

AGENDA

HALTOM CITY COUNCIL MEETING

January 12, 2015

CITY HALL

5024 BROADWAY AVENUE

Council Chambers – Work Session/Regular Session

WORK SESSION 6:00 P.M.

REGULAR SESSION 7:00 P.M.

WORK SESSION 6:00 P.M.

CALL TO ORDER (General Comments)

- Review and discuss items on the regular agenda of January 12, 2015.

EXECUTIVE SESSION

Section 551.071

As authorized by Chapter 551 of the Texas Government Code, the City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the City Attorney about any matters listed on the agenda, in addition to the following matters:

Consultation with the City Attorney pertaining to any matter in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct which may conflict with the Open Meetings Act; including discussion of any item posted on the Agenda; to seek legal advice on: open meetings, open records, contracts, expenditures and oversight of the Haltom City Economic Development Corporation, litigation, and settlement offers and/or claims for the following cases:

- Donald Anthony Hains v. City of Haltom City
- Phillip Payne v. City of Haltom City

Section 551.072 – Deliberations about Real Property

Deliberation regarding the purchase, exchange, lease or value of real property owned or leased by the City and the Economic Development Corporation.

Section 551.087 – Deliberations about Economic Development Incentives

Discuss or deliberate regarding commercial or financial information the City has received from business prospects the City seeks to have locate, stay, or expand in the City and with which the City is conducting economic development negotiations; deliberate the offer of a financial or other incentive to a business prospect.

REGULAR SESSION 7:00 P.M.

CALL TO ORDER

INVOCATION/PLEDGE OF ALLEGIANCE – Council Member Stephanie Davenport

ANNOUNCEMENTS/EVENTS

PRESENTATION

“Neighborhood Decoration Contest Winners” – Haltom City Beautification Board

REGULAR AGENDA

1. **Minutes** – Consideration and/or action regarding approval of the Minutes of the meeting of December 22, 2014.

2. **Unleaded Gasoline and Diesel Fuels** – Consideration and/or action to authorize the purchase of unleaded gasoline and diesel fuel based on the National Intergovernmental Purchasing Alliance’s contract with Martin Eagle Oil Company.
3. **Zoning Change – Ordinance No. O-2014-037-15 (Z-009-14)** Consideration and/or action on the application of Michael Forbes, on behalf of Zapri Properties, LLC, for approval of a Zoning Change request from “C-1” Commercial and “C-3” Commercial to “PD” Planned Development for all “C-3” uses plus a household laundry service facility located on Lots 11-16 of the J. N. Harris Addition, being 0.78 acres of land located northwest of East Belknap Street (SH 377) and east of Harris Lane, locally known as 2104, 2108, and 2112 Harris Lane. **2nd Reading**
4. **Renaming of McLean Road** – Consideration and/or action regarding Resolution No. R-2015-002-11 renaming McLean Road (4000-5000 blocks) to Glenview Drive.

VISITORS/CITIZENS FORUM

*This time is set-aside for any person having business before the Council that is not scheduled on the agenda to speak to the Council. Please submit a completed Speaker’s Request Form to the City Secretary. All comments must be directed toward the presiding Officer rather than an individual council member or staff. Each speaker must limit his/her comments to the **subject matter** listed on the Speaker’s Request Form and must refrain from personal attacks toward any individual. A three to six minute time limit will be granted. **(Six minutes with prior notification and three without prior notification)**. If a group is present and interested in the same issue, please choose a spokesperson. Council cannot discuss or debate any issue brought forth at this time, nor can any formal action be taken, as it is not a posted agenda item in accordance with the open meetings law.*

BOARDS/COMMISSIONS

5. **Resignations of Board Members** – Consider approval of the resignations of Board/Commission Members.
6. **Appointment/Reappointment to Boards and Commissions** – Consider approval regarding appointments to Boards/Commissions.
7. **Board/Commission Reports** – Receive reports from Council liaisons.

EXCUSED ABSENCE OF COUNCIL MEMBERS

8. **Attendance Requirements** – Consideration regarding excused absences of Council Members according to Article III, Sec. 3.07 (a). Attendance Requirements of the Haltom City Charter.

EXECUTIVE SESSION

See Posting on Page One (1) of Agenda.

RECONVENE TO REGULAR SESSION

9. Take any action deemed necessary as a result of the Executive Session.

ADJOURNMENT

CERTIFICATION

I, ART CAMACHO, CITY SECRETARY OF THE CITY OF HALTOM CITY, TEXAS, DO HEREBY CERTIFY THAT THE ABOVE AGENDA WAS POSTED ON THE OFFICIAL BULLETIN BOARDS IN CITY HALL ON THIS THE 9th DAY OF JANUARY, 2015 AT 5:00 P.M., WHICH IS A PLACE READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES AND THAT SAID NOTICE WAS POSTED IN ACCORDANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE.



