

**MINUTES OF A REGULAR MEETING
OF THE
EULESS CITY COUNCIL
TUESDAY, OCTOBER 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, October 26, 2010, in the Precouncil Conference Room of City Hall, 201 North Ector Drive. Those present included Mayor Mary Lib Saleh, Mayor Pro Tem Linda Martin, Council Members Leon Hogg, Donna Mickan, Glenn Porterfield, and Perry Bynum. Council Member Tim Stinneford arrived at 4:20 p.m.

During the Precouncil meeting:

- Mayor Mary Lib Saleh expressed her appreciation to the many volunteers who came out to support the Community Powered Revitalization program blitz. Additionally, she recognized the Euless Historical Preservation Committee on the unveiling of the City's sixth state historical marker at the original Euless School site.

Mayor Saleh announced that the City has been designated as a GO TEXAN Certified Retirement Community by the Texas Department of Agriculture. The GO TEXAN designation ensures each certified community has demonstrated through its application that it can meet the living, employment/volunteer, health, entertainment, education and safety needs of its citizens and visitors.

- City Manager Gary McKamie introduced Adrian Spears and Kevin Curley of the law firm of McKamie Krueger, LLP, and advised that Mr. Spears will be covering the meeting on behalf of Interim City Attorney William McKamie.
- Marketing and Communications Manager Betsy Deck presented a report highlighting the results of the Community Powered Revitalization program blitz that took place on October 22 and 23, and included homes in Euless, Bedford, and Hurst.

City Manager McKamie expressed his appreciation to the City Council for their support of the program.

- Public Works Director Ron Young addressed the City Council regarding a request to abandon an easement located on Hideaway Court. He advised that staff will have to research and evaluate the request further before making a final decision regarding the easement.
- Planning and Development Director Chris Barker provided a development update to the City Council, including the status of the gas well drill sites, the Bennett Tract, and the Ridgecrest development. Additionally, he advised that staff is evaluating the requirement of seasonal permits for food vendors.
- Finance Director Vicki Rodriguez advised that the Finance Department is in the process of closing out the 2010 fiscal year and will provide a final report to the City Council at the end of November.

City Manager McKamie advised that three public safety positions will be restored as a result of an increase in the sales tax collections.

- Planning and Development Director Barker presented an update related to proposed revisions to the Glade Parks Planned Development (PD) Ordinance, specifically related to restaurants with drive through operations, and the proposed residential housing development to be located at the site.
- City Manager McKamie reviewed the regular agenda items.

CLOSED SESSION

The City Council convened into closed session at 6:28 p.m. for deliberation regarding the following:

- Pending litigation as authorized by Section 551.071 of the Texas Governmental Code related to:
 - Upper Deck
- Real property as authorized by Section 551.072 of the Texas Governmental Code related to:
 - Lease of City Property
- Personnel matters as authorized by Section 551.074 of the Texas Governmental Code related to:
 - Legal Service
- Economic development negotiations as authorized by Section 551.087 of the Texas Governmental Code related to:
 - Hotel/Motel Occupancy Tax
 - Glade Parks

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
Adrian Spears, Attorney, McKamie Krueger LLP
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 Public Works and Engineering Ron Young
Director of Finance Vicki Rodriguez

Communications/Marketing Manager Betsy Deck
 Library Administrator Kate Lyon
 Fleet and Facility Administrator Kyle McAdams
 Information Services Administrator Dan McLain
 Human Resources/Risk Administrator Carolyn Marshall
 Senior Planner Stephen Cook
 Computer Support Specialist Jake Dilliplane
 Librarian Assistant Carolyn Edge
 Senior Librarian Rachel Feltenberger
 Librarian Donna Gooch
 Senior Librarian Susan Neal

VISITORS

Darl Easton
 Iris Elliott
 Ryan Engleman
 Nate Hearne
 Beverly Honkomp

Cody Honkomp
 Don Horton
 Carroll "Scotty" Scott
 Jake Thomasson

and others as noted in the visitor register.

INVOCATION

Council Member Donna Mickan gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Pro Tem Linda Martin led the Pledge of Allegiance.

