

**MINUTES OF A REGULAR MEETING
OF THE
EULESS CITY COUNCIL
Tuesday, August 14, 2012**

A regular meeting of the Euless City Council was called to order by Mayor Mary Lib Saleh at 4:00 p.m. on Tuesday, August 14, 2012, in the Precouncil Conference Room of City Hall, 201 North Ector Drive. Those present included Mayor Mary Lib Saleh, Mayor Pro Tem Perry Bynum, Council Members Tim Stinneford, Leon Hogg, Linda Martin, Donna Mickan, and Glenn Porterfield.

During the Precouncil meeting:

- Mayor Pro Tem Perry Bynum announced that he attended the Siasi Tonga Hou'eiki (Church of Tonga) Dinner Feast celebration on August 11, 2012.
- City Manager Gary McKamie provided an update regarding retired City of Euless employee Bill Ridgway.
- Police Captain Gary Landers presented the code update related to residential and commercial code issues, including apartment inspections. Additionally, he advised the City Council of the status of the horse stables located at 1000 South Industrial Boulevard.

Council Member Glenn Porterfield requested that a report on food service inspections be included with the next code update.

- Fire Marshal Paul Smith presented the fire department update, including 2011 highlights, inspections, investigations, public education, and plan review.
- Director of Public Works and Engineering Ron Young advised that the City is actively involved in treating for mosquitoes due to the rising concern of the West Nile Virus. Treatment includes city-wide spraying along with the placement of larvicide and minnows in stagnant water.
- Director of Public Works and Engineering Young advised that the Tarrant Regional Water District (TRWD) storage capacity is at 88 percent, which is equivalent to the capacity going into the summer of 2011.
- Finance Director Vicki Rodriguez advised that sales tax collections were down slightly for the period ending June 30, 2012, and car rental receipts were basically flat when compared to prior year.
- Director of Public Works and Engineering Young provided a capital projects update, and advised that the Ash Lane wastewater line replacement is complete and testing is being conducted on the water line.
- City Manager McKamie reviewed the regular agenda items.

CLOSED SESSION

The City Council convened into closed session at 6:10 p.m. for deliberation regarding the following:

Legal advice from the City Attorney as authorized by Section 551.071 of the Texas Government Code related to:

- o 311 South Industrial Boulevard

Personnel matters as authorized by Section 551.074 of the Texas Government Code related to:

- o Crime Control and Prevention District Board

The City Council recessed closed session at 6:49 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

Assistant City Manager Chris Barker

City Attorney Wayne Olson

City Secretary Kim Sutter

Assistant to the City Secretary Holly Houston

Police Chief Mike Brown

Director of Planning and Economic Development Mike Collins

Director of Parks and Community Services Ray McDonald

Fire Chief Wes Rhodes

Finance Director Vicki Rodriguez

Director of Public Works and Engineering Ron Young

Assistant Police Chief Bob Freeman

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 JT Ackerman

Firefighter II Dustin Benton

Firefighter/Driver George Buttler

Parks and Community Services Leadman Larry Cook

Senior Planner Stephen Cook

Firefighter II Tommy Crist

Planning and Economic Development Administrative Secretary Alicia Davenport

Recreation Superintendent Michael Davenport

Firefighter Cody Delmere

Computer Support Specialist II Jake Dilliplane
Parks and Community Services Athletic Supervisor JD Douthit
Police Captain Steve Eskew
Firefighter II Scott Evans
Police Records Supervisor Michele Hastings
Driver Engineer Michael Hanks
Firefighter Ashley Howard
Firefighter II David Johnson
Police Captain Steve Kockos
Police Captain Gary Landers
Records Clerk Maria Lopez
Parks and Community Services Athletic Coordinator Mike McMacken
Police Records Clerk Jolie McManus
Fire Lieutenant Jason Moon
Firefighter II Cliff Moore
Texas Star Golf Course Receptionist Magen Morton
PACS Volunteer/Events Coordinator Jerry Poteet
Firefighter/Driver Cody Skinner
Fire Division Chief/Operations Dale Skinner
Fire Captain Keith Smith
Fire Marshal Paul Smith
Firefighter II Shawn Soule
Assistant Director of Finance Jackie Theriot
Firefighter II David Upchurch
Firefighter II Brian Vann
Fire Lieutenant Bill Ver Steeg
Police Records Clerk Carla Voss
Firefighter II Josh Williams
Firefighter II Chris Williamson
Police Sergeant Ron Williamson
Police Sergeant Brandon Zachary

