

**MINUTES OF A REGULAR MEETING
OF THE
EULESS CITY COUNCIL
Tuesday, December 11, 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, December 11, 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, and Glenn Porterfield. Council Member Donna Mickan was unable to attend.

During the Precouncil meeting:

- Mayor Mary Lib Saleh announced that she attended the Christmas Parade of Lights on December 1, 2012, and that it was a beautiful event. Additionally, she attended the Heritage Park Christmas celebration on December 8, 2012.
- Mayor Pro Tem Perry Bynum announced that he and Director of Public Works and Engineering Ron Young attended a Christmas gift distribution event at Wilshire Elementary School. The event was hosted by 6 Stones as part of the Night of Wonder program.
- City Manager Gary McKamie announced the following:
 - Employee Christmas luncheon, December 14, 2012, 11:30 a.m.;
 - City offices will be closed, 11 a.m. to 2 p.m.
 - Addition of Recreation Manager Suzanne Hendrickson to the City staff; and
 - Euless Tongan Committee meeting, December 10, 2012
 - Next meeting January 2013
- Director of Public Works and Engineering Ron Young introduced Trinity River Authority Northern Region Manager Fiona Allen.

Ms. Allen addressed the City Council regarding TRA, including management organization, functions, annual budget, operating projects, and upcoming City of Euless projects (Cyclone Branch). Additionally, she advised that Stage 1 watering restrictions will be activated if no rainfall is received in the area by mid-January.
- City Manager McKamie reviewed the regular agenda.
- Police Senior Corporal Scott Peterson provided an update related to the Commercial Vehicle Enforcement (CVE) program, including the history of CVE and its purpose, accidents, inspection procedures, and load securement requirements.
- Director of Parks and Community Services Ray McDonald provided an update related to historical markers, including the status of the local marker applications for the Fuller House and Himes Log House as prepared by Historical Preservation Committee Member Weldon Cannon.
- City Manager McKamie presented the development update, including the status of the drive-through access and remodel of Braum's Ice Cream and Restaurant on North

Main Street. Additionally, he recognized Director of Planning and Economic Development Mike Collin for his efforts on the project.

- City Manager McKamie provided an update related to the reclaimed water project, including the status of the line under State Highway 360 (SH 360), and the forming of an advisory committee consisting of staff members with Assistant City Manager Chris Barker representing the City. Additionally, he advised of the interruption in service related to the Village Creek line.
- Finance Director Vicki Rodriguez advised that car rental receipts for the October 2012 reporting period indicate no increase when compared to the prior year.
- Police Captain Gary Landers presented the code update related to residential and commercial code issues, apartment inspections, and presented and compared code enforcement statistics for 2012 to 2011.

CLOSED SESSION

The City Council convened into closed session at 5:54 p.m. for deliberation regarding the following:

Economic development incentives as authorized by Section 551.087 of the Texas Government Code related to:

- To deliberate the offer of financial or other incentive to a business that the governmental body seeks to locate, stay, or expand in Euless.

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

- Municipal Court Judge

The City Council recessed closed 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
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
Marketing/Communications Manager Betsy Deck
Texas Star General Manager Glenda Hartsell-Shelton
Assistant Police Chief Bob Freeman
Library Administrator Kate Lyon
Fleet and Facility Administrator Kyle McAdams
Information Services Administrator Dan McLain
Assistant Director of Finance Jackie Theriot
Finance Accountant II Diana Ayala
Computer Support Specialist II Brett Bennett
Firefighter II Rusty Cade
Senior Planner Stephen Cook
Public Service Officer Chris Courtney
Police Captain Steve Eskew
Firefighter II Jon Evans
Finance Accountant I Ross Fairclo
Fire Inspector II Vernon Gilmore
Firefighter II Jeremy Goodman
Firefighter II George Grim
Senior Police Officer Robert Harper
Senior Civil Engineer Allen Harts
Firefighter/Driver Jeff Hayden
Firefighter/Driver Ryan Hayes
Firefighter II Robert Hopkins
Firefighter Michael Jones
Firefighter/Driver Lance Judd
Police Captain Steve Kockos
Police Captain Gary Landers
Firefighter/Drive Steve Mayo
Texas Star Golf Course Receptionist Magen Morton
Finance Accountant II Alice Norwood
Battalion Chief John O'Brien
Firefighter II Saul Padilla
Firefighter Adam Parkhurst
Finance Office Technician Mallory Rivera
Firefighter/Driver James Rowell
Fire Lieutenant Tommy Rush
Firefighter II Josh Schnitzius
Fire Lieutenant Jacob Smith
Division Chief/Fire Marshal Paul Smith
Fire Lieutenant Scott Stamps
Fire Captain Jerry Sutton
Firefighter II Tom Tyre
Firefighter II Michael VanPelt
Firefighter II Kenny Wroblski

