

Lewisville Town Council Regular Meeting Minutes
June 11, 2020 - 6:00 p.m.
Digitally originating in Council Chambers 1st floor - Lewisville Town Hall
6510 Shallowford Road

1. Call to Order

- a. Mayor Horn opened the meeting being simultaneously streamed electronically at 6:00 p.m. Council members attending electronically were Jeanne Marie Foster, Fred Franklin, Melissa Hunt, Ken Sadler, David Smitherman, and Jane Welch. Also attending electronically were Town Manager Hank Perkins, Attorney Bo Houff, Town Planner Stacy Tolbert, Finance Director Pam Orrell, and Town Clerk Joyce Walker.
- b. Invocation was led by Attorney Bo Houff.
- c. Adoption of Agenda
 - i. Item k, Ordinance 2020029, was added to 11. New Business.
 - ii. Mrs. Foster asked to have the May 14, 2020 minutes approval moved to the June 15, 2020 meeting for approval.
 - iii. With those amendments, Council Member Sadler moved to approve the agenda. The motion was seconded by Council Member Franklin and approved unanimously with a roll call vote of ayes from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn.

2. Consent Agenda

- a. Consent Agenda for approval
 - i. [Resolution 2020037](#) - Acceptance and Approval of Monthly [Financials for the ten months ending April 30, 2020](#)
 - ii. Approval of Council Briefing an Action Meeting [Minutes - May 7, 2020](#)
 - iii. Approval of Council Budget Meeting [Minutes - May 7, 2020](#)
 - iv. Approval of Council Budget Meeting [Minutes - May 11, 2020](#)
 - v. Approval of Council meeting [Minutes - May 14, 2020](#) (moved to June 15, 2020 for approval)
 - vi. [Resolution 2020039](#) - accepting the resignation of John McPherson from the Triad Municipal ABC Board
- b. Council Member Welch moved to approve the Consent Agenda (without May 14, 2020). The motion was seconded by Council Member Foster and approved unanimously with a roll call vote of ayes from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020037 and Resolution 2020039 are herein incorporated by reference into the minutes.

3. Introductions, Presentations, Recognitions and/or Proclamations

- a. **Introductions, Recognitions, Presentations and/or Proclamations**
 - i. None.

4. Public Forum

- a. Mayor Horn opened the Public Forum at 6:09 p.m.
- b. Having no electronically raised hands to speak, Mayor Horn closed the Public Forum at 6:10 p.m.

5. Appointments

- a. None.

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6. **Public Hearings**

- a. Fiscal Year 2020-2021 budget
 - i. Staff Presentation
 - (1) Mr. Perkins read highlights of the Budget Message that was previously provided to Council in April.
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Town of Lewisville
2020-2021 Budget Highlights

The proposed budget for the General Fund is \$4,751,485 (an increase of 2.04% over the prior year's budget as adopted for July 1, 2019).

The budget as proposed includes maintaining the current tax rate of 17.7 cents per \$100 of valuation.

This budget is balanced with \$230,510 in fund balance from the General Fund.

The Town of Lewisville also collects a levy for a municipal service district. The budget as proposed includes maintaining the current tax rate of 5 cents per \$100 of valuation.

According to the Forsyth County Tax Appraisers, the total tax value for the Town of Lewisville for the upcoming fiscal year is estimated at \$1,426,177,776. This produces estimated Ad Valorem tax revenue of \$2,448,605.

Town Services

Budgeting for the economic uncertainty of our municipal revenues, brought about by the COVID-19 pandemic, and the increase in our service costs has been a challenge. However, the Town of Lewisville stays committed to the continuation of all of its existing services for the upcoming fiscal year to include, parks and recreation, finance, administration, planning and zoning, public works, residential garbage and recycling, storm water management, community policing, and beautification. All services are proposed to continue at current service delivery levels for the upcoming fiscal year.

Capital Reserve Funds

The Town has 4 capital reserve funds. Currently, annual appropriations to all of these funds total \$405,000 per year.

At the Town Council capital planning session, held on February 1st, the Council re-affirmed its desire to proactively support the development of the downtown area, and road and sidewalk improvements throughout the Town, as well as its desire to develop future capital facilities such as the new community center.

