

**MINUTES
HALTOM CITY COUNCIL MEETING
CITY HALL, 5024 BROADWAY AVENUE
June 27, 2016**

A Regular Meeting was held by the City Council of the City of Haltom City, Texas, on June 27, 2016, at 7:00 p.m. at City Hall, 5024 Broadway Avenue, Haltom City, Texas, with the following members present:

Mayor David Averitt	Council Place 2 Walter Grow
Council Place 3 Scott Garrett	Council Place 4 Trae Fowler
Council Place 6 Stephanie Davenport	Council Place 7 Dr. An Truong

Mayor Pro Tem Bob Watkins and Council Place 1 Jeannine Nunn were absent.

Staff Present: Keith Lane, City Manager; Chuck Barnett, Assistant City Manager; Rex Phelps, Assistant City Manager, Wayne Olson, City Attorney; Art Camacho, City Secretary; Justin French, Planning and Community Development Director; Jennifer Fung, Finance Director; Tom Ice, City Engineer, and Janet Carver, Purchasing Agent.

WORKSESSION

CALL TO ORDER

Mayor David Averitt called the Worksession to order at 6:00 p.m. The City Council engaged in a rehearsal of the new mic and voting system. Mayor Averitt called for an Executive Session at 6:17 p.m.

EXECUTIVE SESSION

Chapter 551 of the Texas Government Code

As authorized by Section 551.071, 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, project schedule/construction contract with Tiseo Paving, dissolution/restructuring of the Haltom City Economic Development Corporation, and pending litigation and settlement offers for the following cases:

- Donald Anthony Hains v. City of Haltom City
- Flynn v. Haltom City EDC
- Progressive County Mutual Ins. Co. v. City of Haltom City
- James H. Watson v. City of Haltom City
- Louis Engler v. City of Haltom City, et al
- EEOC Charge No. 450-2015-01583

Section 551.072 – Deliberations about Real Property

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

REGULAR MEETING

CALL TO ORDER

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

INVOCATION/PLEDGE OF ALLEGIANCE

Council Member Dr. An Truong introduced Pastor Michael Snook, of the Vietnamese Christian Community Church, who gave the Invocation and Council Member Truong led the Pledge of Allegiance and the Texas Flag Pledge.

ANNOUNCEMENTS AND EVENTS

Council Member Stephanie Davenport announced the following:

Summer Reading Program Kick-off is underway and the Perot Museum of Nature & Science is bringing their Tech Truck with events 5 days a week during the months of June & July.

Family Movie Night will be Monday, July 11th at 6:30 p.m. featuring the movie "Norm of the North."

Story Times are continuing on Thursdays, 11 – 11:45 a.m. for ages 3 & older. The first Thursday of each month also features a puppet show. Story Times are also held on Fridays, from 10:30 – 11:15 a.m., for ages 2 & younger.

Super Science Saturdays are held on the first Saturday of each month. The theme is Lenses, Prisms & Optics, with the class being held on Saturday, July 2nd, 9:00 – 10:30 a.m. It is for ages 6 – 12 and is free with no registration required.

Bi-lingual Story Time will be held every Wednesday from 10:30 – 11 a.m., ending August 31st. It includes songs and stories in Spanish and English, and a craft.

Peer to Peer Veterans Support Meetings will be held on the 2nd and 4th Mondays of each month.

Coloring and Cookies for Grownups is held every first Friday of the month until September 2nd from 6:30 – 8:00 pm; materials are provided or you can bring your own.

Ladies' Night Out annual night of fun is August 13th and there is an Early Bird Special, buy your ticket at the discounted price of \$39 before June 18th and be placed in a drawing for a diamond necklace. After June 18th the ticket price goes up to \$45 and the eligibility for the necklace ends. Citizens may call the Library at 817.222.7787 or visit the website at www.haltomcitytx.com.

