

**MINUTES OF A REGULAR MEETING
OF THE
EULESS CITY COUNCIL
TUESDAY, NOVEMBER 10, 2009**

CALL TO ORDER

A regular meeting of the Euless City Council was called to order by Mayor Mary Lib Saleh at 4:05 p.m. on Tuesday, November 10, 2009, in the Precouncil Conference Room of City Hall, 201 North Ector Drive. Those present included: Mayor Mary Lib Saleh, Mayor Pro Tem Tim Stinneford, Council Members Leon Hogg, Linda Martin, Donna Mickan, and Perry Bynum. Council Member Glenn Porterfield was absent due to illness.

During the Precouncil meeting:

- Mayor Mary Lib Saleh expressed her appreciation to those who attended the Hurst-Euless-Bedford Independent School District's Hall of Fame Awards dinner in support of her selection as the Distinguished Community Leader. Additionally, she announced that she attended the Northeast Leadership Forum's 13th Annual Heart of North Texas Business Conference held at the Tarrant County College Northeast Campus. She also announced that the environmental assessment has been completed on State Highway 183 from Interstate Highway 820 to State Highway 161, and that Commissioner Gary Fickes is hosting a transportation summit at the Grapevine Convention Center on February 17, 2010, to discuss and review major transportation issues and solutions for improving mobility and reducing congestion in the Northeast Tarrant Council and the affect it will have on cities over the next five to ten years.
- Council Member Perry Bynum reported on the results of the canned food drive competition at the Trinity Trojans versus L.D. Bell high school football game. The competition netted approximately 4,700 cans, and a \$1,000.00 scholarship was awarded to L.D. Bell High School.
- City Secretary Susan Crim reviewed the calendar of future city activities and events.
- City Manager Gary McKamie announced that the North Texas Tollway Authority will host a meeting at the Euless City Hall on November 18, 2009, at 9:00 a.m., with an estimated attendance of 100.
- City Manager McKamie announced that the Tarrant County Housing and Finance Corporation awarded a grant to Six Stones in the amount of \$25,000.00 in support of the Euless Revitalization program.
- City Manager McKamie reported on the unauthorized tree trimming at 441 West Airport Freeway. A total of 18 trees were destroyed. Mr. McKamie advised the City Council that

city staff is working with the City Attorney and will pursue legal action against the property owner.

- Public Works Director Ron Young provided the animal control update. Mr. Young reported on the number of animals returned to owners and the number adopted out, as well as the reported number of animal bites, calls for service, citations issued, and the number of animals housed at the shelter during fiscal year 2009. Mr. Young added that the shelter is staffed Monday through Friday from 8:00 a.m. to 6:00 p.m. and staff is on call 24-hours a day, seven days a week.
- Public Works Director Ron Young addressed the City Council regarding a requested Municipal Setting Designation (MSD) for property located at 2131 North Collins, Arlington, Texas. Mr. Young added that the city has a water well within a five-mile radius of the property, and that staff is of the opinion that the shallow ground water at the proposed MSD site, coupled with the proximity to the Trinity River will not pose a risk to the quality of the city's well water. An item will be included on the next agenda for the Council's consideration.

Richard S. Record, Dallas Operations Manager with Cirrus Associates, L.L.C., and representing the applicant was present and addressed questions from the City Council regarding the request for support of the MSD.

- Fire Chief Robert Isbell advised that during Fire Prevention Month in October, the Fire Department highlights activities that prevent fires and injuries.

Division Chief/Operations Dale Skinner, aka "Snuffy" the clown, addressed the City Council regarding the effectiveness of the fire and injury prevention measures. Mr. Skinner stated that the Safety Troop was formed in 2003 and has had success in reaching a diverse population through school presentations. The program, a clown based act, has assisted in overcoming language barriers, improved retention rates of safety messages, and during fire prevention week in 2009, the troop performed fifteen shows in eight venues to over 4,000 children. With the addition of "Sprinkles" the clown, two new components have been added to the program related to stranger danger and firearm safety.

- Director of Parks and Community Services Ray McDonald advised that the 16th annual *Parade of Lights* will be held on Saturday, December 5, 2009, and asked for responses from the City Council as to their participation.
- Director of Public Works Ron Young addressed the City Council regarding the proposed undergrounding of utilities along Baze Road and Ash Lane. Staff has requested information from Oncor regarding the project, including options, cost, and impact to the surrounding properties.

City Manager McKamie added that with the passage of recent legislation, Oncor is required to underground utilities; however, they are permitted to recoup the cost through an increase to consumers. Additionally, the undergrounding of the utilities may require the acquisition of additional right-of-way. Mr. McKamie also suggested that, if funding is available, staff would like to consider the possibility of uniform fencing along Ash Lane.

