



**AGENDA
TOWN OF SUNNYVALE
SUNNYVALE TOWN COUNCIL
SPECIALLY CALLED MEETING
JANUARY 9, 2012
6:00 P.M.**

THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS WILL CONDUCT A SPECIALLY MEETING ON JANUARY 9, 2012 AT 6:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTIONS 551.0411. ITEMS TO BE DISCUSSED:

- **CALL TOWN COUNCIL MEETING TO ORDER**
- **RECESS INTO EXECUTIVE SESSION PURSUANT TO CHAPTER 551, SUBCHAPTER D OF THE TEXAS GOVERNMENT CODE:**

Sec. 551.071. CONSULTATION WITH ATTORNEY

A. 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.

B. PENDING OR CONTEMPLATED LITIGATION –

DEWS VS. TOWN OF SUNNYVALE

VULCAN LAND INC. VS. TOWN OF SUNNYVALE

- **RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION NECESSARY AS A RESULT OF THE EXECUTIVE SESSION**
- **ADJOURN**

ALL LOCATIONS IDENTIFIED ARE IN THE TOWN OF SUNNYVALE UNLESS OTHERWISE INDICATED. FOR A DETAILED PROPERTY DESCRIPTION, PLEASE CONTACT THE BUILDING OFFICIAL AT TOWN HALL. ALL ITEMS ON THE AGENDA ARE FOR POSSIBLE DISCUSSION AND ACTION. PLEASE TURN OFF ALL TELEPHONES AND HANDHELD COMMUNICATION DEVICES WHILE IN ATTENDANCE AT THIS MEETING.

THE SUNNYVALE TOWN COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED ABOVE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE SECTION 551.071 (CONSULTATION WITH ATTORNEY), 551.072 (DELIBERATION ABOUT REAL PROPERTY), 551.073 (DELIBERATIONS ABOUT GIFTS AND DONATIONS), 551.074 (PERSONNEL MATTERS), 551.076 (DELIBERATIONS ABOUT SECURITY DEVICES), AND 551.086 (ECONOMIC DEVELOPMENT).

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 DIRECTOR OF COMMUNITY SERVICES AT 972-226-7177 AT LEAST 48 HOURS PRIOR TO THE MEETING.

I HEREBY CERTIFY THAT THE FOREGOING NOTICE WAS POSTED ON THIS THE 6TH DAY OF JANUARY 2012 IN THE FOLLOWING LOCATIONS:

TOWN HALL AT 127 N. COLLINS ROAD

SUNNYVALE ISD 417 E. TRIPP ROAD

SUNNYVALE LIBRARY AT 407 TOWER PLACE



SCOTT CAMPBELL, TOWN MANAGER/ASSISTANT TOWN SECRETARY



**AGENDA
TOWN OF SUNNYVALE
SUNNYVALE TOWN COUNCIL
REGULAR MEETING
JANUARY 9, 2012
7:00 P.M.**

THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS WILL CONDUCT A REGULAR MEETING ON JANUARY 9, 2012 AT 7:00 P.M. IN THE COUNCIL CHAMBERS OF THE SUNNYVALE TOWN HALL LOCATED AT 127 N. COLLINS ROAD, SUNNYVALE, TEXAS UNDER V.T.C.A., GOVERNMENT CODE SECTIONS 551.0411. ITEMS TO BE DISCUSSED:

- **CALL TOWN COUNCIL MEETING TO ORDER**
- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**

1. CONSENT AGENDA

(ALL ITEMS ON THE CONSENT AGENDA ARE ROUTINE ITEMS AND MAY BE APPROVED WITH ONE MOTION; SHOULD ANY MEMBER OF THE TOWN COUNCIL OR ANY INDIVIDUAL WISH TO DISCUSS ANY ITEM, SAID ITEM MAY BE REMOVED FROM THE CONSENT AGENDA BY MOTION OF THE TOWN COUNCIL)

