

**MINUTES OF A REGULAR MEETING
OF THE
EULESS CITY COUNCIL
TUESDAY, FEBRUARY 9, 2010**

A regular meeting of the Euless City Council was called to order by Mayor Mary Lib Saleh at 4:05 p.m. on Tuesday, February 9, 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.

During the Precouncil meeting:

- Mayor Mary Lib Saleh advised that she attended a transportation meeting with City Manager Gary McKamie, and they have been advised that the rail plan did not receive any federal government grants funding.
- Mayor Pro Tem Tim Stinneford announced that Mayor Mary Lib Saleh was inducted into the Hurst-Euless-Bedford Sports Hall of Fame at a dinner and induction ceremony held on Saturday, February 6, 2010, at the Pat May Center.
- City Manager Gary McKamie expressed his appreciation to those who were able to attend the visitation and graveside services for Cathy Rygiewicz, and recognized the members of the Finance department for their support to Cathy's family during this difficult time. Cathy served as an accountant in the Finance department. He added that Fire Captain and Paramedic Keith Smith conducted the graveside services at the request of Cathy's family.
- City Manager McKamie advised the Council that, due to the age and inadequate battery function of the current laptops, new laptops have been purchased and will be distributed to the City Council over the next few weeks. Additionally, he advised that GIS Manager David Allen and Jimmy Patton, Calloway Cemetery Committee, will be making a presentation to the Council regarding the Calloway Cemetery project at a future meeting.
- Planning and Development Director Chris Barker presented a PowerPoint presentation related to the status of gas well drilling activity in the City.

Discussion ensued regarding air quality issues related to gas well drilling.

City Manager McKamie advised that the City will take a cautious approach when dealing with health and safety issues related to gas well drilling.

- City Manager McKamie advised that an item will be included on the next agenda for the Council's consideration regarding the acceptance of Tarrant County HOME grant funding. The grant requires a 25 percent match from the City.

- City Manager McKamie advised the Council that grant funding was not received for the construction of the proposed Midway Park Family Life Center, and another opportunity to seek funding assistance would be available in January 2011.
- Public Works Director Ron Young addressed the City Council regarding a requested Municipal Setting Designation (MSD) for property located at 902 Fountain Parkway, Grand Prairie, Texas. Mr. Young added that the city has two water wells within a five-mile radius of the property; however, staff feels the quality of the water wells will not be affected. An item will be included on the next agenda for the Council's consideration.
- Finance Director Vicki Rodriguez advised the City Council of recommended amendments to the City's code related to the Hotel/Motel Occupancy Tax collection, including penalties and interest. She advised that an item will be included on the next agenda for the Council's consideration.
- Finance Director Rodriguez advised the City Council that the December 2009 car rental sales tax was down six percent.
- Public Works Director Young advised that preliminary plans are available for Ash Lane and Baze Road, and the possibility of undergrounding the utilities will be explored.
- City Manager Gary McKamie reviewed the Regular Agenda items.

Council Member Porterfield excused himself from the meeting at 5:50 p.m. and returned to the meeting at 6:30 p.m.

CLOSED SESSION

The City Council convened into closed session at 6:03 p.m. for deliberation regarding litigation related to Eules vs. Overton; Primary Purpose Homes; and Bear Creek Associates as authorized by Section 551.071 of the Texas Government Code; and 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. The City Council reconvened into open session at 6:40 p.m.

COUNCIL CONSIDERATION OF SCHEDULED ITEMS – COUNCIL CHAMBERS

The Eules 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
Director of Finance Vicki Rodriquez
Director of Public Works Ron Young
Assistant Chief of Police Bob Freeman
Assistant Chief of Police Harland Westmoreland
Communications/Marketing Manager Betsy Deck
Texas Star General Manager Glenda Hartsell-Shelton
Library Administrator Kate Lyon
Human Resources/Risk Administrator Carolyn Marshall
Fleet and Facility Administrator Kyle McAdams
Information Services Administrator Dan McLain
Public Works Manager J.T. Ackerman
City Engineer Robert Barker
Computer Services Specialist Brett Bennett
Senior Planner Stephen Cook
Police Lieutenant Steve Eskew
Police Records Supervisor Michele Hastings
Police Lieutenant John Williams
Police Lieutenant Wayne Pavlik
Police Lieutenant Steve Kockos
Police Sergeant Ron Williamson
Police Sergeant Gary Landers
Police Technical Services Manager Gary Gregg
Police Sergeant David S. Chaney
Senior Police Corporal Tony Burnett

VISITORS

Iris Elliott
Bobby Freeman
Julie Freeman
Mandy Freeman
Melanie Freeman
David C. Hughes, Jr.

Jerrie Keller
Darrel Knobloch
Billy Owens
Carol "Scotty" Scott
Jake Thomasson

INVOCATION

Fire Chief Robert Isbell gave the invocation.

PLEDGE OF ALLEGIANCE

Council Member Donna Mickan led the Pledge of Allegiance.