- Director of Finance Vicki Rodriguez reported that the September sales tax revenues were down 17.9 percent and the car rental tax was down by 7 percent when compared to September 2008.
- City Manager McKamie reviewed the Regular Agenda Items.

CLOSED SESSION

The City Council convened into closed session at 6:15 p.m. for deliberation regarding contemplated litigation related to amortization as authorized by Section 551.071 of the Texas Government Code; and deliberation regarding Timberline Estates Block, 4, Lot 1 and North Part of Lot 2 as authorized by Section 551.072 of the Texas Government Code. The City Council reconvened into open session at 6:50 p.m.

COUNCIL CONSIDERATION OF SCHEDULED ITEMS – COUNCIL CHAMBERS

The Euless City Council continued their meeting in the Council Chambers at 7:00 p.m. for the consideration of scheduled items.

STAFF MEMBERS PRESENT

City Manager Gary McKamie
Deputy City Manager Loretta Getchell
City Attorney Bob McFarland
City Secretary Susan Crim
Deputy City Secretary Kim Sutter
Planning and Development Director Chris Barker
Police Chief Mike Brown
Director of Economic Development and Administrative Services Mike Collins
Fire Chief Robert Isbell
Director of Parks and Community Services Ray McDonald
Director of Finance Vicki Rodriguez
Director of Public Works Ron Young
Assistant Police Chief Bob Freeman
Assistant Police Chief Harland Westmoreland
Library Administrator Kate Lyon
Human Resources/Risk Administrator Carolyn Marshall
Fleet and Facilities Administrator Kyle McAdams
Information Services Administrator Dan McLain
Public Works Manager J.T. Ackerman
Purchasing Manager Mike Lowry
Division Chief/EMS Coordinator Jeff Morris
City Engineer Robert Barker
Police Officer David M. Chaney
Police Lieutenant Steve Eskew
Public Service Officer Alisha Johnson
Public Works Field Tech I Hal Sinclair
Computer Services Specialist Brett Bennett
Senior Planner Stephen Cook

VISITORS

Amanda Chaney
Mitchell Chaney
Mark Compton
Iris Elliott

Casey Johnson
Jerrie Keller
Darrel Knobloch
Billy Owens

Susan Rogers
Carroll "Scotty" Scott
Teresa Sinclair
Jake Thomasson

INVOCATION

Director of Finance Vicki Rodriguez gave the invocation.

PLEDGE OF ALLEGIANCE

Council Member Leon Hogg led the Pledge of Allegiance.

ITEM NO. 1. PRESENTATION OF EMPLOYEE SERVICE PINS

Director of Public Works Ron Young introduced Hal Sinclair, Field Tech I, Public Works. Mr. Sinclair was accompanied by his sister, Teresa Sinclair, and has completed five years of service with the city.

Police Chief Mike Brown introduced Alisha Johnson, Public Service Officer, Police Department. Her husband, Casey Johnson, and Assistant Police Chiefs Bob Freeman and Harland Westmoreland accompanied Alisha. Public Service Officer Johnson has completed 10 years of service with the city.

Police Chief Brown introduced David M. Chaney, Police Officer, Police Department. David was accompanied by his wife, Amanda, and son, Mitchell, and Assistant Police Chiefs Bob Freeman and Harland Westmoreland. Officer Chaney has completed fifteen years of service with the city.

Mayor Saleh presented each individual with a city of Euless service pin.

CONSENT AGENDA (items 2 through 7)

Council Member Martin motioned to approve Consent Agenda Items numbered 2 through 7.

Mayor Pro Tem Stinneford seconded the motion.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 2. AUTHORIZED EXTENSION OF GROUP TERM LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT, LONG TERM DISABILITY, AND OPTIONAL LIFE INSURANCE PRODUCTS

Authorized an extension of the group term life, accidental death and dismemberment, long-term disability, and optional life insurance products from Standard Insurance Company through the Public Employee Benefit Alliance (PEBA).

ITEM NO. 3. AUTHORIZED CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT

Authorized City Manager to execute an interlocal agreement with Parker County for goods and services.

ITEM NO. 4. RENEWED BID NO. 001-08

Renewed bid with Workforce 2000, Bedford, Texas, for professional employee leasing at Texas Star Golf Course, Conference Centre and Raven's Grille.

The total estimated expenditure is \$194,457.00.

ITEM NO. 5. AUTHORIZED PURCHASE OF LIBRARY MATERIALS

Authorized the purchase of library materials through the State of Texas Co-Op Program.

ITEM NO. 6. AUTHORIZED THE PURCHASE OF A VAN AND SEWER CAMERA INSPECTION SYSTEM

Authorized the purchase of a Ford E350 one ton cargo van from Chastang's Bayou City Ford, Houston, Texas, and a vehicle mounted sewer camera inspection system from Aries Industries, Waukesha, Wisconsin, through the Houston-Galveston Area Cooperative (HGAC) Purchasing Program.

