

**MINUTES**  
**HALTOM CITY COUNCIL SPECIAL MEETING**  
**CITY HALL, 5024 BROADWAY AVENUE**  
**August 29, 2016**

A Special Meeting by the City Council of the City of Haltom City, Texas, was held on August 29, 2016, at 7 p.m. at City Hall, 5024 Broadway Avenue, Haltom City, Texas, with the following members present:

Mayor David Averitt	Mayor Pro Tem Bob Watkins
Council Place 1 Jeannine Nunn	Council Place 2 Walter Grow
Council Place 3 Scott Garrett	Council Place 4 Trae Fowler
Council Place 6 Stephanie Davenport (via video conferencing)	
Council Place 7 Dr. An Truong	

Staff Present: Keith Lane, City Manager; Charles Barnett, Assistant City Manager; Rex Phelps, Assistant City Manager; Wayne Olson, City Attorney; Art Camacho, City Secretary; Jennifer Fung, Finance Director; and Greg Van Nieuwenhuize, Public Works Director.

**WORKSESSION**

**CALL TO ORDER**

Mayor Averitt called the Worksession to order at 6:05 p.m. City Manager Keith Lane announced there will be a Budget Workshop tomorrow, August 30<sup>th</sup>, at the Central Fire Station. Public Works Director Greg Van Nieuwenhuize presented updates on several traffic area projects that will be discussed at the Workshop and also received a commendation from local citizens. Mayor Averitt called for an Executive Session at 6:12 p.m.

**EXECUTIVE SESSION**

The Council went into Executive Session at 8:52 p.m. regarding the following:

**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

**Section 551.072 – Deliberations about Real Property**

Deliberation regarding the purchase, exchange, lease or value of real property.

Mayor Averitt closed the Executive Session at 6:37 p.m.

**REGULAR MEETING**

**CALL TO ORDER**

Mayor Averitt called the meeting to order at 7:02 p.m.

## INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Averitt gave the Invocation and led the Pledge of Allegiance and the Texas Flag Pledge.

## ANNOUNCEMENTS

City Secretary Art Camacho announced Progressive Waste will be temporarily closing their Transfer Station for repair work on Saturday, September 10<sup>th</sup> and will reopen for normal business hours on Monday, September 12<sup>th</sup>.

Firefighter Derek Wood announced free Adult Fire Department Operations and Safety Classes will be starting on Tuesday, September 6<sup>th</sup> from 7 – 9 p.m. at the Central Fire Station.

## REGULAR AGENDA

1. **Minutes** – Consideration and/or action regarding approval of the Minutes for the August 22, 2016 meeting. Council Member Dr. An Truong moved, seconded by Council Member Scott Garrett, to approve the Minutes of August 22, 2016. ***The vote was unanimous. Motion carried.***
2. **Proposed FY2017 Budget** – Conduct a public hearing and consideration and/or action regarding approval of Ordinance No. O-2016-022-03 adopting the proposed FY2017 budget. ***1<sup>st</sup> Reading.*** Finance Director Jennifer Fung presented the ordinance and a discussion was held regarding the budget tax rate. Mayor Averitt opened the Public Hearing at 7:30 p.m. Citizen Bill Hatley requested the current tax rate of \$0.69999 per \$100 remain intact because of the increase in property values. No other citizen came forward. Mayor Averitt closed the Public Hearing at 7:32 p.m. Council Member Fowler moved, seconded by Council Member Truong, to approve Ordinance No. O-2016-022-03 adopting the proposed FY2017 budget – first reading – with the understanding that changes can be made before the second reading. ***The vote was unanimous. Motion carried.***
3. **Proposed FY2017 Tax Rate** – Conduct a public hearing (second) and consideration and/or action regarding approval of Ordinance No. O-2016-023-03 adopting the FY2017 Proposed Tax Rate. ***1<sup>st</sup> Reading.*** Finance Director Jennifer Fung presented the ordinance, tax rate data, and tax funding. A discussion was held regarding the \$0.7300/\$100 proposed rate, the increase in property values, and the effect of maintaining the \$0.69999 rate. Mayor Averitt opened the Public Hearing at 7:35 p.m. No citizen came forward. Mayor Averitt closed the Public Hearing at 7:36 p.m. Council Member Fowler moved, seconded by Council Member Garrett, to approve Ordinance No. O-2016-023-03 – maintaining the tax rate of \$0.6999 – first reading. ***The vote was unanimous. Motion carried.***
4. **Audit Committee Appointments** – Consideration and/or action regarding nominating and appointing members to the Audit Committee. Council Member Fowler nominated Council Members Nunn, Grow, and Garrett to the Audit Committee, with Council Member Truong as an Alternate. ***The vote was unanimous. Motion carried.***
5. **T-Mobile Fifth Amendment Tower Lease** – Consideration and/or action regarding approval to authorize the City Manager to execute a new lease amendment to the original agreement with T-Mobile on the 820 Water Tower. Assistant City Manager Rex Phelps presented the agenda item, which included an increase of approximately \$600 per month. Council Member Garrett moved,

seconded by Council Member Grow, to approve the lease amendment to the agreement with T-Mobile. **Mayor Pro Tem Watkins and Council Members Nunn, Grow, Garrett, Davenport and Truong voted aye. Council Member Fowler abstained. Motion carried.**

**EXECUTIVE SESSION**

There was no Executive Session.

**ADJOURNMENT**

Mayor Averitt adjourned the meeting at 7:48 p.m.

RESPECTFULLY SUBMITTED BY:

APPROVED BY:

*Art Camacho*

*David Averitt*

Art Camacho, City Secretary

David Averitt, Mayor