VISITORS

Ali Al-Nahi	Calvin Howard	Carly Poteet
Jonel Ahmed	Debbie Howard	Margaret Poteet
Jerri Balkon	Jerry Howard	Mohammed Rudwan
Melody Balkon	Randy Jones	Carroll "Scotty" Scott
Barbara Bellamy	Caryl Karmer	Lynn Shelton
Patricia Carr	Sue Kosec	Barney Snitz
Loretta Doty	Celia Lopez	Pat Stark
Darl Easton	Monica Lopez	Jake Thomasson
Karin Eller	Paul Lopez	Peggy Vandiver
Mike Eller	Valentino Lopez	Anna Webb
Iris Elliott	Randell Mickan	
Alex Garcia	Leslie Miller	
Tootsie Hartsell	Mike Pizzelanti	

And others as noted in the visitor register.

INVOCATION

Director of Public Works and Engineering Young gave the invocation.

PLEDGE OF ALLEGIANCE

Council Member Leon Hogg led the pledge of allegiance.

ITEM NO. 1. PRESENTATION OF EMPLOYEE OF THE MONTH FOR AUGUST

Director of Parks and Community Services Ray McDonald and Athletic Supervisor JD Douthit introduced Athletic Coordinator Mike McMacken. Mike was accompanied by members of the Parks and Community Services Department.

Mayor Pro Tem Perry Bynum presented Mike with a plaque and certificate commemorating his selection as employee of the month for August 2012.

ITEM NO. 2. PRESENTATION OF EMPLOYEE SERVICE PINS

Fire Chief Wes Rhodes introduced Firefighter Ashley Howard. Ashley was accompanied by her father, Jerry, mother, Debbie, brother, Calvin, and members of the Fire Department. Council Member Glenn Porterfield presented Ashley with a service pin commemorating her five years of service with the City.

Police Chief Mike Brown introduced Records Clerk Maria Lopez. Maria was accompanied by her husband, Paul, mother-in-law, Monica, daughter, Celia, son, Valentino, grandson, Ivan, and members of the Police Department. Council Member Donna Mickan presented Maria with a service pin commemorating her five years of service with the City.

Deputy City Manager Loretta Getchell introduced Texas Star General Manager Glenda Hartsell-Shelton. Glenda was accompanied her husband, Lynn, mother, Tootsie, niece Leslie Miller, friends, Alex Garcia, and Karin and Mike Eller, and staff members of the Texas Star Golf Course. Council Member Linda Martin presented Glenda with a service pin commemorating her 15 years of service with the City.

Director of Parks and Community Services McDonald introduced PACS Volunteer/Events Coordinator Jerry Poteet. Jerry was accompanied by his wife, Peggy, daughter, Carly, mother-in-law, Caryl, and members of the Parks and Community Services Department. Council Member Leon Hogg presented Jerry with a service pin commemorating his 20 years of service with the City.

ITEM NO. 3. PRESENTATION OF CERTIFICATES OF RECOGNITION

Mayor Saleh and Fire Chief Rhodes introduced Jonel Ahmed and Mohammed Rudwan and presented Certificates of Recognition for their lifesaving CPR skills administered at the Manchester Apartment pool on June 8, 2012, which proved critical in saving the life of a three-year-old child.

ITEM NO. 4. PRESENTATION OF DISTINGUISHED BUDGET PRESENTATION AWARD

Council Member Tim Stinneford announced that the Government Finance Officers Association has awarded the City of Euless the Distinguished Budget Award. He presented Finance Director Vicki Rodriguez with a plaque awarded by the Government Finance Officers Association.

CONSENT AGENDA (items 5 through 7)

Council Member Martin motioned to approve the Consent Agenda items number 5 through 7.

Council Member Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 5. RENEWED BID NO. 009-10

Renewed Bid No. 009-10 with Reliable Paving, 1903 Peyco Drive N., Arlington, Texas, 76001, for the repair of asphalt streets and authorized the City Manager to enter into a contract with Reliable Paving. The estimated expenditure is \$72,500.