The total estimated expenditure is \$115,010.00.

ITEM NO. 7. APPROVED CITY COUNCIL MINUTES

Approved the minutes of the regular City Council Meeting of October 27, 2009.

REGULAR AGENDA

ITEM NO. 8. AUTHORIZED THE MAYOR TO NEGOTIATE AND EXECUTE CONVEYANCE DOCUMENTS

Council Member Mickan motioned to authorize the Mayor to negotiate and execute conveyance documents for the purchase of property located at Timberline Estates, Block 4, Lot 1 and North Part of Lot 2, 2103 Marlene Drive.

Council Member Hogg seconded the motion.

Council Member Martin explained that the city is purchasing the property to address a drainage issue in the area.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 9. AUTHORIZED THE CITY MANAGER TO EXECUTE AN ENGINEERING DESIGN CONTRACT

Council Member Bynum motioned to authorize the City Manager to execute an engineering design contract with Freese and Nichols, Inc. for the design of Ash Lane from Aransas Drive to Main Street, including the removal of the existing two-lane roadway, and the installation of curbs, gutters, sidewalks, and underground storm drainage system.

Mayor Pro Tem Stinneford seconded the motion.

The contract amount is not to exceed \$132,200.00.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 10. AUTHORIZED THE CITY MANAGER TO EXECUTE AN ENGINEERING DESIGN CONTRACT

Council Member Hogg motioned to authorize the City Manager to execute an engineering design contract with Neel-Schaffer, Inc. for the design of Baze Road from Priest Lane to Glade Road, including removal of two-lane roadway, and the installation of curbs, gutters, sidewalks, and underground storm drainage system.

Council Member Mickan seconded the motion.

The contract amount is not to exceed \$128,600.00.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 11. AUTHORIZED MAYOR TO EXECUTE A PIPELINE RIGHT OF WAY AND EASEMENT AGREEMENT

Council Member Bynum motioned to authorize the Mayor to execute a pipeline right-of-way and easement agreement (Reference No. 09-14-CC) with Barnett Gathering, L.P. on a city-

owned 10.4 acre tract of land located on a portion of the Kitty House Survey, Abstract 678, Fort Worth, Texas, Tarrant County, and adjacent to the Texas Star Golf Course, west of hole number 15, and rescinding previous authorization granted pursuant to Reference No. 09-13-CC at the request of Barnett Gathering, L.P.

Mayor Pro Tem Stinneford seconded the motion.

City Manager McKamie explained that this item was approved by the City Council at the October 27, 2009, meeting; however, following approval, Barnett Gathering requested a slight change in the alignment of the easement.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 12. APPROVED RESOLUTION NO. 09-1322

Council Member Hogg motioned to approve Resolution No. 09-1322, casting twelve votes for Tommy Brown and twelve votes for John Fegan to serve as Directors on the Tarrant County Appraisal District Board of Directors for a two-year period beginning January 1, 2010.

Council Member Mickan seconded the motion.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 13. PUBLIC COMMENTS

No public comments.

ITEM NO. 14. REPORTS

Director of Parks and Community Services Ray McDonald presented the recreation report, including membership, special events, senior activities, aquatics, facility rentals and athletics teams.

Council Member Bynum inquired of any outstanding needs of the master plan that have not been met.

Director of Parks and Community Services McDonald responded that the top need in each category (indoor, outdoor, and trails) is being addressed with the completion of the new

senior center, the outdoor family aquatic center, and the submission of a grant application for trails.

Council Member Bynum commended Ray and his staff for the management of the parks program and facilities.

CITY ATTORNEY

City Attorney Bob McFarland announced that, with the release of the ruling related to hotel/motel tax litigation, the city has no pending litigation items.

CITY MANAGER

City Manager McKamie commended Parks and Community Services Director McDonald for his report, as well as Parks and Community Services Recreation Superintendent Michael Davenport for his outstanding efforts. Mr. McKamie added that the Parks and Community Services department has experienced some of the largest budget cuts in the past few months and has worked diligently to maintain service levels.

CITY COUNCIL

Mayor Pro Tem Stinneford recognized Mayor Mary Lib Saleh as an inductee into the Hurst-Euless-Bedford Independent School District Education Foundation Hall of Fame as a Distinguished Community Leader.

Mayor Saleh received a standing ovation from those in attendance.

ITEM NO 15. ADJOURN

Mayor Saleh adjourned the meeting at 7:32 p.m.

APPROVED:

ATTEST:

Mary Lib Saleh
Mayor

Susan Crim, TRMC
City Secretary