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During fiscal year 2017-2018 the Town Council learned that the NC Department of Transportation plans to assume financial responsibility for the remaining work to be done on the Great Wagon Road to include design, right-of-way acquisition, and construction. As construction of the Great Wagon Road progresses, we anticipate that the Town of Lewisville will participate financially with the NC Department of Transportation on enhancements such as sidewalks, trees, and streetlights, as well as the design and installation of water and sewer infrastructure. As mentioned earlier, budgeting for the 2020-2021 fiscal year has been made more difficult with uncertain revenues levels and rising service costs. As such, the budget, as proposed suspends its annual contribution to the GWR ROW/Construction Capital Reserve Fund of \$115,000. Doing so will allow the Town to maintain its current service levels in the new fiscal year in light of uncertain revenue estimates.

The budget as proposed also reduces the annual contribution to the Storm Water Capital Reserve Fund from \$95,000 to \$25,825. This amount allows the reserve to reach its desired goal of \$560,000.

Transfer to the Municipal Buildings/Land Capital Reserve is proposed to remain unchanged at \$170,000.

Transfer to the Sidewalks, Bike Paths, and Greenways Capital Reserve is proposed to remain unchanged at \$25,000.

Thus proposed funding in this budget for all capital reserves is \$220,825.

Projects for the Upcoming Fiscal Year

The Town will continue design work on the Gateway Project along with right-of-way and construction work in the coming fiscal year.

The Town will continue design work, right-of-way, and construction of a BMP (Best Management Practice) wet pond for storm water treatment in the downtown area of the Town of Lewisville. The pond will be located just southwest of the intersection of Shallowford Road and Heritage Drive.

The Town has also been awarded funding for the construction of a single lane roundabout at Robinhood Road and Lewisville-Vienna Road.

And finally, the Town is working with an architect firm on the design of the new community center. The Town plans to begin construction on the new community center in the upcoming fiscal year.

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- (a) Funds from the General Fund balanced the budget.
 - (b) The Willow Run Municipal Service District (WRMSD) maintained the same rate.
 - (2) Mrs. Orrell noted there have been no changes to the message.
 - ii. Public Hearing

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- (1) Mayor Horn opened the Public Hearing at 6:18 p.m.
 - (2) Having no electronically raised hands to speak, Mayor Horn closed the Public Hearing at 6:19 p.m.
- iii. Council Discussion
 - (1) No discussion.
- iv. Date set for Council Consideration of [Ordinance 2020001](#) is Monday, June 15, 2020 at 6:00 p.m. as authorized by Session Law 2020-3.
- b. L-095 - Longwood Village - rezoning from HB-S and RS-20 to RS-9-S located off Lewisville-Clemmons Road
 - i. Staff Presentation
 - (1) Mrs. Tolbert advised Council that the Planning Board held their public hearing on March 11, 2020.
 - (a) There was only one concern brought forward by the public at the public hearing..
 - (b) Planning Board members were concerned about the change from commercial zoning to residential zoning; however, it was noted that nothing had been done in 25 years under commercial zoning.
 - (2) Mrs. Tolbert provided a PowerPoint presentation with maps of the area showing the location of the request and highlights of the following staff report, noting that a specific site plan accompanies this request.

SPECIAL USE DISTRICT REZONING STAFF REPORT
Longwood Village

DOCKET: L-095

STAFF: Stacy Tolbert, Town Planner

Petitioner: Ron Davis with Allegro Investment Properties , LLC

Ownership: PIN 5885-70-8928 Kaplan Partners

PIN 5885-81-0388 Lou Ann & Marvin Yow

REQUEST OF REZONING:

From: HB-S (Highway Business) & RS-20 (Residential Single Family, minimum lot size of 20,000 sq. ft.)

To: RS-9-S (Residential Single Family, minimum lot size of 9,000 sq. ft.)

PIN#(s): 5885-70-8928 (portion of) & 5885-81-0388

Acreage: 13.57 acres

LOCATION:

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Street: 1138 Lewisville-Clemmons Rd
Jurisdiction: Town of Lewisville

PROPERTY SITE/IMMEDIATE AREA:

Existing Structures on Site: The site has two existing homes on the property as well as some accessory structures.