 ART CAMACHO, CITY SECRETARY

I CERTIFY THAT THE ATTACHED NOTICE AND AGENDA OF ITEMS TO BE CONSIDERED BY THE CITY COUNCIL WAS REMOVED BY ME FROM THE CITY HALL BULLETIN BOARD ON _____ DAY OF _____, 2015.

Name: _____ Title: _____



This facility is wheelchair accessible. Handicapped parking spaces are available. Request for sign interpretative services must be made 48 hours ahead of meeting. To make arrangements call 817-222-7754.

CITY COUNCIL MEMORANDUM

City Council Meeting: January 12, 2015
Department: City Secretary
Subject: Minutes of December 22, 2014.

BACKGROUND

On December 22, 2014, a Regular Meeting was held at City Hall, 5024 Broadway Avenue.

FISCAL IMPACT

None.

RECOMMENDATION

Staff recommends the City Council approve the Minutes of the Regular Meeting of December 22, 2014.

ATTACHMENTS

December 22, 2014 Minutes

**MINUTES
HALTOM CITY COUNCIL MEETING
CITY HALL, 5024 BROADWAY AVENUE
December 22, 2014**

A Regular Meeting was held by the City Council of the City of Haltom City, Texas, on December 22, 2014, at 7:00 p.m. at City Hall, 5024 Broadway Avenue, Haltom City, Texas, with the following members present, to-wit:

Mayor Richard Hutchison
Council Place 1 Marian Hilliard
Council Place 3 David Averitt
Council Place 7 Dr. An Truong
Council Place 4 Trae Fowler was absent.

Mayor Pro Tem Bob Watkins
Council Place 2 Jeff Western
Council Member 6 Stephanie Davenport

Staff Present: Tom Muir, City Manager; Chuck Barnett, Assistant City Manager; Wayne Olson, City Attorney; Art Camacho, City Secretary; Justin French, Planning and Community Development Director; Toni Beckett, Human Resources and Risk Management Director, and Greg Van Nieuwenhuize, Public Works Director.

WORKSESSION

CALL TO ORDER

Mayor Hutchison called the Worksession to order at 6:00 p.m. The Consent Agenda was discussed and Agenda Items # 2 – Personnel Policy - and #4 – Clean Fleet Policy - were moved to the Regular Agenda. The Regular Agenda was discussed and no changes were made. Mayor Hutchison called for an Executive Session at 6:07 p.m.

EXECUTIVE SESSION

Section 551.071

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Mayor Hutchison closed the Executive Session at 6:55 p.m.

REGULAR MEETING

CALL TO ORDER

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

INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Pro Tem Bob Watkins introduced David Stapp, of the First United Methodist Church of Haltom City, who gave the Invocation and led the Pledge of Allegiance and the Texas Flag Pledge.

ANNOUNCEMENTS AND EVENTS

Assistant City Manager Chuck Barnett announced the following:

Library

Family Movie Night – “Maleficent” will be shown on Monday, January 12 at 6:30 p.m.

Crafty Saturdays – Easy-to-make crafts classes for adults will be held Saturday, January 31 from 10:00 a.m. until 12:00 noon.

Video Contest – Enrolled BISSD students will be participating and the theme is “Every Hero Has a Story” and the deadline is February 13, 2015.

“Lake Country Christmas”, at 5013 Blanco Drive, was the winner in the Haltom City Christmas Display.

Community Events

City Offices – City offices will be closed on Thursday, January 1st in celebration of New Year’s Day.

CONSENT AGENDA

Agenda Items # 2 – Personnel Policy and # 4 – Clean Fleet Policy – were moved to the Regular Agenda.

1. **Minutes** – Consideration and/or action regarding approval of the Minutes of the meeting of December 8, 2014.
2. **T-Mobile Lease Agreement** – Consideration and/or action to authorize the City Manager to execute an amendment to the lease agreement with T-Mobile utilizing the Meadow Oaks Water Tower.