A. APPROVAL OF MINUTES

REGULAR MEETING OF 12-12-11

SPECIAL MEETING OF 12-20-11

SPECIAL MEETING OF 12-22-11

• **PUBLIC FORUM**

(CITIZENS MAY SPEAK ON ANY MATTER OTHER THAN PERSONNEL MATTERS OR MATTERS UNDER LITIGATION. NO TOWN COUNCIL ACTIONS OR DISCUSSION WILL BE TAKEN UNTIL SUCH MATTER IS PLACED ON THE AGENDA AND POSTED IN ACCORDANCE WITH LAW.)

• **DISCUSSION/ACTION**

2. CONSIDER RESOLUTION NO. 11-23: A RESOLUTION OF THE TOWN OF SUNNYVALE TOWN COUNCIL APPROVING AN AMENDMENT TO THE 4A DEVELOPMENT CORPORATION'S ("CORPORATION") ANNUAL BUDGET AND AUTHORIZING A CAPITAL

EXPENDITURE OF \$81,500 FOR STREET LIGHTING IMPROVEMENTS ALONG CLAY ROAD FROM SCYENE ROAD TO COLLINS ROAD.

3. UPDATE AND RECOMMENDATIONS FROM 4A DEVELOPMENT CORPORATION REGARDING TAX INCREMENT REINVESTMENT ZONE # 1.

- **COUNCIL REPORTS AND REQUESTS**
- **MAYOR REPORTS AND REQUESTS**
- **RECESS INTO EXECUTIVE SESSION PURSUANT TO CHAPTER 551, SUBCHAPTER D OF THE TEXAS GOVERNMENT CODE:**

Sec. 551.074. PERSONNEL MATTERS

(1) TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE:

TOWN SECRETARY POSITION

ECONOMIC DEVELOPMENT COORDINATOR/PLANNER POSITION

TOWN MANAGER POSITION

Sec. 551.072. DELIBERATION REGARDING REAL PROPERTY

To deliberate the purchase, exchange, lease, or value of real property – 600 Block of US Hwy 80 E

- **RECONVENE INTO OPEN SESSION AND TAKE ANY ACTION NECESSARY AS A RESULT OF THE EXECUTIVE SESSION**
- **ADJOURN**

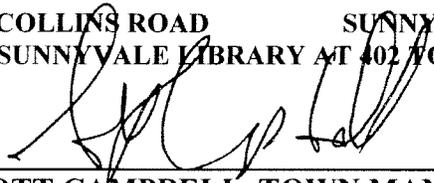
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SUNNYVALE LIBRARY AT 402 TOWER PLACE**



SCOTT CAMPBELL, TOWN MANAGER/ASSISTANT TOWN SECRETARY



AGENDA ITEM SUMMARY

TO: Town Council

FROM: Scott Campbell, Town Manager SC

RE: **ITEM 1:** Approval of Minutes

DATE: January 6, 2012

Approval of Minutes:

12/12/11 Regular Meeting
12/20/11 Special Meeting
12/22/11 Special Meeting

Minutes will be delivered electronically prior to Monday's meeting.



AGENDA ITEM SUMMARY

TO: Town Council

FROM: Scott Campbell, Town Manager SC

RE: **ITEM 2:** Consider Resolution 11-23 – Approving an Amendment to the 4A Development Corporation 2012 Budget in the Amount of \$81,500

DATE: January 6, 2012

You will recall a previous staff update indicating more research was warranted on the Clay road street light project, as it appeared 4A's initial recommendation was significantly less than what would be required. The Town Engineer has completed an estimate (attached) for the entire original scope, as well as ½ of the original scope. At their regular meeting of January 5, the 4A Board formally requested the Council to consider another budget amendment regarding this project. Council originally approved \$80,000 for this work, and 4A now seeks an additional budget amendment in the amount of \$81,500, bringing the total amount to \$161,500. This amount is for the original scope of the project as indicated on the attached estimates.