Announcements and Events from Community Projects

Back to School Health Fair - The City of Haltom City, Birdville Independent School District, Birdville Council of PTAs, and numerous community partners have joined together to host our annual "Back to School Health Fair" for all Haltom City elementary and middle school students. The goal is to supply up to 5,000 students with a new backpack and school supplies. It will be held Saturday, July 30th, from 9:00 a.m. to 1:00 p.m. at the Haltom High School and will be a great start to the new school year with free dental and vision screenings, family photos, vendors, and more. Backpacks and school supplies will be handed out at the fair this year to Haltom City elementary and middle school students, while supplies last. Citizen support is needed in order to provide all Haltom City students with the school supplies they need. In addition to the Haltom City Back to School Health Fair, there is another free school supply event available to all Haltom City students and families. The Tarrant County Back_to School Roundup is Wednesday, August 10th, 8:00 a.m. – 2:00 p.m. at Will Rogers Memorial Center. You must pre-register, which you can do at the Haltom City Public Library on Saturday, July 23rd from 9:00 a.m. – 12:00 p.m. or the Back to School Health Fair on Saturday, July 30th from 9:00 a.m. – 1:00 p.m.. This event is open to Pre-K through 12th grade. For sponsorship information, please email cp Pruitt@haltomcitytx.com or call the Recreation Center at 817-831-6464.

Thanks to Rick Edgett, who represented the Beautification Board at the Keep Texas Beautiful Conference last week in Sugarland, Texas.

Family 4th - Come celebrate our country's most patriotic holiday on Monday, July 4th, at the annual Northeast Tarrant Family 4th Celebration and Fireworks Show beginning at 5pm. A free concert by Derek Anthony from 8:00 - 9:00 p.m. as well as food, fun and entertainment for the whole family near Old Birdville Stadium. Starting at 9:30 p.m., enjoy the best area fireworks show with plenty of dazzling and stunning pyrotechnics. This free event is made possible thanks to the support of The Cities of Haltom City, North Richland

Hills, Richland Hills, and Watauga, as well as the event title sponsors: Five Star Ford and North Hills Hospital. The Family 4th event is in need of volunteers. Shifts are 2 hours long and you will receive a free event T-shirt, VIP parking, and access to the air-conditioned hospitality suite. Please see the city website for more information and to access the volunteer form.

Office Closing – Haltom City Hall will be closed Monday, July 4th, but will reopen on Tuesday, July 5th.

AT&T - AT&T has begun the construction process for the deployment of their new AT&T GigaPowerSM service in some areas of Haltom City. This work is ongoing and will continue throughout Haltom City until early next year/spring. Once this new AT&T service is operational, it will provide data transfer rates as fast as fiber optic. The AT&T approved contractors placing the fiber will follow all city ordinances. AT&T is committed to restoring areas disturbed during the construction process, which is the general business practice across the company. The AT&T approved contractors and AT&T management team will work with the impacted residences during the course of this process. AT&T knows the construction process of any kind (water, sewer, power, cable, etc.) has the potential to be disruptive. AT&T's objective is to minimize the disruption while deploying upgraded AT&T fiber facilities for the AT&T GigaPowerSM services. If residents have any questions or concerns please call or email AT&T via the following contact information; someone from AT&T's GigaPower Management Team will respond within 24 to 48 business hours.

GigaPower Resident Hotline: Phone #: 817 466-8515; Email: g43578@att.com

REPORTS

1. **Monthly Financial Report for April/May 2016** – Review of the preliminary monthly Financial Report for the months ending April 30, 2016 and May 31, 2016. (**J. Fung**) Finance Director Jennifer Fung presented the monthly finance reports for April and May 2016. A discussion was held regarding the property tax budget and the general fund revenues variance. No action was taken.

CONSENT AGENDA

The Consent Agenda was reviewed and Agenda Item # 5 – Vehicle and Equipment Purchases – and Agenda Item # 6 – Mowing Bid Award – were moved from the Consent Agenda to the Regular Agenda.