Council Member David Averitt moved, seconded by Council Member Marian Hilliard, to approve the Consent Agenda, consisting of Agenda Items 1 and 2. ***The vote was unanimous. Motion carried.***

REGULAR AGENDA

3. **Personnel Policy** – Consideration and/or action regarding approval of revisions to the Holidays and Overtime Compensation and Compensatory Time policies and additional Language Pay and Incentive Pay policies. Human Resources and Director of Risk Management Toni Beckett presented the agenda item, which included several policy changes. A discussion was held regarding the exact personnel involved and the start of these changes. Council Member Jeff Western moved, seconded by Council Member Stephanie Davenport, to approve Resolution No. R-2014-025-02 – Personnel Policies and Holidays. ***The vote was unanimous. Motion carried.***
4. **Clean Fleet Policy**– Consideration and/or action regarding approval of Resolution No. R-2014-024-01 adopting a Clean Fleet Policy. Assistant City Manager Chuck Barnett presented the policy and a discussion was held regarding the present adopted policies and the efforts to convert toward cleaner vehicle emissions. Council Member Stephanie Davenport moved, seconded by

Council Member Dr. An Truong, to approve Resolution No. R-2014-024-01-adopting a clean fleet policy. **The vote was unanimous. Motion carried.**

5. **Zoning Change – Ordinance No. O-2014-036-15 (Z-007-14)** Conduct a public hearing and consider action on the application of Rod Ekern, on behalf of Kevin Khorrami, for approval of a Zoning Change request from “C-1” Commercial to “M-1” Industrial located on Tracts 12C2 and 12C1 of the George Akers Survey, Abstract 30, being 1.54 acres of land located north of McCullar Road and east of Carson Street, locally known as 6017 and 6019 McCullar Road. **1st Reading.** Justin French, Planning and Community Development Director, presented the ordinance regarding the zoning change request. Mayor Hutchison addressed the subject of a super-majority vote and it was determined that because of the absence of a Council Member, the vote would have to be a unanimous vote for approval and override the decision of the P & Z Commission. A discussion was held regarding the action and discussion of the P & Z Commission. James Pliska, Planning Consultant, requested a continuance in regard to the absence of Council Member Trae Fowler due to the super-majority rule. Mayor Hutchison opened the Public Hearing at 7:25 p.m. and the following individuals came forward:

1. Robert Chapman – Stated he was against the zoning change request because of the drainage issue at McCullar Road.
2. Roberto Irabagon – Presented photos and stated the industrial change could pose a safety issue with the children at a nearby school.
3. Sarea Kingsley – Stated she approved the change, but foresees a slight traffic problem because of the McCullar Road condition.

Mr. Pliska also stated the zoning map showed numerous M-1 industrial tracts, which this change request would be considered an extension rather than existing as a singular C-1, and could result in reduced traffic. In addition, the business will be considered light-industrial. Mayor Hutchison closed the Public Hearing at 7:42 p.m. Council Member David Averitt moved, seconded by Council Member Jeff Western, to continue the agenda item until the next scheduled meeting on January 12, 2015. A discussion was held regarding providing more detail and possibly sending the item back to the Planning and Zoning Commission. Council Member Jeff Western rescinded his previous second to the motion to allow Council Member Averitt to redo his motion. Council Member Averitt did not change his motion and Council Member Truong gave a second to the motion. **Council Members Averitt and Truong voted aye. Mayor Pro Tem Watkins and Council Members Hilliard, Western, and Davenport voted nay. Motion denied.** Council Member Marian Hilliard then moved, seconded by Council Member Jeff Western, to defer this item again to the Planning and Zoning Commission for further consideration. **Mayor Pro Tem Bob Watkins and Council Members Marian Hilliard, Jeff Western, and Stephanie Davenport voted aye. Council Members David Averitt and Dr. An Truong voted nay. Motion carried.**

6. **Zoning Change – Ordinance No. O-2014-037-15 (Z-009-14)** Conduct a public hearing and consider action on the application of Michael Forbes, on behalf of Zapri Properties, LLC, for approval of a Zoning Change request from “C-1” Commercial and “C-3” Commercial to “PD” Planned Development for all “C-3” uses plus a household laundry service facility located on Lots 11-16 of the J. N. Harris Addition, being 0.78 acres of land located northwest of East Belknap Street (SH 377) and east of Harris Lane, locally known as 2104, 2108, and 2112

Harris Lane. **1st Reading.** Justin French, Planning and Community Development Director, presented the ordinance and property owner Michael Forbes also addressed the Council and answered questions regarding the facility development. Mayor Hutchison opened the Public Hearing at 8:08 p.m. No citizen came forward. Mayor Hutchison closed the Public Hearing at 8:09 p.m. and recognized Council Member Jeff Western, who moved, seconded by Council Member Stephanie Davenport, to approve Ordinance No. O-2014-037-15 (Z-009-14) – first reading. **The vote was unanimous. Motion carried.**

VISITORS/CITIZENS FORUM

The following citizens came forward:

1. Robert Chapman – Commented on the bad conditions on McCullar Road and the lack of promised improvements by Chesapeake Energy.
2. Don Lemaster – Also commented on the bad conditions on McCullar Road.
3. Roberto Irabagon – Also complained of the bad conditions at McCullar Road.

