

**MINUTES OF A REGULAR MEETING  
OF THE  
EULESS CITY COUNCIL  
TUESDAY, JANUARY 26, 2010**

A regular meeting of the Euless City Council was called to order by Mayor Mary Lib Saleh at 4:00 p.m. on Tuesday, January 26, 2010, 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, Glenn Porterfield, and Perry Bynum.

The City Council convened into closed session at 4:00 p.m. for deliberation regarding litigation related to Merced vs. City of Euless as authorized by Section 551.071 of the Texas Government Code. The City Council reconvened into open session at 4:40 p.m.

During the Precouncil meeting:

- Mayor Mary Lib Saleh advised that she recently attended the 78<sup>th</sup> annual meeting of the United States Conference of Mayors held in Washington, D.C., and had an opportunity to hear from Cabinet members, as well as President Barack Obama, Vice President Joe Biden, and First Lady Michelle Obama.
- Mayor Pro Tem Tim Stinneford reported that he recently visited family in the northeastern part of the United States and it made him realize how much better things are in Texas. As an example, their fire departments are all volunteer and response times are much greater than what we experience here.
- Council Member Perry Bynum reported that he recently assisted with the first round of grant scoring for the Urban Area Security Initiative and the City of Euless had a good presentation. Councilman Bynum also stated that he serves as Vice Chair of the Emergency Preparedness Planning Council and they are working to increase funding for the State Homeland Security Program.
- Council Member Donna Mickan stated that she attended a ribbon cutting celebrating the opening of a 2010 Census office in Grapevine.
- City Manager Gary McKamie emphasized the importance of a complete count for the 2010 Census.
- Planning and Development Director Chris Barker reviewed the current residential and commercial growth and development activity. He noted that the number of permits issued for new residential construction has exceeded the number of permits issued in the same time period in Fiscal Year 2008.
- Director of Economic Development and Administrative Services Mike Collins addressed the City Council regarding the Comprehensive Economic Development Program and the proposed guidelines and criteria to be utilized as economic development incentives. He added that a Resolution, adopting the guidelines and criteria, will be presented to the City Council for consideration at an upcoming meeting.

Discussion ensued regarding efforts to attract and retain small businesses.

- Brad Jay, Audit Partner with Weaver (formerly Weaver and Tidwell, L.L.P.), presented the results of the Comprehensive Annual Financial Report to the City Council, and stated that the report indicates a healthy financial position for the city. He added that the opinion was once again unqualified, which is the highest level of assurance they can provide.
- Finance Director Vicki Rodriguez presented a summary of the financial activity for the first quarter of Fiscal Year 2010, including the review of revenues and expenditures by fund type. She added that the total general fund revenues were up \$353,951, when compared to Fiscal Year 2009, and that general fund expenditures are in line with the budget.
- City Manager McKamie reviewed the Regular Agenda items.

**CLOSED SESSION**

The City Council convened into closed session at 6:18 p.m. for deliberation regarding real property adjacent to Texas Star Golf Course, J. W. Haynes Survey as authorized by Section 551.072 of the Texas Government Code; deliberation regarding personnel matters related to the Planning and Zoning Commission as authorized by Section 551.074 of the Texas Government Code; and deliberation regarding economic development negotiations related to Glade Parks and DFW Airport as authorized by Section 551.087 of the Texas Government Code. The City Council reconvened into open session at 6:55 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 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
- Director of Planning and Development 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
- Finance Director Vicki Rodriguez
- Director of Public Works Ron Young
- Assistant Director of Finance Jackie Theriot
- Communications/Marketing Manager Betsy Deck
- Texas Star General Manager Glenda Hartsell-Shelton
- Purchasing Manager Mike Lowry
- Fleet and Facility Administrator Kyle McAdams
- Information Services Administrator Dan McLain
- Public Works Manager J.T. Ackerman