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

Library Administrator Kate Lyon introduced Librarian Donna Gooch. Donna was accompanied by Senior Librarians Rachel Feltenberger and Susan Neal, and Librarian Assistant Carolyn Edge.

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

CONSENT AGENDA (Items 2 through 6)

Council Member Stinneford motioned to approve Consent Agenda items number 2 through 6.

Council Member Bynum seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 2. APPROVED AWARD OF BID NO. 017-10

Approved award of Bid No. 017-10 for an annual contract for janitorial services to United Building Maintenance (UBM) Enterprise, Inc., 11102 Ables Lane, Dallas, Texas 75229. The contract is for an initial term of one year with three, one year renewal options based on performance and agreement by both parties.

The estimated annual expenditure is \$104,085.

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

Authorized the City Manager to execute an interlocal agreement between the cities of Euless, Dallas, Fort Worth and the Dallas/Fort Worth International Airport Board concerning the use of municipal hotel occupancy taxes collected from hotels at the Dallas/Fort Worth International Airport. The agreement provides for a portion of the municipal hotel occupancy taxes to be shared with the cities of Dallas and Fort Worth in proportion to their respective ownership interest in the Dallas / Fort Worth International Airport.

ITEM NO. 4. APPROVED EXTENSION OF INTERLOCAL AGREEMENT

Approved the extension of an interlocal agreement for the purchase of ready-mix concrete with Redi-Mix Concrete, Euless, Texas, off the City of Irving contract through an interlocal purchasing agreement with the Collin County Cooperative Entity.

The estimated annual expenditure is \$150,000.

ITEM NO. 5. AUTHORIZED THE PURCHASE OF GOLF COURSE MAINTENANCE EQUIPMENT

Authorized the purchase of golf course maintenance equipment for two greens mowers from Professional Turf Products, Euless, through the Buy Board Cooperative Purchasing Program. This is a scheduled equipment replacement.

The estimated expenditure is \$57,154.

ITEM NO. 6. APPROVED CITY COUNCIL MINUTES

Approved regular meeting minutes of October 12, 2010.

REGULAR AGENDA

ITEM NO. 7. HELD PUBLIC HEARING FOR SPECIFIC USE PERMIT NO. 10-07-SUP AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1891

Mayor Saleh opened the public hearing at 7:13 p.m.

Planning and Development Director Barker presented the case to the City Council. He stated that FEC Eules LP, represented by Mr. Waymon Jones, is requesting a Specific Use Permit for the operation of Lido Fun Centers, 1201 West Airport Freeway, in the former location of the America’s Incredible Pizza Company.

The City Council approved a Specific Use Permit (SUP) in 2006 allowing America’s Incredible Pizza Company to occupy approximately 61,600 square feet of the Eules Town Center for the operation of a restaurant, indoor amusement and recreation facility. FEC Eules LP has purchased the business and is in the process of rebranding the property and intends to continue the existing established restaurant / indoor amusement format with rebranding changes and minor interior modifications to the theme of the business. The business will continue to offer a buffet, arcade games, go-carts, bowling, mini-golf, and birthday party rental space.

The Specific Use Permit issued to America’s Incredible Pizza Company was tied specifically to that business name, and therefore cannot be transferred to the new business owner. The Development Review Committee (DRC) has reviewed and certified the application, and in concurrence with the Planning and Zoning Commission, staff is recommending approval of the Specific Use Permit with the following conditions:

- 1. The Specific Use Permit is tied to the business name – Lido Fun Centers
- 2. The Specific Use Permit is tied to the business owners – FEC Eules LP

There being no proponents or opponents wishing to speak, Mayor Saleh closed the public hearing at 7:15 p.m.

Mayor Pro Tem Martin motioned to approve the first and final reading of Ordinance No. 1891 for a Specific Use Permit on Eules Town Center Addition, Block 1, Lot 1R, located at 1201 W. Airport Freeway, #400 for Amusement and Recreation Services in PD 872 (Planned Development 872) based on C-2 zoning with the following two conditions:

- 1) The Specific Use Permit is tied to the business name – Lido Fun Centers
- 2) The Specific Use Permit is tied to the business owners – FEC Eules LP

Council Member Hogg seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 8. APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1889

Police Chief Mike Brown addressed the City Council regarding the item and explained that the ordinance has been proposed in the interest of public safety. He stated that he expects the Texas State Legislature to address the issue in the upcoming session; however, it is

necessary to be proactive in protecting the citizens of our community. He added that the City of Bedford City Council has approved an identical ordinance and the City of Hurst City Council is expected to adopt an ordinance at their next meeting.