ITEM NO. 1. PRESENTATION OF EMPLOYEE SERVICE PINS

Police Chief Mike Brown introduced Assistant Police Chief Bob Freeman, who was accompanied by his wife of 33 years, Julie Freeman, his daughter, Melanie Freeman, his

son and daughter-in-law, Bobby and Mandy Freeman, Assistant Police Chief Harland Westmoreland, Police Lieutenant Steve Eskew, Police Records Supervisor Michele Hastings, Police Lieutenant John Williams, Police Lieutenant Wayne Pavlik, Police Lieutenant Steve Kockos, Police Sergeant Ron Williamson, Police Sergeant Gary Landers, Police Technical Services Manager Gary Gregg, Police Sergeant David S. Chaney, Senior Police Corporal Tony Burnett, and Fire Chief Robert Isbell.

Mayor Saleh presented Bob with a service pin commemorating his 30-years of service with the City.

ITEM NO. 2. PRESENTATION OF PROCLAMATION

Council Member Porterfield presented a proclamation in recognition of National Engineers Week, February 14 - 20, 2010, to Director of Public Works Ron Young and City Engineer Robert Barker.

ITEM NO. 3. PRESENTATION OF QUARTERLY POLICE DEPARTMENT UPDATE

Police Chief Mike Brown presented the quarterly police department update, and advised the Council on response times for priority one, two, three, and priority four calls, as well as, crime against persons, crimes against properties, and officer patrol time statistics. Chief Brown also announced the addition of the Police Honor Guard as well as the launch of a commercial motor vehicle enforcement program, and reminded the Council of the upcoming Annual Police Awards Banquet to be held on March 19, 2010, 7:00 p.m., at Texas Star.

REGULAR AGENDA

ITEM NO. 4. APPROVED AWARD OF BID NO. 002-10

Mayor Pro Tem Stinneford motioned to approve Bid No. 002-10 to PM Construction and Rehab, LP for the replacement of sanitary sewer mains in portions of the Koen outfall, Midway Park, Morrisdale, Huntington Place, Alexander, and Cullum Additions and authorize the City Manager to enter into a contract with PM Construction and Rehab, LP.

The estimated expenditure is \$613,035.15.

Council Member Bynum 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. 5. APPROVED RESOLUTION NO. 10-1336

Council Member Mickan motioned to approve Resolution No. 10-1336, identifying Economic Development incentives to attract and retain business to enhance the local economy.

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. 6. AUTHORIZED PURCHASE OF PATROL CAR DIGITAL VIDEO SYSTEMS

Council Member Martin motioned to authorize the purchase of 21 patrol car digital video systems for use in patrol vehicles and the intoxilyzer room from L-3 Mobile-Vision in the amount of \$133,459.36.

City Manager McKamie explained that the purchase is made possible with a grant from the American Recovery Reinvestment Act (ARRA) administered through the State of Texas Governor's Criminal Justice Division.

Council Member Mickan 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. 7. APPROVED CITY COUNCIL MINUTES

Mayor Pro Tem Stinneford motioned to approve the minutes of the Special Called Meeting of January 25, 2010, and the Regular Meeting of January 26, 2010.

Council Member Bynum 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. 8. AUTHORIZED THE MAYOR AND CITY MANAGER TO FINALIZE AND EXECUTE NECESSARY DOCUMENTS TO SETTLE AND SATISFY THE CITY'S CLAIMS AND JUDGMENTS IN CAUSE NO. 017-222248-07 (CITY OF EULESS V. ROBERT J. OVERTON, STEVEN P. OVERTON, AND GOD'S CHARIOT LP), AND CAUSE NO. 153-200653-03 (STEVEN P. OVERTON V. OVERTON).

Council Member Hogg motioned to authorize the Mayor and City Manager to finalize and execute necessary documents to settle and satisfy the City's claims and judgments in Cause No. 017-222248-07 (City of Euless v. Robert J. Overton, Steven P. Overton, and God's Chariot LP), and Cause No. 153-200653-03 (City of Euless v. Steven P. Overton).

Council Member Bynum 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. 9. PUBLIC COMMENTS

There were no public comments.

ITEM NO. 10. REPORTS

CITY ATTORNEY

No report given.

CITY MANAGER

City Manager Gary McKamie advised that the City of Euless family experienced a loss of one of its employees on Saturday, February 6, 2010. He stated that Cathy Rygielwicz, an accountant with the Finance department, suffered a heart attack in her office on Tuesday, February 2, 2010. He commended Cathy's fellow co-workers for immediately providing Cardio Pulmonary Resuscitation until the Euless Fire Department staff arrived to take over her care and stabilize Cathy before transporting her to the hospital. Mr. McKamie commended the staff for coming to the aid of a fellow employee, and advised that the city has and will continue to offer CPR as well as automated external defibrillator (AED) training to its employees. He asked that everyone continue to keep Cathy's husband, Frank, Sr., son, "Scooter", and Cathy's family in their thoughts and prayers as they continue through the grieving process.

CITY COUNCIL

Mayor Pro Tem Stinneford announced that Mayor Mary Lib Saleh was inducted into the Hurst-Euless-Bedford Sports Hall of Fame on Saturday, February 6, 2010, and received the Humanitarian award.

Council Member Martin stated that she and Mayor Pro Tem Stinneford have filed for reelection, and expressed her appreciation for the support they have received in past elections.

ITEM NO. 11. ADJOURN

Mayor Saleh adjourned the meeting at 7:29 p.m.

APPROVED:

ATTEST:

Mary Lib Saleh
Mayor

Susan Crim, TRMC
City Secretary