



**MINUTES  
TOWN OF SUNNYVALE  
SUNNYVALE TOWN COUNCIL  
REGULAR MEETING  
MONDAY, APRIL 9, 2012  
7:00 P.M.**

**MAYOR  
MAYOR PRO-TEM  
COUNCILMEMBER  
COUNCILMEMBER  
COUNCILMEMBER  
COUNCILMEMBER**

**JIM PHAUP  
KAREN HILL  
PAULA YATES  
SAJI GEORGE  
RONNIE HENDERSON, JR  
PAT WILEY**

**INVOCATION**

Mayor Pro-Tem Hill led the invocation.

**PLEDGE OF ALLEGIANCE**

Mayor Phaup led the Pledge of Allegiance.

**CALL MEETING TO ORDER**

Mayor Phaup called the Regular Town Council Meeting of Monday, April 9, 2012, to order at 7:04 p.m. and declared a quorum present. All Councilmembers were present.

**PUBLIC FORUM**

John Noster, 120 Lakeview Drive, Sunnyvale, read a letter from a Garland resident that was published in the *Neighbor's to Go* section of the Dallas Morning News. The letter was in favor of maintaining widely spaced lawns and the rural character of the area.

**CONSENT AGENDA ITEM #1 THROUGH #6**

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.

**CONSIDER APPROVAL OF THE FOLLOWING MINUTES:**

- 1. SPECIAL MEETING OF 02/27/2012.**
- 2. REGULAR MEETING OF 02/27/2012.**
- 3. JOINT TOWN COUNCIL & PLANNING AND ZONING COMMISSION MEETING OF 03/05/2012.**
- 4. SPECIAL MEETING OF 03/05/2012.**
- 5. REGULAR MEETING OF 03/26/2012.**

**6. SPECIAL MEETING OF 04/02/2012.**

Mayor Pro-Tem Hill moved and seconded by Councilmember George to approve the Consent Agenda Items 1 through 6 including a revised set of minutes for the Regular Meeting held on March 26, 2012. Mayor Phaup called for a vote, with all Councilmembers voting affirmative, the motion passed 5/0.

**END OF CONSENT AGENDA**

**PUBLIC HEARING**

Open or continue public hearing, consider testimony and other information provided, close public hearing, and take necessary action with respect to the following:

**7. APPLICATION FOR SITE PLAN**

APPLICANT: ECI ACADEMY  
AT OR ABOUT: 302 TOWN EAST BLVD  
REQUEST: CHANGE OF USE

Mayor Phaup informed the Council the City of Mesquite requested a Traffic Study be completed. Councilmember George asked Staff to re-notice the Home Owner's Associations of Glenwick and Creekside. No action was taken.

**DISCUSSION/ACTION ITEMS**

**8. LIBRARY BOARD PRESENTATION OF SURVEY RESULTS.**

Margaret Jacobs, Chairperson of the Library Board, gave an overview of the Library Board Survey Results. The Library Board received feedback regarding ebooks and requests for a larger, or more updated facility.

**9. DISCUSSION/STAFF PRESENTATION AND UPDATE:**

• **Road Reconstruction & Maintenance Projects**

Town Engineer Marc Bentley updated the Council on road reconstruction and maintenance projects. The Town did not budget to repair any "B Roads" this fiscal year as the Town was unsure if funding from the County would change. After discussions with Dallas County, it is in the Town's best interest to use crews other than the County. When reviewing the best methods to repair the roads, it would be best to mill down and repair the entire road. The thickness of the roads would present a hazard if only a small section was repaired.

Mayor Phaup asked Staff to prepare a list of priorities.

- **Board & Commission Attendance**

Town Manager Scott Campbell asked for Council direction on the upcoming appointment process for Boards & Commissions.

During discussion, the Mayor & Council asked that information on how to apply be placed in the Newsletter and Town Website, along with information about each Board or Commission. Applicants are asked to apply by the end of May.

## **MAYOR AND COUNCIL REQUESTS FOR FUTURE STAFF UPDATES AND AGENDA ITEMS**

Councilmember George asked how the Town could best support the City of Forney after the tornado damage received the previous week.

Town Manager Campbell stated the Town had reached out to Forney. Forney stated they had received offers for help from every City in the area and were currently inundated with volunteers.

Councilmember Yates stated some residents had asked that the Reverse 911 system be activated sooner.

### **EXECUTIVE SESSION**

Recess into executive session pursuant to Chapter 551, Subchapter D of the Texas Government Code:

#### **EXECUTIVE SESSION AGENDA:**

##### **SECTIONS 551.072 - DELIBERATION REGARDING REAL PROPERTY**

##### **A. PROPERTY AT OR ABOUT THE 600 BLOCK OF E. US HWY 80**

Mayor Pro-Tem Hill made a motion to recess into Executive Session at 7:52 p.m., pursuant to Chapter 551, Subchapter D of the Texas Government Code, to deliberate real property located at or about the 600 Block of E. US Hwy 80 in accordance with Section 551.072 of the Texas Local Government Code. Councilmember Yates seconded the motion. Mayor Phaup called for a vote, with all councilmembers voting affirmative, the motion carried 5/0.

### **END OF EXECUTIVE SESSION**

Mayor Phaup reconvened the Town Council Meeting into open session at 8:11 p.m.

#### **10. PROPERTY AT OR ABOUT THE 600 BLOCK OF E. US HWY 80**

**DISCUSS AND CONSIDER RESOLUTION 12 - 08: A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SUNNYVALE, TEXAS, DETERMINING THE NECESSITY OF ACQUIRING REAL PROPERTY, AND AUTHORIZING THE TOWN TO INITIATE CONDEMNATION PROCEEDINGS TO CONDEMN FOR PUBLIC USE A PERMANENT SANITARY SEWER EASEMENT AND A TEMPORARY CONSTRUCTION EASEMENT**

ACROSS OR THROUGH A PORTION OF A 20.0714 ACRE TRACT DESCRIBED IN VOLUME 93044, PAGE 1583 OF THE DALLAS COUNTY PUBLIC RECORDS (LOCALLY KNOWN AS 529 U. S. HIGHWAY 80).

Mayor Pro-Tem Hill made a motion by stating "I move that the Council adopt Resolution 12 - 08, authorizing the Town to initiate condemnation proceedings to condemn for public use a permanent sanitary sewer easement, and a temporary construction easement, on a portion of a 20.0714 acre tract, as described in Exhibits A and B to the Resolution, locally known as 529 U. S. Highway 80." Councilmember Wiley seconded the motion. Mayor Phaup called on each Councilmember individually to vote Yea or Nay. Each Councilmember voted as follows:

MAYOR PRO-TEM	KAREN HILL	YEA
COUNCILMEMBER	PAULA YATES	YEA
COUNCILMEMBER	SAJI GEORGE	YEA
COUNCILMEMBER	RONNIE HENDERSON, JR	YEA
COUNCILMEMBER	PAT WILEY	YEA

With all councilmembers voting affirmative, the motion carried 5/0.

**ADJOURN**

Mayor Phaup adjourned the meeting at 8:14 p.m.

The undersigned presiding officer certifies that this is a true and correct record of the proceedings.

\_\_\_\_\_  
Mayor Jim Phaup

ATTEST:

\_\_\_\_\_  
Leslie Malone, Town Secretary