Adjacent uses:

- * North - Single family residences, Fountain Brook Development, zoned RS-20
- * East - Single family residence, 1175 Lewisville-Clemmons Rd, zoned RS-9; Family Medical Office, zoned HB-S; both located across Lewisville-Clemmons Rd.
- * South - Shallowford Presbyterian Church, zoned RS-9; Kaplan Partners, zoned HB-S
- * West - Kaplan Partners, zoned HB-S

GENERAL AREA:

Character/Maintenance: This area is somewhat of a transition zone between residential usage and commercial usage.

PHYSICAL FEATURES:

Topography: The site slopes gently from the east to the west away from Lewisville-Clemmons Rd.

Vegetation/habitat: The majority of the property is wooded.

Impact on Existing Features: Impacts are to be expected. The wooded areas are likely to be removed as well as the structures on the property due to the request develop 38 residential lots.

WATER AND SEWER FACILITIES:

Public water and sewer are available to the site.

TRANSPORTATION:

Direct Access to Site: Lewisville-Clemmons Rd

Street Classification(s): Lewisville-Clemmons Major Thoroughfare

Average Daily Traffic Count/Estimated: 11000 (source: NCDOT AADT 2017)

HISTORY/RELEVANT ZONING CASES:

- * L-048; RS-20 Planned Residential Development Fountain Brook (Single-Family Residential Housing); approved 05/11/2006; west side of Lewisville-Clemmons Road north of and adjacent to Kaplan Partners; 13.38 acres; Planning Board and staff recommended approval.
- * L-078; RS-20 to RS-9-S (Single-Family Residential Housing) approved 04/13/2017; south side of Lewisville-Clemmons Rd and near Lalanda Drive; 10+/- acres; Planning Board and staff recommended approval.

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CONFORMITY TO PLANS:

Lewisville Comprehensive Plan Update 2015 - The Plan describes this area as being an area where higher density uses are appropriate, particularly where sewer is available. This area is shown as an activity center on Map 9 of the comprehensive plan.

The Plan also contains a number of "Recommended Actions." In the chapter on Land Use, recommendations include; allowing higher density where appropriate, preserving the character of town, and promoting high density development in areas supported by infrastructure.

Legacy Development Guide - Legacy recommends increasing residential densities along growth corridors and in activity centers where serviceable land is located. This property is located in the Growth Management Area (GMA) 3 which gives opportunity for pedestrian-friendly designs and street standards requiring sidewalks.

The Legacy 2030 Update also identifies this area around the intersection of Lewisville-Clemmons Road & Styers Ferry Road, at the US 421 interchange, as an activity center but also identifies the area as an area for suburban neighborhoods.

Lewisville Unified Development Ordinance (UDO) - Overall, the plan conforms to the requirements of the UDO. For conventional major subdivisions, the UDO requires interconnecting streets, however in this particular development there are no opportunities for streets to be connected. The neighboring development does not have any stub streets, the rear of the property abuts a creek and steeper slopes as well as abuts HB zoned property.

The preliminary plan proposes 27 ft wide streets which only allows for one side on street parking only. The plan also proposes sidewalks on both sides of the street, meeting UDO requirements.

ANALYSIS:

The applicant is requesting a change from HB-S & RS-20 zoning to RS-9-S; as a "special use" request, a preliminary subdivision has been submitted for review by staff and the Board. The preliminary subdivision includes a 38 lot development with access off Lewisville-Clemmons Road. Both the RS-20 and RS-9 zoning districts are intended to accommodate residential uses. The HB zoning district is the Highway Business District primarily intended to accommodate retail service and distributive uses. Single family residences are not permitted in the HB zoning district.