Accountant Diana Ayala  
City Engineer Robert Barker  
Firefighter II Rusty Cade  
Fire Lieutenant Allan Cavender  
Senior Planner Stephen Cook  
Computer Services Specialist Jake Dilliplane  
Firefighter II / Paramedic Scott Evans  
Finance Office Technician Ross Fairclo  
Firefighter / Paramedic Jeremy Goodman  
Firefighter II / Paramedic George Grim  
Firefighter II / Paramedic Robert Hopkins  
Firefighter / Driver / Paramedic Lance Judd  
Firefighter II / Paramedic Ken Kelly  
Police Lieutenant Joe Kraft  
Public Works Field Tech Jared Kraft  
Facility/Mailroom Attendant Jerald Lively  
Firefighter / Driver Steve Mayo  
Accountant Alice Norwood  
Battalion Chief / Paramedic John O'Brien  
Firefighter / Paramedic Adam Parkhurst  
Lieutenant Danny Phillips  
Firefighter / Driver / Paramedic Tommy Rush  
Firefighter / Paramedic Aaron Schmidt  
Firefighter / Paramedic Josh Schnitzius  
Firefighter Brad Schupbach  
Human Resources/Generalist Technician Zella Stierwalt  
Captain / Paramedic Jerry Sutton  
Firefighter II / Paramedic Tom Tyre  
Risk/Human Services Generalist Connie Scott-Ortiz  
Finance Office Technician Mallory Waits  
Firefighter II / Paramedic Kenny Wrobiski

**VISITORS**

Stephen and Loretta Doty  
Iris Elliott  
Justin Ferguson  
BJ Hoette  
Marla and Truitt Hoover  
Brad Jay  
Jerrie Keller

Darrel Knobloch  
Darrell Kraft  
Jared Kraft, Jr.  
Nancy Kraft  
Rachel Peterson  
Billy Owens  
Cesar Rivera

Susan Rogers  
Melanie Roman  
Carroll "Scotty" Scott  
Jake Thomasson  
Trevor Waits

and others as noted in the visitor register.

**INVOCATION**

Public Works Manager J.T. Ackerman gave the invocation.

**PLEDGE OF ALLEGIANCE**

Council Member Glenn Porterfield led the Pledge of Allegiance.

**ITEM NO. 1. PRESENTATION OF EMPLOYEE OF THE YEAR**

Finance Director Vicki Rodriguez introduced Mallory Waits, Office Technician, Finance Department. Mallory was accompanied by her son, Trevor Waits, her fiancé, Cesar Rivera, her mother and stepdad, Marla and Truitt Hoover, as well as Assistant Director of Finance Jackie Theriot, Accountants Alice Norwood and Diana Ayala, and Office Technician Ross Fairclo.

Mayor Saleh presented Mallory with a plaque and certificate commemorating her selection as Employee of the Month.

**ITEM NO. 2. PRESENTATION OF EMPLOYEE SERVICE PINS**

Public Works Director Ron Young introduced Jared Kraft, Field Tech I, Public Works. Jared was accompanied by sons, Jared, Jr., and Darrell, niece, Cheyanna, friend, Rachel Peterson, sister, Melanie Roman, future Brother-in-law, Justin Ferguson, his father Joe Kraft, who is a Lieutenant in the Police Department, and his mother, Nancy Kraft. Jared has completed five years of service with the City.

Fire Chief Robert Isbell introduced Robert Hopkins and Brad Schupbach, Firefighters II, Fire Department. Robert and Brad have both completed ten years of service with the City, and were accompanied the members of Shift "B": Firefighter II Rusty Cade, Fire Lieutenant Allan Cavender, Firefighter II / Paramedic Scott Evans, Firefighter / Paramedic Jeremy Goodman, Firefighter II / Paramedic George Grim, Firefighter II / Paramedic Robert Hopkins, Firefighter / Driver / Paramedic Lance Judd, Firefighter II / Paramedic Ken Kelly, Firefighter / Driver Steve Mayo, Battalion Chief / Paramedic John O'Brien, Firefighter / Paramedic Adam Parkhurst, Firefighter / Driver / Paramedic Tommy Rush, Lieutenant Danny Phillips, Firefighter / Paramedic Aaron Schmidt, Firefighter / Paramedic Josh Schnitzius, Firefighter Brad Schupbach, Captain / Paramedic Jerry Sutton, Firefighter II / Paramedic Tom Tyre, and Firefighter II / Paramedic Kenny Wrobiski

Mayor Saleh presented each employee with a service pin, commemorating their years of service with the City.

