seconded by Council Member Stewart, offered a motion to adjourn the meeting at 7:50 p.m. The motion prevailed by the following vote:

Ayes: Tate, Ware, Spencer, Wilbanks, Stewart & Freed
Nays: None
Absent: Johnson

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GRAPEVINE, TEXAS on this the 20th day of November, 2001.

APPROVED:

/s/William D. Tate
Mayor

ATTEST:

/s/Linda Huff
City Secretary