The lot size and dimensional differences are summarized below:

	RS-9	RS-20	HB
Minimum Lot Size -	9,000 sq. ft.	20,000 sq. ft.	20,000 sq. ft.
Minimum Lot Width -	65 ft	95 ft	100 ft
Minimum Front Yard -	20 ft	30 ft	40 ft
Minimum Rear Yard -	25 ft	30 ft	20 ft

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RS-9 is generally considered to accommodate high density single family detached dwellings in urban areas. This district is typically used for single-family development where public sewer is available. RS-20 is primarily intended to accommodate single-family uses to accommodate single family detached dwellings in suburban areas. This RS-9 district is appropriate in GMAs 2 and 3 and may be suitable for metro activity centers where public water and sewer are available.

The Town's Comprehensive Plan designates the area within which the project lies as GMA-3 "Suburban Neighborhood." This acknowledges opportunities made available by having access to public water/sewer and proximity to existing thoroughfares such as Lewisville-Clemmons Road and US421. The proposed RS-9-S zoning would support the uses in the nearby activity center. The requested density is more than that found immediately abutting the subject property which is RS-20. The proposed rezoning, if approved, would allow single-family use in and around the activity center at Lewisville Clemmons Rd/Styers Ferry Rd/US 421. Although the use may differ from some of the existing uses in the area, the proposed land use is appropriate for the area. It would complement the existing commercial uses in the area because of the higher density than surrounding residential uses.

Town staff is of the opinion that the request is consistent with the Town's Comprehensive Plan and Legacy for the area and complements the uses in the activity center. The developer has or will need to follow the major subdivision requirements in Chapter D Section 4, including but not limited to the requirements below:

1. Erosion control permits shall be obtained through The City of Winston-Salem.
2. Stormwater management permits, if required, must be obtained through the Town of Lewisville before issuing building or zoning permits.
3. TRC Comments must be remedied.

FINDINGS:

1. The request is for special use zoning; a preliminary draft site plan has been submitted and a specific use requested. If the property is later subdivided, the Planning Board and the Town Council will be required to review and approve the subdivision plan.
2. The uses allowed under either RS-9 or RS-20 are similar in that they are residential.
3. The requested zoning would allow residential development at densities higher than most nearby properties. However, the requested density is supported by existing infrastructure and anticipated and encouraged by the Town's Comprehensive Plan.
4. The proposed zoning district would not introduce a use(s) or density of development incompatible with the existing nearby residential development.

RECOMMENDATION:

The site has available infrastructure to support the density of development that is being proposed. Statements

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found in both the Lewisville Comprehensive Plan and Forsyth County Legacy Plan encourages higher density within a suburban/urban environment along growth corridors or in activity centers. Given these findings and other supporting information found in this report, staff recommends the rezoning to the Planning Board.

PLANNING BOARD RECOMMENDATION:

The Planning Board voted to recommend approval to the Town Council at their March 11, 2020 Meeting. The vote was 4 in the affirmative and 1, Joseph Hamby, in opposition of the motion to recommend approval of the development. The Planning Board voiced concerns of this property being located in what was previously considered a Neighborhood Activity Center. They were concerned with rezoning what little bit of commercial property we have in Lewisville to a residential district.

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- (3) All Technical Review Committee (TRC) comments have been remedied through this site plan.
 - (4) Fire Code requires a gravel access when there is only one entrance to the subdivision.
 - (5) There will be sidewalks on both sides of interior roads and a visual buffer at Lewisville-Clemmons Road
 - (6) The site plan has 38 lots which can be supported by available infrastructure.
 - (7) This development is in Growth Management 3, close to an Activity Center and higher density is encouraged in these areas.
 - (8) Erosion control permits will be required.
 - (9) Stormwater permits will be obtained from the Town.
 - (10) The approval recommendation to Council from the Planning Board came with a vote of 4-1.
 - (11) Questions for the Planner:
 - (a) Plan calls for 38 lots and not 52 which could be supported by the amount of acreage? Proposed storm water pond takes a large amount of area.
 - (b) Topography issues? No.
 - (c) Gated community? No. Roads will be petitioned at a later date for the Town to maintain.
 - (d) Buffer along Lewisville-Clemmons Road? Combination of berm and plantings.
 - (12) Steve Causey, Allied Design, 4720 Kester Mill Road, Winston-Salem, 27103, and Ron Davis, 386 Knollwood Street, Winston-Salem, 27103, were permitted into the conversation.
 - (a) There will be as much privacy as possible but will have to work with power lines.
 - (b) There is an 8-10 foot slope off of Lewisville-Clemmons Road so the

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design would like to incorporate a berm and buffer combination.