VISITORS

Cliff Courtney	Ashlea Harper	Kelly Smith
Kathy Courtney	Jerrie Keller	Mary Ann Smith
Loretta Doty	Lark Koontz	Patrick Smith
Steve Doty	Lee Koontz	Barney Snitz
Darl Easton	Charlie Miller	Ron Tipton
Iris Elliott	Cesar Rivera	Glenda Trefz
Linda Eilenfeldt	Trevor Rivera	Diana VanPelt
Adrienne Fairclo	Laura Rush	Myles VanPelt
Connor Fairclo	Nanci Rush	Tanya VanPelt
Bruce German	Taylor Rush	Warren Wilson
JR Goad	David Smith	
Nancy Gordon	Ezra Smith	

And others as noted in the visitor register.

INVOCATION

Mayor Pro Tem Perry Bynum gave the invocation.

PLEDGE OF ALLEGIANCE

Council Member Tim Stinneford led the pledge of allegiance.

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

Fire Chief Wes Rhodes introduced Fire Lieutenant Tommy Rush. Tommy was accompanied by his daughter, Taylor, sisters, Laura and Nanci, niece, Charla, friend, Nancy Gordon, cousin, Jeff, and members of the Fire Department.

Mayor Saleh presented Tommy with a plaque and certificate commemorating his selection as employee of the month for January 2013.

ITEM NO. 2. PRESENTATION OF EMPLOYEE SERVICE PINS

Finance Director Rodriguez introduced Finance Office Technician Mallory Rivera. Mallory was accompanied by her husband, Cesar, son, Trevor, mother, Marla, stepfather, Truitt, and members of the Finance Department. Council Member Stinneford presented Mallory with a service pin commemorating her five years of service with the City.

Finance Director Rodriguez introduced Finance Accountant I Ross Fairclo. Ross was accompanied by his wife, Adrienne, son, Connor, and members of the Finance Department. Council Member Stinneford presented Ross with a service pin commemorating his five years of service with the City.

Fire Chief Rhodes introduced Firefighter II Josh Schnitzius. Josh was accompanied by members of the Fire Department. Council Member Hogg presented Josh with a service pin commemorating his five years of service with the City.

Fire Chief Rhodes introduced Firefighter II Michael VanPelt. Michael was accompanied by his wife, Tanya, son Myles, mother, Diana, and members of the Fire Department. Council Member Hogg presented Michael with a service pin commemorating his five years of service with the City.

Director of Public Works and Engineering Young introduced Senior Civil Engineer Allen Harts. Council Member Martin presented Allen with a service pin commemorating his 10 years of service with the City.

Police Chief Mike Brown introduced Public Service Officer Chris Courtney. Chris was accompanied by his father, Cliff, mother, Kathy, friend, Maricela, and members of the Police Department. Council Member Martin presented Chris with a service pin commemorating his 10 years of service with the City.

Fire Chief Rhodes introduced Division Chief/Fire Marshal Paul Smith. Paul was accompanied by his wife, Mary Ann, son, David, daughter-in-law, Kelly, grandson, Ezra, and members of the Fire Department. Council Member Martin presented Paul with a service pin commemorating his 10 years of service with the City.

Fire Chief Rhodes introduced Firefighter/Driver Jeff Hayden. Jeff was accompanied by members of the Fire Department. Council Member Porterfield presented Jeff with a service pin commemorating his 15 years of service with the City.

Police Chief Brown introduced Senior Police Officer Robert Harper. Robert was accompanied by his wife, Ashlea, mother, Glenda Trefz, and members of the Police Department. Council Member Porterfield presented Robert with a service pin commemorating his 15 years of service with the City.

CONSENT AGENDA (items 3 and 4)

Council Member Porterfield motioned to approve the Consent Agenda items number 3 and 4.

Council Member Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 3. AWARDED BID NO. 004-013

Awarded Bid No. 004-13 for the purchase of fleet vehicles to the following dealers:

- 1) Philpott Ford, Port Neches, Texas:
 - (2) Half-ton pickups - \$32,708 for Planning and Development and Public Works
 - (1) Three-quarter ton pickup - \$19,216 for Parks
- 2) Karl Klement Ford, Decatur, Texas:
 - (1) Mid-size 4 door sedan - \$21,589.12 for the Police Department – CID
- 3) Southwest Ford, Weatherford, Texas:
 - (1) Single axle dump truck - \$76,524.20 for Public Works

The total estimated expenditure is \$150,037.32.