BOARDS/COMMISSIONS

7. **Resignations of Board Members** – Consider approval of the resignations of Board/Commission Members. There were no resignations.
8. **Appointment/Reappointment to Boards and Commissions** – Consider approval regarding appointments to Boards/Commissions. Council Member Truong appointed Patrick Doportto to the Library Board. **The vote was unanimous. Motion carried.**

EXCUSED ABSENCE OF COUNCIL MEMBERS

9. **Attendance Requirements** – Consideration regarding excused absences of Council Members according to Article III, Sec. 3.07 (a). Attendance Requirements of the Haltom City Charter. Mayor Pro Tem Bob Watkins moved to excuse the absence of Council Member Trae Fowler. **The vote was unanimous. Motion carried.**

EXECUTIVE SESSION

See Posting on Page One (1) of Agenda.

No Executive Session was held.

RECONVENE TO REGULAR SESSION

10. Take any action deemed necessary as a result of the Executive Session including authorizing an audit of the Haltom City Economic Development Corporation's contracts and expenditures. Mayor Pro Tem Bob Watkins moved, seconded by Council Member Dr. An Truong, to contract Weaver and Tidwell for conducting an audit of the Haltom City Economic Development Corporation. **The vote was unanimous. Motion carried.**

ADJOURNMENT

Mayor Hutchison adjourned the meeting on December 22, 2014 at 8:53 p.m.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

Art Camacho, City Secretary

Richard Hutchison, Mayor

CITY COUNCIL MEMORANDUM/RESOLUTION

City Council Meeting: January 12, 2015
Department: Finance / Purchasing
Subject: Unleaded Gasoline & Diesel Fuels

BACKGROUND

In July 2014, the City of Fort Worth went out for bids for unleaded gasoline and diesel fuel jointly with the National Intergovernmental Purchasing Alliance (National IPA). This provided the City of Fort Worth an opportunity to again bid the unleaded gasoline and diesel fuel as a cooperative purchasing agreement to reduce the cost of fuel to the city and other government entities throughout the United States as it did in 2010 when they first participated in bidding with National IPA. The Request for Proposals (RFP) included estimated annual quantities from 63 public entities around Texas and the US with a total estimated quantity of 110 million gallons of fuel. The City of Fort Worth acted as a Principal Procurement Agency for National IPA ensuring that all legal State of Texas bidding requirements were met. They awarded Martin Eagle Oil Company the contract for unleaded gasoline and diesel fuels on December 2, 2014 for a period of one (1) year with renewal options for an additional three one-year periods.

The City of Haltom City has been registered with National IPA since 2010 when the City of Fort Worth did their first RFP for fuels through National IPA which enables us to piggyback off the fuel contracts. Both North Richland Hills and Southlake have used the National IPA fuel contract as well.

Interlocal agreements allow public entities to participate in other public entities bid awards in accordance with the Texas Government Code, Section 791, "the Interlocal Cooperation Act" and satisfies the legal requirement for a public entity to competitive bid a purchase for a respective item(s).

FISCAL IMPACT

Martin Eagle Oil Company was again awarded to be the supplier for all motor fuels for the state of Texas only by National IPA and the City of Fort Worth. Prices will be based on the overall low proposal of the Dallas Metro Texas Oil Price Information Service Rack Average Petrostate net price sent at 10:00 a.m. Eastern time for the date the fuel is delivered.

The FY2015 budgeted amount for fuel is \$430,000 which includes both gasoline and diesel fuel. The City purchased 87,285 gallons of unleaded gasoline last fiscal year and 35,705 gallons of diesel fuel for a total cost of \$369,453.

RECOMMENDATION

Staff recommends that the City Council authorize the purchase of unleaded gasoline and diesel fuel based on the National IPA's contract with Martin Eagle Oil Company.

In addition, Staff recommends the City Manager be expressly authorized to execute any and all change orders within the amounts set by state and local law.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HALTOM CITY:

That the above stated staff recommendations are hereby approved and authorized.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Haltom City, Texas this 12th day of January, 2015 at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 *et seq.*

APPROVED

Richard Hutchison, Mayor

ATTEST:

Art Camacho, City Secretary

APPROVED AS TO FORM:

Wayne Olson, City Attorney

CITY COUNCIL MEMORANDUM

City Council Meeting: January 12, 2015

Department: Planning & Community Development

Subject: Ordinance No. O-2014-037-15
Final Reading (Z-009-14)
Zapri Plaza

BACKGROUND

On December 22, 2014, the City Council approved Z-009-14 by a vote of 6-0-0.