- (c) The proposed streets are public and built to standard.
 - (d) The storm water pond is sized to meet quality and quantity standards, and rough dimensions are about 8,000 cubic feet, 30-40 feet wide, and 68 feet long. The dimensions will be more definitive once design is more specific. It may not be a wet pond. There are a number of other options available that will be reviewed.
 - (e) Trees and buffering at adjoining subdivision?
 - (i) Buffering is not required when there is residential next to residential. The existing subdivision has an existing retaining wall and buffering with trees and plantings.
 - (f) Price points? This is not something that can be discussed by law; however, it was noted by Mr. Davis that the prices are consistent with the adjoining neighborhood.
- (13) Question to the Planner
- (a) Were letters sent to surrounding property owners? Yes.
 - (b) Mr. Davis also acknowledged he sent letters to surrounding property owners and visited businesses, churches and the Daltons across the street, who were concerned about the buffering at Lewisville-Clemmons Road. They all were supportive of the project.
- (14) Questions for the developer
- (a) Will the houses be slab on grade or space underneath?
 - (i) That is not yet determined since the hope is to anticipate an older population. Space underneath could have mildew and the elevation to accommodate could pose problems to older adults.
- (15) Question for the Planner
- (a) Is there an aesthetic for the gravel entry?
 - (i) The Town's ordinance does not require this entrance; however, State Fire Code does since the number of lots exceeds what is needed for a second entrance. The entrance doesn't have to be prominent and the approval will have to come from the NC Department of Transportation.
- (16) Question about Sidewalk to Lewisville-Clemmons Road?
- (a) Mr. Perkins explained:
 - (i) There is an approved project to place sidewalk on both sides of Lewisville Clemmons Road by the NC Department of Transportation.
 - (b) Mrs. Tolbert also explained:
 - (i) The developer can pay a fee in lieu of building a sidewalk in

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front of the project and ask for a waiver as noted in the Pedestrian Connections Overlay (PCO).

- (ii) The developer did ask for a waiver which was approved by the Planning Board, who can grant that waiver.
- (iii) The payment can be used for part of the Town's 80/20 payment when the project begins.

ii. Public Hearing

(1) Mayor Horn opened the Public Hearing at 6:48 p.m.

(a) Fabio Anello, 725 Fountain Brook Ln, Lewisville, was concerned about noise from the development such as barking dogs and asked if there would be any blasting. He enjoys the quiet.

(i) Allied Design was asked to respond noted that no rock has been observed so excavation should be accomplished without blasting which would be a last resort.

(ii) The HOA covenants will manage noise and should be addressed ASAP.

(b) Ken Craven, 717 Fountain Brook Ln, Lewisville, said that he purchased his home thinking the adjacent property would be RS-20 and not RS-9 but would rather see this project instead of a gas station or apartment complex. He also indicated the letter presented by the developer was incorrect.

(c) Angela Craven, 717 Fountain Brook Lane, Lewisville, wanted to know about the gravel driveway currently on the site plan since it was not on the original plan. Will it stay gravel? Will it be blocked and only accessed by emergency vehicles.

(i) Allied Design noted that the County Fire Marshall indicated this all-weather access needed to be added and it straddles 2 lots with an access easement. It can be gated but it is not required to be gated. The entrance will be as obscure as possible so that it will not be used as a second entrance.

(ii) Attorney Houff noted if there is something placed to block the gravel entrance, a site plan amendment will be required.

(2) Having no other electronically raised hands to speak, Mayor Horn closed the Public Hearing at 7:01 p.m. and reminded everyone that they can send written comments to the Town Clerk within the next 24 hours.

iii. Council Discussion

(1) No discussion.

iv. Date set for Council Consideration of [Ordinance 2020028](#) is Monday, June 15, 2020 at 6:00 p.m. as authorized by Session Law 2020-3.

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7. **Evidentiary Hearings**

- a. None.