ITEM NO. 4. APPROVED CITY COUNCIL MINUTES

Approved City Council minutes of the regular meeting of November 27, 2012.

REGULAR AGENDA

ITEM NO. 5. APPROVED SITE PLAN NO. 12-05-SP

Director of Planning and Economic Development Collins presented the item to the City Council, and advised that the applicant, Service King Paint and Body, Inc., is requesting a site plan to reconfigure the front portion of their existing site located at 1751 West Airport Freeway due to the acquisition of right-of-way for the expansion of State Highway 183 (SH 183) corridor. Additionally, the Planning and Zoning Commission recommended approval of the site plan on December 4, 2012.

Council Member Hogg motioned to approve Site Plan No. 12-05-SP for Commercial Development located on Grubbs Addition, Block B, Lot 1, 1751 West Airport Freeway.

Mayor Pro Tem Bynum seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 6. HELD PUBLIC HEARING AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1981

Mayor Saleh opened the public hearing at 7:35 p.m.

Director of Planning and Economic Development Collins presented the item to the City Council, and advised that the City has recognized a need to provide relief from certain development regulations associated with accessory structures for individuals with severe physical disabilities. The proposed ordinance would provide authority to the City Manager to assess the conditions of the primary structure, the necessity of the structure, options available to the primary structure, and the impact of the accessory structure on adjacent

properties and if conditions warrant, issue an exemption from setback distances for the installation of such structures. Additionally, the ordinance provides that the structure must be removed if the condition changes for the person with the severe physical disability, or that person no longer resides at the property. He advised that the Planning and Zoning Commission held a public hearing on December 4, 2012, and recommended approval of the ordinance.

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

Charlie Miller, 608 Creekside Drive, Euless, spoke in opposition of the ordinance as he feels it would negatively impact property values. He urged the City Council to consider other alternatives.

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

City Manager McKamie stated that the ordinance is intended to accommodate severely disabled persons with adaptive automobile equipment on their vehicles.

Mr. Miller stated that he felt most garages could accommodate adaptive automobile equipment on vehicles.

City Manager McKamie stated that after careful consideration, City staff believes that there are no other alternatives and that the ordinance has been written to provide for reasonable accommodations in accordance with the Americans with Disabilities Act (ADA).

Council Member Martin motioned to approve Ordinance No. 1981, amending Chapter 84, "Unified Development Code", of the Code of Ordinances by amending Article IV, "Zoning District Regulations", Section 84-85, "Special conditions by use type" authorizing the construction of carports or similar covered structures under special conditions.

Council Member Stinneford seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 7. APPOINTED A BOARD OF DIRECTORS FOR TAX INCREMENT REINVESTMENT ZONE NUMBER THREE

Mayor Pro Tem Bynum motioned to appoint the following individuals to serve as members of the Board of Directors for the Tax Increment Reinvestment Zone Number Three for the period beginning January 1, 2013, until December 31, 2014, and authorize the Mayor to nominate and appoint a member to serve as Chair for a one year term:

Tarrant County
JPS Health Network

Carolyn Sims
Scott Rule

Tarrant County College District
City of Euless
City of Euless
City of Euless
City of Euless

Mark McClendon
Mary Lib Saleh, Mayor
Linda Martin, Council Member
Tim Stinneford, Council Member
Glenn Porterfield, Council Member

Council Member Martin seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 8. APPROVED EXTENSION OF CONTRACT FOR MUNICIPAL COURT JUDGE

Council Member Stinneford motioned to approve the extension of the contract for Municipal Court Judge Lacy Britten for a one-year term to expire December 31, 2013.

Council Member Hogg seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 9. PUBLIC COMMENTS

There were no public comments.

ITEM NO. 10. REPORTS

City Manager

City Manager McKamie wished everyone a Merry Christmas.

City Attorney

City Attorney Wayne Olson extended a Merry Christmas to everyone.

City Council

Council Member Martin announced that the City of Euless and City of Bedford Fire Department's will participate in the 'Border Bowl' football game at Pennington Field stadium on December 16, 2012, at 1 p.m. Admission to the game is an unwrapped toy.

Mayor Saleh announced the following promotions within the Fire Department: Jeff Morris to assistant chief, Chanc Bennett to division chief of operations, Tommy Rush to lieutenant, and Ryan Hayes to driver.

ITEM NO. 11. ADJOURN

Mayor Saleh adjourned the meeting at 7:54 p.m.

APPROVED:

ATTEST:

Mary Lib Saleh
Mayor

Kim Sutter, TRMC
City Secretary