Consider on final reading the application of Michael Forbes, on behalf of Zapri Properties, LLC, for approval of a Zoning Change request from “C-1” Commercial and “C-3” Commercial to “PD” Planned Development for all “C-3” uses plus a household laundry service facility located on Lots 11-16 of the J. N. Harris Addition, being 0.78 acres of land located northwest of East Belknap Street (SH 377) and east of Harris Lane, locally known as 2104, 2108, and 2112 Harris Lane.

FISCAL IMPACT

None.

RECOMMENDATION

On December 9, 2014, the Planning and Zoning Commission recommended approval of Z-009-14 by a vote of 5-0-0.

The City’s Comprehensive Land Use Plan (CLUP) designates the subject site as Corridor District, which the City established as part of the Belknap Corridor Plan to build on the City’s commerce including retail and office that may also include residential uses above. The proposed zoning change is consistent with the uses suggested by the CLUP.

ATTACHMENTS

Provided in the City Council packet of December 22, 2014

CITY COUNCIL MEMORANDUM

City Council Meeting: January 12, 2015

Department: Administration

Subject: Resolution No. R-2015-002-11 –
Renaming McLean Road to Glenview Drive

BACKGROUND

The McLean Road Reconstruction Project is nearing completion.

McLean Road and Glenview Drive are essentially the same thoroughfare. The names change at Haltom Road with the section of the road between Beach and Haltom Rd. being called McLean and the balance of the thoroughfare as it goes east to the mid-cities areas being called Glenview.

The City Council has expressed an interest in changing the name of McLean Road to Glenview Drive to be more consistent with the rest of the thoroughfare. A letter was sent to all affected property owners notifying them of the possible name change and inviting them to attend the City Council. The letter also encouraged the property owners to contact the City Manager's office if they had any thoughts or concerns on the possible name change. No calls, letters or emails were received.

Resolution No. R-2015-002-11 is attached for consideration.

FISCAL IMPACT

None.

RECOMMENDATION

Staff recommends the City Council pass Resolution No. R-2015-002-11 formally renaming McLean Road (4000-5000 blocks) to Glenview Drive.

ATTACHMENTS

Resolution No. R-2015-002-11
Exhibit Map

RESOLUTION NO. R-2015-002-11

A RESOLUTION APPROVING CHANGING THE NAME OF MCLEAN ROAD IN THE CITY OF HALTOM CITY, TEXAS TO GLENVIEW DRIVE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, McLean Road is a public street within the city limits of the City of Haltom City; and

WHEREAS, the City Council of the City of Haltom City deems it necessary and in the best interests of the public to rename McLean Road to Glenview Drive.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HALTOM CITY, TEXAS:

SECTION 1.

That McLean Road within the city limits of the City of Haltom City extending from the 4000 block through the 5000 block, is hereby renamed as Glenview Drive.

SECTION 2.

The Director of Public Works is hereby directed to erect appropriate signage to reflect the street name change herein approved.

SECTION 3.

This resolution shall be in full force and effect from and after its passage and it is so resolved.

PASSED AND APPROVED ON THIS THE 12th DAY OF JANUARY, 2015.

Richard Hutchison, Mayor

ATTEST:

Art Camacho, City Secretary

APPROVED AS TO FORM:

Wayne Olson, City Attorney



MCLEAN

GLENVIEW

BEACH

HALTOM

DENTON

CITY COUNCIL MEMORANDUM

City Council Meeting: January 12, 2015
Department: City Secretary
Subject: Boards and Commissions
Resignation of Members

BACKGROUND

The City Council will consider action regarding the resignations from Boards and Commissions.

FISCAL IMPACT

None

RECOMMENDATION

None

ATTACHMENT

None

CITY COUNCIL MEMORANDUM

City Council Meeting: January 12, 2015
Department: City Secretary
Subject: Boards and Commissions
Appointments/Reappointments

BACKGROUND

The City Council will consider action regarding the appointment/reappointment of board and commission members.

FISCAL IMPACT

None.

RECOMMENDATION

None.

ATTACHMENTS

Appointment applications: Willis O'Dell, Anthony Bennett, and David Wood.

Vacancies:

Planning and Zoning Commission (Places 5)
Zoning Board of Adjustment (Place 4)

Reappointments:

Beautification (Place 3)
CCPD/Redlight Camera (Places 3 and 5)