8. **Annexation Requests**

- a. None.

9. **Preliminary Site Plan Approvals**

- a. None.

10. **Unfinished Business**

- a. [Ordinance 2020026](#) - L-097 rezoning property at 7632 Warren Park Drive from RS-40 to IP and adjoins Jack Warren Park (continued for 24 hours after the close of public hearing, June 4, 2020, as authorized by Session Law 2020-3 to receive written comments)
- i. The public hearing for this rezoning was held on June 4, 2020 with June 11, 2020 selected as the date to allow for the receipt of written comments.
- (1) No member of staff has received written comments in the 24 hours following the close of the public hearing.
- ii. Mrs. Tolbert was asked to clarify the information on the staff report regarding General Use. Since the Town owns the property, a use has been determined for its use and it has gone through the process to make sure it meets all the requirements since this is a use by right.
- (1) Mrs. Tolbert was asked to clarify the information on the Staff Report that referenced *future review and approvals by Planning Board and Town Council*.
- iii. Mr. Houff further explained that General Use is usually requested when a site plan has not been prepared.
- iv. Mayor Horn also explained that at some point in the future, the Town may enter into a public/private partnership with other uses that currently haven't been contemplated and the change/addition would not have to come back for a site plan amendment process.
- v. Council Member Sadler moved to approve Ordinance 2020026. The motion was seconded by Council Member Hunt and approved with a roll call vote of six (6) *ayes* from Council Members Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn and one (1) *nay* from Council Member Foster. Ordinance 2020026 is herein incorporated by reference into the minutes.

11. **New Business**

- a. Debt issuance for the new Community Center
- i. [Resolution 2020046](#) - Setting Thursday, July 16, 2020 at 6:00 p.m. as the public hearing date for debt issuance

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- (1) Council Member Franklin moved to approve Resolution 2020046. The motion was seconded by Council Member Sadler and approved unanimously with a roll call vote of ayes from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020046 is herein incorporated by reference into the minutes.
- ii. Continue discussion to Monday, July 20, 2020 for Council consideration to allow 24 hours to receive written comments as authorized by Session Law 2020-3.
- iii. Hold special meeting on Thursday, July 23, 2020 to approve minutes for debt issuance.

Prior to the approval of the following resolutions, Council Member Franklin suggested they be approved at tonight's meeting contingent upon approval of the budget for the next fiscal year (2020-2021) rather than carry them to the June 15th meeting. Council members concurred.

- b. [Resolution 2020034](#) - authority to [contract](#) for three years with the Forsyth County Sheriff's Office
 - i. Council Member Franklin moved to approve Resolution 2020034 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Smitherman and approved unanimously with a roll call vote of ayes from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020034 is herein incorporated by reference into the minutes.
- c. [Resolution 2020035](#) - awarding [contract](#) for placement of Christmas decorations to Elite Landscape Service & Nursery, Inc. of Pfafftown in an amount not to exceed \$11,863.⁰⁰
 - i. Council Member Hunt moved to approve Resolution 2020035 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Foster and approved unanimously with a roll call vote of ayes from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020035 is herein incorporated by reference into the minutes.
- d. [Resolution 2020036](#) - awarding [contract](#) to Sir Speedy to print six newsletters for the Town in an amount not to exceed \$12,915.⁰⁰
 - i. Council Member Welch moved to approve Resolution 2020036 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Franklin and approved unanimously with a roll call vote of ayes from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020036 is herein incorporated by reference into the minutes. Resolution 2020036 is herein incorporated by reference into the minutes.
- e. [Resolution 2020038](#) - awarding [contract](#) to Yards by Us for Grounds Maintenance for areas and amounts described in the contract incorporated by reference into the resolution
 - i. Council Member Franklin moved to approve Resolution 2020038 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Sadler and approved with a roll call vote of six (6) *ayes* from Council Members Foster,