**ITEM NO. 3. PRESENTATION OF QUARTERLY WASTEWATER REPORT**

Director of Public Works Ron Young presented the wastewater report for the period of October through December 2009, as well as a summary of the 2009 year. Mr. Young advised that the number of calls was comparable to the past three years. Additionally, Mr. Young presented a graph of wastewater calls by month for the year as well as maps delineating the geographic distribution of calls across the city.

**ITEM NO. 4. PRESENTATION OF COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR FISCAL YEAR ENDING SEPTEMBER 30, 2009**

Brad Jay, Audit Partner with Weaver (formerly Weaver and Tidwell, L.L.P.), presented the results of the Comprehensive Annual Financial Report to the City Council, and stated that the report indicates a healthy financial position for the city. He added that the opinion was once again unqualified, which is the highest level of assurance they can provide.

**ITEM NO. 5. PRESENTATION OF QUARTERLY FINANCIAL REPORT FOR PERIOD ENDING DECEMBER 31, 2009**

Finance Director Vicki Rodriguez presented a summary of the financial activity for the first quarter of Fiscal Year 2010, including the review of revenues and expenditures by fund type. She added that the total general fund revenues were up \$353,951, when compared to Fiscal Year 2009, and that general fund expenditures are in line with the budget.

**CONSENT AGENDA (items 6 through 11)**

Council Member Mickan motioned to approve Consent Agenda items numbered 6 through 11.

Mayor Pro Tem Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

**ITEM NO. 6. AUTHORIZED CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT**

Authorized the City Manager to execute an interlocal agreement between the City of Euless and the City of Stephenville for the purchase of various goods and services.

**ITEM NO. 7. APPROVED RESOLUTION NO. 10-1334**

Approved Resolution No. 10-1334 for the purpose of clarification of participation in the State Transportation Enhancement Program through the North Central Texas Council of Governments for the construction of a bicycle and pedestrian trail as part of the Regional Veloweb System, and further to clarify the commitment of the 20 percent funding match, as well as any cost overruns.

**ITEM NO. 8. ACKNOWLEDGED RECEIPT OF FY2008-09 ANNUAL INVESTMENT REPORT**

Acknowledged receipt of Fiscal Year 2008-2009 Annual Investment report in accordance with Texas Government Code, Chapter 2256.

**ITEM NO. 9. APPROVED RESOLUTION NO. 10-1335**

Approved Resolution No. 10-1335, approving the Investment Policy for funds for the City of Euless in accordance with the Public Funds Investment Act.

**ITEM NO. 10. ACKNOWLEDGED RECEIPT OF COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR FISCAL YEAR ENDING SEPTEMBER 30, 2009**

Acknowledged receipt of Comprehensive Annual Financial Report (CAFR) for Fiscal Year ending September 30, 2009, in accordance with Article VII, Section 11 of the City of Euless Charter.

**ITEM NO. 11. APPROVED CITY COUNCIL MINUTES**

Approved the minutes of the regular City Council Meeting of January 12, 2010.

**REGULAR AGENDA**

**ITEM NO. 12. APPROVED RESOLUTION NO. 10-1333**

Council Member Bynum motioned to approve Resolution No. 10-1333, calling a general election for the offices of City Council Members, Place 1 and Place 3 on Saturday, May 8, 2010, and authorizing a contract with Tarrant County to furnish election services and equipment.

Council Member Porterfield seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

**ITEM NO. 13. HELD PUBLIC HEARING FOR SPECIFIC USE PERMIT NO. 09-08-SUP AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1868**

Mayor Saleh opened the public hearing at 7:42 p.m. and asked to hear from any proponents, followed by opponents of the request.