Monday night we will discuss timing and estimated start dates if the budget amendment is approved.

RESOLUTION NO. 11-23

A RESOLUTION OF THE TOWN OF SUNNYVALE TOWN COUNCIL APPROVING AN AMENDMENT TO THE 4A DEVELOPMENT CORPORATION'S ("CORPORATION") ANNUAL BUDGET AND AUTHORIZING A CAPITAL EXPENDITURE OF \$81,500 FOR STREET LIGHTING IMPROVEMENTS ALONG CLAY ROAD FROM SCYENE ROAD TO COLLINS ROAD.

WHEREAS, chapters 501-504 of the Local Government Code authorize those expenditures of the CORPORATION 'required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises', targeted infrastructure, retention of primary jobs, **and**

WHEREAS, on April 7, 2011, the 4A Development Corporation approved a motion recommending the Sunnyvale Town Council approve an amendment to the CORPORATION'S budget in the amount of \$80,000 for street lighting improvements on Clay Road, and

WHEREAS, on May 9, 2011, the Sunnyvale Town Council approved a budget amendment in the amount of \$80,000 for such improvements, and

WHEREAS, after further review and study by Town staff and the 4A Development Corporation, the 4A Development Corporation approved a motion on January 5, 2012 recommending the Sunnyvale Town Council approve an amendment to the CORPORATION'S budget in the amount of \$81,500 of additional funding for these street lighting improvements along Clay Road, bringing the total cost of the improvements to \$161,500, and

WHEREAS, the Sunnyvale Town Council believes the installation of street lighting along Clay Road from Scyene Road to Collins Road will 'promote or develop new or expanded business enterprises' in that area,

NOW, THEREFORE, BE IT RESOLVED:

That the Town Council hereby amends the FY 2012 4A Development Corporation Budget to include additional funds of 81,500 for street lighting improvements along Clay Road from Scyene Road to Collins Road, and that the total amount of said project will not exceed \$161,500.

PASSED, APPROVED, AND ADOPTED THIS THE 9th DAY OF JANUARY, 2012 BY A VOTE OF _____ AYES AND _____ NAYS

Jim Phaup, Mayor

ATTEST: _____

Scott Campbell, Town Manager/Assistant Town Secretary

**TOWN OF SUNNYVALE
ENGINEERING DEPARTMENT
ENGINEER'S OPINION OF PROBABLE COST**

Project: Clay Road Street Lights

Project No: File: lights.xls

Estimate Prepared By: Marc Bentley, P.E.

Date: 11/21/2011

Collins to Scyene

ITEM	DESCRIPTION	AMOUNT
1	Traffic Control	8,000.00
2	2" Conduit by Trench	33,000.00
3	2" Conduit by Bore	68,750.00
4	Street Light Base 15@250.00	3,750.00
5	Street Lights By ONCOR@21,000	21,000.00

Construction Cost 134,500.00

Contingency 27,000.00

Opinion of Total Construction Cost

161,500.00

Long Creek to Scyene

ITEM	DESCRIPTION	AMOUNT
1	Traffic Control	5,000.00
2	2" Conduit by Trench	10,000.00
3	2" Conduit by Bore	48,750.00
4	Street Light Base 8	2,000.00
5	Street Lights By ONCOR@15,000.00	15,000.00
Construction Cost		80,750.00
Contingency		16,000.00
Opinion of Total Construction Cost		\$96,750.00



AGENDA ITEM SUMMARY

TO: Town Council

FROM: Scott Campbell, Town Manager SC

RE: **ITEM 3:** Hear Update and Recommendations from 4A Board
Regarding TIRZ # 1

DATE: January 6, 2012

At their last regular meeting, 4A discussed the next series of steps regarding implementation of the TIRZ #1 adopted by Council on December 22. 4A would like to present their recommendations to you Monday night. This is not an action item, rather an update to facilitate discussion on the process from this point forward.