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- Franklin, Hunt, Sadler, Welch and Mayor Horn and one (1) *nay* from Council Member Smitherman. Resolution 2020038 is herein incorporated by reference into the minutes.
- f. [Resolution 2020040](#) - authorizing the [contract](#) for Town Hall Janitorial Services to Executive Cleaning Services in an amount not to exceed \$7,800.⁰⁰
- i. Council Member Smitherman moved to approve Resolution 2020040 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Foster and approved unanimously with a roll call vote of *ayes* from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020040 is herein incorporated by reference into the minutes.
- g. [Resolution 2020041](#) - authorizing the [contract](#) for Jack Warren Park, Shallowford Square, Town Hall Annex and the G. Galloway Reynolds Community Center janitorial service to Executive Cleaning Services in an amount not to exceed \$14,544.⁰⁰
- i. Council Member Sadler moved to approve Resolution 2020041 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Franklin and approved unanimously with a roll call vote of *ayes* from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020041 is herein incorporated by reference into the minutes.
- h. [Resolution 2020042](#) - authorizing the 3-year [contract](#) for neighborhood street sweeping in the fixed annual amount not to exceed \$23,746.⁰⁰ for those locations and periods as noted in the contract
- i. Council Member Welch moved to approve Resolution 2020042 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Hunt and approved unanimously with a roll call vote of *ayes* from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020042 is herein incorporated by reference into the minutes.
- i. [Resolution 2020043](#) - authorizing the 3-year [contract](#) for en masse notifications by Lewisville Connect to residents in a fixed annual amount not to exceed \$5,955.⁰⁰ as specified in the attached contract
- i. Council Member Foster moved to approve Resolution 2020043 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Franklin and approved unanimously with a roll call vote of *ayes* from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Resolution 2020043 is herein incorporated by reference into the minutes.
- j. [Resolution 2020044](#) - awarding [contract](#) by Eco Logic for maintenance of Town's shrubs, trees and flower beds for an amount not to exceed \$63,090.⁰⁰
- i. Council Member Foster moved to approve Resolution 2020044 contingent upon approval of the 2020-2021 FY Budget. The motion was seconded by Council Member Smitherman and approved unanimously with a roll call vote of *ayes* from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn.

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Resolution 2020044 is herein incorporated by reference into the minutes.

- k. [Ordinance 2020029](#) - amending Budget Ordinance 2019001 in the amount of \$6,045.⁰⁰ to replace the downstairs A/C unit in the Town Hall Annex because the compressor failed on a 20-year old unit
 - i. Council Member Smitherman moved to approve Ordinance 2020029. The motion was seconded by Mayor Horn and approved unanimously with a roll call vote of *ayes* from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn. Ordinance 2020029 is herein incorporated by reference into the minutes.

- 12. **Administrative Reports**
 - a. Upcoming [Events at Shallowford Square](#) and Town Holidays
 - i. Town Hall will be closed in recognition of Independence Day.
 - b. Manager's Report
 - i. Independence Day celebration discussion
 - (1) Because of the COVID-19 situation this celebration has been cancelled since the Town will not be in compliance with the State's requirements on mass gatherings.
 - c. Clerk's Report
 - i. None.
 - d. **Approvals at the Briefing and Action Meeting on June 4, 2020**
 - i. [Ordinance 2020025](#) - amending Budget Ordinance 2019001 in the amount of \$3,860.⁰⁰ to contract with KDT Grading, Inc. to abandon two (2) wells at 312 Lewisville-Vienna Rd
 - ii. [Ordinance 2020027](#) - amending Budget Ordinance 2019001 in the amount of \$200,000.⁰⁰ to transfer from the General Fund to the Gateway Project Capital Projects Fund for design and ROW purchase
 - iii. [Resolution 2020045](#) - awarding [contract](#) to Spectrum Enterprise Services for internet, managed WiFi, and telephone service for the new Community Center
 - iv. Approval to move forward with the recombination of Jack Warren Park property and the property at 7632 Warren Park Drive
 - (1) The document has been executed and recorded.
 - e. Council Member Franklin asked that the contract items approved above have their approval reaffirmed at the meeting on the 15th.