2. **Minutes** – Consideration and/or action regarding approval of the Minutes of the meeting of June 13, 2016. (**A. Camacho**)
3. **Ordinance No. O-2016-019-03** –Consideration and/ or action regarding the amendment to the Hotel Occupancy Tax. – **2nd Reading (J. Fung)**
4. **Ordinance No. O-2016-011-15** – Consideration and/or action regarding approval of amending Ordinance No. O-2002-032-15, the Zoning Ordinance of the City of Haltom City, Texas, by defining community home, community welfare shelter, and other zoning definitions; revising the definition of family, boarding house, and other zoning definitions; adopting regulations for community homes; providing for the classification of community home, community welfare shelter, and boarding house uses in certain zoning districts; providing clarification of land uses and land use classifications in certain zoning districts; and providing locational restrictions for community homes and providing clarification of related parking requirements.– **2nd Reading (J. French)**
7. **Newspaper Bid Award** – Consideration and/or action to award Bid No. B2016-021-001 to the Fort Worth Star Telegram as the City's Official Newspaper. (**J. Carver**)

Council Member Truong moved, seconded by Council Member Davenport, to approve the Consent Agenda of Agenda Items 2, 3, 4, and 7. **The vote was unanimous. Motion carried.**

REGULAR AGENDA

5. **Vehicle and Equipment Purchases** – Consideration and/or action to approve the purchase of two (2) vehicles and three (3) equipment items through Buyboard and HGAC. **(J. Carver)** Purchasing Agent Janet Carver presented the agenda item and a discussion was held regarding the change in purchasing equipment items rather than vehicles and the amount saved. Council Member Trae Fowler moved, seconded by Council Member Walter Grow, to approve the vehicle and equipment purchases stated in the prior budget. **The vote was unanimous. Motion carried.**
6. **Mowing Bid Award** – Consideration and/or action to approve awarding Bid No. B2016-321-001 for mowing lots, medians, and right-of-ways to TLC Landscapes as the primary contractor and Jonpaul Brown as the secondary contractor. **(J. Carver)** Purchasing Agent Janet Carver presented the agenda item and a discussion was held regarding the large difference in the mowing bids. Council Member Garrett moved, seconded by Council Member Truong, to approve Bid No. B2016-321-001 for mowing lots, medians, and right-of-ways to TLC Landscapes, with JonPaul Brown as the backup mowing contractor. **The vote was unanimous. Motion carried.**
8. **BISD Replat (P-006-16)** – Consideration and/or action regarding approval on the application of Christian Schnitger with Schrickel, Rollins, & Associates, Inc. on behalf of Birdville Independent School District for approval of a replat creating Lot 1, Block 1 of the Birdville Elementary School Addition from Block 12 of the Original Town of Birdville Addition, Lot 1, Block 1 of the Boaz Brooks Addition, and Tracts 2P1 and 2P4 of the William Norris Survey, A-1166, located in the “CF” Community Facility District and the “D” Duplex District, containing approximately 9.869 acres, and locally known as 5900 Walker Street, 3104 and 3126 Bewley Street, and 5933 E. Belknap Street. **(J. French)** Planning and Community Development Justin French presented the replat that included plans for demolition of the current existing elementary school and the applicant’s request to pay \$2,400 to the Safe Pathways Fund. Council Member Grow moved, seconded by Council Member Truong, to approve Replat (P-006-16) Birdville Elementary Replat, Lot 1, Block 1. A discussion was held regarding whether the motion would include the applicant’s request to pay the Safe Pathways Fund. Council Member Grow amended his motion to include the applicant’s request to pay \$2,400 to the Safe Pathways Fund. Council Member Truong seconded the amended motion. A discussion was held regarding the P&Z Commission’s refusal to accept the payment and the cost of the sidewalk reconstruction upgrade to ADA standards. Mayor Averitt was legally advised to open a Public Hearing at 7:38 p.m. Victor Baxter, of Schrickel, Rollins, and Associates, stated the sidewalk is on the northern side of the property which will not have future considerable foot traffic and would not prove to be practical. City Engineer Tom Ice commented on the projected expense and specifics of reconstructing and maintaining a sidewalk with ADA standards. No other citizen came forward. Mayor Averitt closed the Public Hearing at 7:50 p.m. Council Member Grow withdrew his motion and Council Member Truong withdrew his second. Council Member Fowler moved, seconded by Council Member Truong, to approve replat (P-006-16) as stated by the P&Z Commission (recommendation) to deny payment into the Safe Pathways Fund in lieu of the sidewalk improvement. **The vote was unanimous. Motion carried.**

Mayor Averitt announced that Agenda Item # 9 – Final Plat (P-002-16) would not be considered by the Council at this meeting.