ITEM NO. 6. AWARDED BID NO. 011-12

Awarded Bid No. 011-12 to Ferguson Waterworks, 2650 S. Pipeline Road, Euless, Texas, 76040, for utility repair materials required to construct and maintain water and sanitary sewer systems, authorized the City Manager to enter into a contract with Ferguson Waterworks and authorized Atlas Utility Supply Company, 2301 Carson Street, Fort Worth, Texas, 76117, to be used as a secondary supplier. The estimated expenditure is \$230,000.

ITEM NO. 7. APPROVED CITY COUNCIL MINUTES

Approved City Council minutes of the regular meeting of July 24, 2012.

REGULAR AGENDA**ITEM NO. 8. AUTHORIZED CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT PURSUANT TO RFQ NO. 014-12**

Director of Parks and Community Services McDonald presented the item to the City Council, and advised that the contract for the proposed aquatic facilities at the Euless Family Life Center will provide design and construction administration and general contracting services for an indoor and outdoor leisure pool as well as improvements to the existing pool located

within Midway Park. Additionally, he provided examples of the proposed design components.

City Manager McKamie stated that the proposed project will be funded with cash in hand, and admission to the facility will be at a reasonable cost to the users. Additionally, he stated that the outdoor component is expected to open Memorial Day 2013 and the indoor component is expected to open prior to Thanksgiving 2013.

Council Member Hogg motioned to authorize the City Manager to negotiate and execute a contract pursuant to RFQ No. 014-12 with Progressive Commercial Aquatics, Inc., 2510 Farrell Road, Houston, Texas, 77073, for Design/Build Services including construction administration and general contracting services for certain components of the Euless Family Life Aquatic Center.

Mayor Pro Tem Bynum seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 9. HELD PUBLIC HEARING FOR SPECIFIC USE PERMIT NO. 12-08-SUP AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1961

Mayor Saleh opened the public hearing at 7:37 p.m.

Director of Planning and Economic Development Collins presented the case to the City Council, and advised that the applicant is seeking a Specific Use Permit for Pet Crematory services in Texas Highway 10 Multi-Use District (TX-10) zoning to be located at 2215 W. Pipeline Road. The applicant, Mike Fuss, intends to purchase the business from the current pet crematory owner, Mike Pizzelanti, and would change the business name from All Paws Go to Heaven to Pet Angels World Services. Additionally, the Planning and Zoning Commission held a public hearing on July 17, 2012, and recommended approval of the Specific Use Permit with the following conditions:

- 1) Tied to the CFO of the business, Mr. Mike Fuss, and that the business will be required to inform the City of Euless by letter of any subsequent change in personnel at this position;
- 2) Tied to the business name, Pet Angels World Services;
- 3) All activities shall be confined to the interior of the structure;
- 4) No specimens allowed to be on the premises longer than twenty-four (24) hours;
- 5) All animals awaiting cremation to be held in freezers;
- 6) An emergency secondary power source be provided;
- 7) No direct drop off of specimens; and,
- 8) The business owner shall report any violations or enforcement actions taken by any state or federal agencies regarding the operation of the business.

The applicant was present to address any questions.

Mayor Saleh asked to hear from any proponents of the case.

Mike Pizzelanti, owner of All Paws Go to Heaven, stated he has been in the City of Euless for 11 years, and was given the opportunity to sell his business. The prospective owner is based out of Massachusetts and will keep the same management team in place.

Mayor Saleh asked to hear from any opponents of the case. There being none, Mayor Saleh closed the public hearing at 7:41 p.m.

Council Member Martin motioned to approve Ordinance No. 1961 for a request of a Specific Use Permit in the Kitty House Survey, Abstract No. 678, Tract 1B3 for Pet Crematory in Texas Highway 10 Multi-Use District (TX-10) zoning at 2215 West Pipeline Road, with the conditions presented and recommended by the Planning and Zoning Commission, and contingent upon the completion of the sale of the business.

Council Member Hogg seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 10. HELD PUBLIC HEARING FOR SPECIFIC USE PERMIT NO. 12-09-SUP AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1962

Mayor Saleh opened the public hearing at 7:42 p.m.

Director of Planning and Economic Development Collins presented the case to the City Council, and advised that the applicant, Hussain Al-Nahi, is seeking a Specific Use Permit for Automotive Services in Texas Highway 10 Multi-Use District (TX-10) zoning to be located at 2740 W. Euless Boulevard, and operated under the name Euless Express Lube. Additionally, the Planning and Zoning Commission held a public hearing on July 17, 2012, and recommended approval of the Specific Use Permit with the following conditions:

- 1) Tied to the business owner, Mr. Hussain Al-Nahi,
- 2) Tied to the business name, Euless Express Lube;
- 3) All work on vehicles will be required to be made inside of the structure; and,
- 4) No outdoor storage of merchandise or display of vehicles will be permitted.