- 13. **For the Good of the Order:**
 - a. Public Comments
 - i. Mayor Horn opened the Public Comments at 7:40 p.m.
 - b. Having no electronically raised hands to speak, Mayor Horn closed the Public Comments at 7:41 p.m.
 - c. Council Comments

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- i. Council Member Smitherman asked if something could be aired on Channel 6 regarding the holiday. He also asked to reach out to see if anyone has a video of last year's event.
 - (1) Mayor Horn suggested a message (to be determined) be recorded.
 - ii. Mrs. Welch asked about the reports from the deputies and whether there would be a deputy available to attend Council meetings.
 - (1) Mr. Perkins will have to check with the Sargeant on the report's progress and the availability of a deputy.
 - (2) Dr. Sadler suggested an executive summary be placed on line; however, this format will also need to be discussed with the Sargeant..
 - (3) PSAC receives a copy of the report monthly and a deputy as well as a member from the fire department will also be in attendance.
 - iii. Council Member Hunt asked about the status of the planning document that was provided to Council in May.
 - (1) Mrs. Foster noted that she had asked for the minutes from the May 14th meeting be removed from the Consent Agenda to provide additional information from the discussion as well as more clarity and review of the format. She said her understanding was that the Council was in agreement but what was not clear was when the report (document) would be presented monthly. Would it be a part of the regular or briefing meeting?
 - (2) Dr. Sadler suggested there only needed a review of current pertinent projects. Briefings would be the most appropriate time.
 - (3) Mr. Perkins suggested that the document presented to Council was formatted because of certain items that were time sensitive.
 - (4) Mrs. Hunt's thought was where was a project in the process to keep residents abreast of what was going on with a construction project as well as being transparent.
 - (a) Mrs. Tolbert reminded everyone that once a project leaves Council, she doesn't necessarily know where the project stands. Permits are issued by various agencies and the Town doesn't have that information.
 - (5) Mr. Perkins also reminded everyone that there are many things going on in the Town and which have nothing to do with the Town.
 - (6) Mrs. Foster indicated she will be meeting with staff shortly to work on the document and there may be an opportunity to provide follow-up and manage the information.
 - (7) Mayor Horn suggested that there needs to be additional thought in how to provide this information.
 - iv. Mayor Horn read the following statement in consultation with members of Council:
-

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The last few months have been unlike anything most of us have experienced in our lives. We've seen how something that can only be detected through a microscope can become a pandemic and bring our strong nation to its knees.

We've seen how a long simmering cauldron of racism and injustice can boil over into the streets all across our country. And we've seen the worst and the best of who are as a people.

When several of our council members asked me if we were going to share any thoughts on this tonight, I was apprehensive. How could I as one member of a council of seven, with as many perspectives and opinions as we have, produce a statement on which we could all agree.

I've known some of this council for a quarter century and some I'm just getting to know.

I'm just starting to learn who we are as a group and what we can become.

Finding a way to speak with one voice seemed a fraught filled task.

There's lot I don't know about my fellow council members, but there are some fundamental principles that I believe we share.

First, throughout this pandemic we had the courage to make decisions that are in the best interest for the health and welfare of our residents. We share the pain of those who have lost family or friends. And we also share the concern about our residents who are out of work and how our business community is weathering this economic storm.

We are proud of our community policing deputies and all that they do, but we also share a belief that acts of injustice based on race, or any other factor, are unacceptable.

We agree in the guarantees of the Bill of Rights that protect free speech and the right of assembly to the extent that exercising these rights are peaceful and do not result in violence, injury, damage to property or threaten the health and safety of others.

We hold sacred the words in the Declaration of Independence, that all men are created equal and that discrimination, prejudice and racism have no place in a free society.

Our community has a history of caring about one another. It's during times such as this that we demonstrate our huMANity, reaffirm our concern for the needs of others and remain resolved in our commitment to just and fair treatment for all.

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- d. Adjournment
 - i. Having no other business to discuss, at 8:00 p.m., Council Member Smitherman moved to recess the meeting to June 15, 2020 at 6:00 p.m. The motion was seconded by Council Member Foster and approved unanimously with a roll call vote of *ayes* from Council Members Foster, Franklin, Hunt, Sadler, Smitherman, Welch and Mayor Horn.

Mike Horn, Mayor

ATTEST:

Joyce C. McWilliams Walker, Town Clerk