10. **Ordinance No. O-2016-018-15 (CU-006-14)** – Conduct a public hearing and consider action on the application of Daron Hopkins for a Conditional Use Permit request with site plan approval, for storage of rock, stone or gravel uses located on Tracts 4E and 5A1 of the Green B. Stanley Survey, A-1379, being approximately 2.225 acres located south of Airport Freeway and east of Minnis Drive, locally known as 6500 Airport Freeway. **1st Reading (J. French)** Planning and Community Development Director Justin French presented the ordinance and a discussion was held regarding the replacement of the current fencing near the back of the property. Mayor Averitt opened the Public Hearing at 7:56 p.m. Ed Kelly, of Kelly Engineering, stated fencing would be replaced with black vinyl chain link and also provided additional construction and signage information. Mayor Averitt closed the Public Hearing at 8:02 p.m. Council Member Fowler moved, seconded by Council Member Truong, to approve Ordinance No. O-2016-018-15 (CU-006-14) with staff comments as stated with the addition that the six foot black iron clad chain link fence would continue all along the west property line along Minnis Drive and all of the State Hwy 121 north property line– first reading. **The vote was unanimous. Motion carried.**
11. **Ordinance No. O-2016-012-15 (CU-003-16)** – Conduct a public hearing and consider action on the application of Duong Huynh for a Conditional Use Permit request with site plan approval, for automobile and light truck repair shop located on Lot 6R of the E. R. Alexander Addition, being approximately 1.926 acres located south of McNutt Street and southeast of E. Belknap Street, locally known as 4100 McNutt Street. **1st Reading (J. French)** Planning and Community Development Director Justin French presented the ordinance and a discussion was held regarding the specific business use and the continuing of that specific business should there be an ownership change. In addition, a discussion on small business and local government assistance was held. Mayor Averitt opened the Public Hearing at 8:17 p.m. No citizen came forward. Mayor Averitt closed the Public Hearing at 8:18 p.m. Council Member Garrett moved, seconded by Council Member Truong, to approve Ordinance No. O-2016-012-15 (CU-003-16) with the stipulation that the Conditional Use Permit will expire upon change of ownership of property – first reading. **The vote was unanimous. Motion carried.**

VISITORS/CITIZEN FORUM

Citizen Paula Lindsey addressed the Council regarding excess water runoff into her driveway at 5708 Cedar Crest Drive caused by repaving work and inquired about the possibility of acquiring a street light on Maryview and Maryview Court Street.

BOARDS/COMMISSIONS

12. **Resignations of Board Members** – Consider approval of the resignations of Board/Commission Members. Brent Weast submitted his resignation from the Zoning Board of Adjustments. **The resignation was unanimously approved.**
13. **Appointment/Reappointment to Boards and Commissions** – Consider approval regarding appointments to Boards/Commissions. Council Member Garrett reappointed the following:
 1. Carol Williams reappointed to Place 3 of the Beautification Board.
 2. Eugene Barnard reappointed to Place 3 on the CCPD and Redlight Camera.
 3. Loretta Dubois reappointed to Place 3 on the Library Board**The appointments were approved unanimously.**

Council Member Davenport appointed/reappointed the following:

1. Debby Hardin appointed to Place 6 on the Zoning Board of Adjustments.
2. Bonnie Richards reappointed to Place 6 of the Library Board.
3. David McConnell reappointed to Place 6 of the Fire Services Board.
4. Juanita Adam reappointed to Place 6 of the Planning and Zoning Commission.
5. Layla Caraway reappointed to Place 6 of the CCPD and Red Light Camera.

The appointments were approved unanimously.

EXECUTIVE SESSION

There was no Executive Session.

ADJOURNMENT

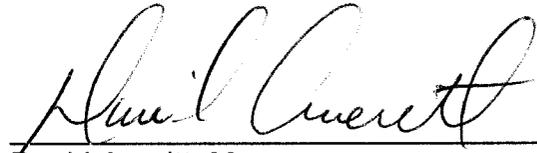
Mayor Averitt adjourned the meeting at 8:30 p.m.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:



Art Camacho, City Secretary



David Averitt, Mayor