Mayor Saleh asked to hear from any proponents of the case.

Ali Al-Nahi, representing the applicant, 2740 W. Eules Boulevard, Eules, stated that the operation of the business will be confined to inside the structure and that the building has been painted.

Mayor Saleh asked to hear from any opponents of the case.

There being none, Mayor Saleh closed the public hearing at 7:45 p.m.

Mayor Pro Tem Bynum motioned to approve Ordinance No. 1962 for a request of a Specific Use Permit in the St. Michael's Subdivision, Block A, Lot 6 for Automotive Service in Texas Highway 10 Multi-Use District (TX-10) zoning at 2740 West Eules Boulevard, with the conditions presented and recommended by the Planning and Zoning Commission.

Council Member Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 11. APPROVED BOARD APPOINTMENTS

Council Member Porterfield motioned to reappoint Mayor Pro Tem Perry Bynum, Council Member Glenn Porterfield, and Citizen Member Ron Shields to serve as members of the Crime Control and Prevention District Board with expiring terms of September 1, 2014.

Council Member Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 12. HELD PUBLIC HEARING AND APPROVED CRIME CONTROL AND PREVENTION DISTRICT (CCPD) BUDGET FOR FY 2012-2013

Mayor Saleh opened the public hearing at 7:47 p.m.

Finance Director Rodriguez presented the proposed budget to the City Council. She advised that the budget was approved by the Crime Control and Prevention District Board on May 24, 2012, and the proposed budget continues existing programming by the district.

Police Chief Mike Brown stated the proposed budget will fund capital expenses that are deemed vital for the operation of the coming year, as well as the City's portion of the

Northeast Tarrant County Radio Consortium (NETCO) that allows radio operability between the participating cities.

Mayor Saleh asked to hear from any proponents followed by opponents of the case.

Darl Easton, 1005 Fayette Drive, Euless, inquired as to the number of personnel the budget funds as well as their duties.

Finance Director Rodriguez stated the proposed budget includes funding for 17 police officer positions and one assistant police chief position.

Mayor Saleh stated the duties of the officers include life safety to the citizens.

There being no other proponents or opponents, Mayor Saleh closed the public hearing at 7:52 p.m.

Council Member Porterfield motioned to approve the proposed Crime Control and Prevention District (CCPD) Budget for FY 2012-2013.

Council Member Martin seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 13. SET PUBLIC HEARING FOR AUGUST 28, 2012, FOR PROPOSED CITY OF EULESS BUDGET FOR FY 2012-2013

Mayor Pro Tem Bynum motioned to set a public hearing for August 28, 2012, 7:00 p.m. in the Euless City Council Chambers regarding the proposed City of Euless Budget for FY 2012-2013.

Council Member Hogg seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 14. PLACED A PROPOSAL TO ADOPT CITY OF EULESS AD VALOREM TAX RATE ON THE SEPTEMBER 11, 2012, AGENDA

Mayor Pro Tem Bynum motioned to place a proposal to adopt the City of Euless proposed Ad Valorem tax rate of \$0.470000 on the September 11, 2012, agenda.

Council Member Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 15. SCHEDULED PUBLIC HEARINGS ON PROPOSED CITY OF EULESS AD VALOREM TAX RATE FOR AUGUST 28, 2012, AND SEPTEMBER 4, 2012

Mayor Pro Tem Bynum motioned to schedule two public hearings on the proposed City of Eules Ad Valorem tax Rate for 7:00 p.m. on August 28, 2012, and for 7:00 p.m. on September 4, 2012, in the Eules City Council Chambers.

Council Member Mickan seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 16. PUBLIC COMMENTS

No public comments.

ITEM NO. 17. REPORTS

Director of Planning and Economic Development Collins did not present the Planning and Economic Development Report.

City Attorney

No report given.

City Manager

No report given.

City Council

No report given.

ITEM NO. 18. ADJOURN

Mayor Saleh adjourned the meeting at 7:56 p.m.

APPROVED:

ATTEST:

Mary Lib Saleh
Mayor

Kim Sutter, TRMC
City Secretary