Director of Planning and Development Chris Barker presented the request to the City Council, and stated that the applicant, American Airlines Credit Union, is requesting to locate a credit union at 3001 State Highway 121, Suite 296. He advised that the Planning and Zoning Commission held a public hearing on January 5, 2010, and is recommending approval of the request with the following conditions: The SUP be 1) tied to the applicant, American Airlines Federal Credit Union; 2) tied to the business name, American Airlines Credit Union; and 3) tied to the term of the lease, 10 years.

B.J. Hoette, 15450 South Outer 40 Drive, Chesterfield, Missouri, 63017, representing the applicant, was present to address questions regarding the request.

There being no proponents or opponents wishing to address the City Council, Mayor Saleh closed the public hearing at 7:45 p.m.

Council Member Martin motioned to approve Ordinance No. 1868, approving a Specific Use Permit on a portion of Heritage Towne Crossing Addition, Block B, Lot 1 for a Credit Union in TX-121 (The 121 Gateway District) zoning on 3001 State Highway 121, Suite 296, with the following conditions: The SUP be 1) tied to the applicant, American Airlines Federal Credit Union; 2) tied to the business name, American Airlines Credit Union; and 3) tied to the term of the lease, 10 years.

Council Member Porterfield seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

**ITEM NO. 14. AUTHORIZED CITY MANAGER TO FINALIZE AND EXECUTE A SETTLEMENT FOR ATTORNEY FEES IN CIVIL ACTION NO. 4-06CV-891-A, MERCED V. EULESS.**

Mayor Pro Tem Stinneford motioned to authorize the City Manager to finalize and execute a settlement for attorney fees in Civil Action No. 4-06CV-891-A, Merced vs. Euleless.

Council Member Hogg seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

**ITEM NO. 15. CONSIDER BOARD APPOINTMENT**

Council Member Hogg motioned to appoint David Brown to Place 7 on the Planning and Zoning Commission to a term expiring December 31, 2010, and to remove him from the Zoning Board of Adjustment.

Mayor Pro Tem Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

**ITEM NO. 16. CONSIDER EXTENSION OF CONTRACT FOR CITY MANAGER**

Mayor Pro Tem Stinneford motioned to approve the extension of the City Manager's contract to January 31, 2012.

Council Member Mickan seconded the motion.

Council Member Bynum expressed his appreciation to City Manager McKamie for his service.

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

Nays: None

Mayor Saleh declared the motion carried.

**ITEM NO. 17. CONSIDER EXTENSION OF CONTRACT FOR CITY SECRETARY**

Council Member Porterfield motioned to approve the extension of the City Secretary's contract to January 31, 2012.

Council Member Martin seconded the motion, and expressed her appreciation to City Secretary Susan Crim for her service.

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

Nays: None

Mayor Saleh declared the motion carried.

**ITEM NO. 18. PUBLIC COMMENTS**

There were no public comments.

**ITEM NO. 19. REPORTS**

Fire Chief Robert Isbell presented a report related to the Northeast Fire Department Association (NEFDA), a 14-member city organization. Chief Isbell reviewed the NEFDA equipment, including the fully equipped mass casualty vehicle, housed in Euless, and included an overview of the programs provided by the Association.

**CITY ATTORNEY**

No report given.

**CITY MANAGER**

City Manager Gary McKamie, and on behalf of City Secretary Susan Crim, expressed appreciation to the City Council for the vote of confidence, allowing both to continue to serve the citizens and employees of the city.

**CITY COUNCIL**

Mayor Saleh recognized Deputy City Secretary Kim Sutter for obtaining her recertification as a Texas Registered Municipal Clerk. She also recognized Carroll Scott, who was in the audience, and congratulated him on his upcoming 92<sup>nd</sup> birthday.

**ITEM NO. 20.      ADJOURN**

Mayor Saleh adjourned the meeting at 8:07 p.m.

**APPROVED:**

**ATTEST:**

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Mary Lib Saleh  
Mayor

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Susan Crim, TRMC  
City Secretary