Council Member Mickan motioned to approve the first and final reading of Ordinance No. 1889, amending Chapter 50, "Offenses", Article II, "Criminal Code" of the Code of Ordinances of the City of Euless, Texas by the addition of Division 3, "Illegal Smoking Products and Ingestion Devices" to prohibit the use, purchase, possession and sale of illegal smoking products containing certain plant, plant products and their derivatives or other substances and ingestion devices used in connection with the illegal smoking products.

Council Member Bynum seconded the motion.

Council Member Stinneford commended Police Chief Brown and his staff for taking a proactive approach to protect the children of this community from the dangers associated with the use of K2.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 9. APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1890

Director of Public Works Young advised the City Council that the passage of Ordinance No. 1890 will increase the speed limit along Bear Creek Parkway, from State Highway 183 to Harwood Road, from 30 miles per hour to 35 miles per hour.

Council Member Bynum motioned to approve the first and final reading of Ordinance No. 1890, amending Chapter 82, "Traffic and Motor Vehicles", Article III, "Operation of Vehicle", "Section 82-62, "Same – On certain streets and portions of streets", of the Code of Ordinances of the City of Euless, Texas to increase the speed limit for Bear Creek Parkway from State Highway 183 to Harwood Road.

Council Member Hogg seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 10. BOARD AND COMMISSION APPOINTMENTS

Mayor Pro Tem Martin motioned to approve the following appointments to the various boards and commissions:

<u>BOARD/COMMISSION</u>	<u>NAME</u>	<u>PLACE</u>	<u>TERM EXPIRES</u>
ANIMAL SHELTER ADVISORY BOARD	Gayla Maas, DVM Michelle Watson J.T. Ackerman	Effective immediately	
CIVIL SERVICE COMMISSION	Jimmy Payton	2	12/31/2013
HISTORICAL PRESERVATION COMMITTEE	Bill Golden Betty Fuller Perry Brockmeyer Gary Parker	Chair for 2011 Vice Chair for 2011	
INDUSTRIAL DEVELOPMENT AUTHORITY	Mary Lib Saleh Glenn Porterfield Tim Stinneford Leon Hogg Perry Bynum Donna Mickan Linda Martin	1 2 3 4 5 6 7	12/31/2012 12/31/2012 12/31/2012 12/31/2012 12/31/2012 12/31/2012 12/31/2012
LIBRARY BOARD	Marcia Brown Christopher McAllister Barney Snitz Beverly Leake Allan Gibbs	2 4 5 Alt 1 Alt 2	12/31/2012 12/31/2012 12/31/2012 12/31/2012 12/31/2012
PARKS & LEISURE SERVICES	Eric Owens Carroll Scott Darrel Knobloch Travis Riffle Tiffany Smith	1 4 5 Alt. 1 Alt. 2	12/31/2012 12/31/2012 12/31/2012 12/31/2012 12/31/2012
PLANNING & ZONING COMMISSION	Richard McNeese Jeremy Tompkins Troy Mennis David Brown	4 5 6 7	12/31/2012 12/31/2012 12/31/2012 12/31/2012

TEEN COURT	Kay Goad	1	12/31/2012
ADVISORY BOARD	Renu Sloan	2	12/31/2011
	Priscilla Cauley	Alt 1	12/31/2011
	Lisa Sohler	Alt 2	12/31/2012
ZONING BOARD	Harry Zimmer	3	12/31/2012
OF ADJUSTMENT	Ruby Anne Crites	4	12/31/2012
	Steven Ellis	5	12/31/2012

Council Member Hogg seconded the motion.

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

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 11. PUBLIC COMMENTS

There were no public comments.

ITEM NO. 12. REPORTS

CITY ATTORNEY

No report given.

CITY MANAGER

City Manager McKamie announced the addition of Chase Rutledge as a new employee in the Public Works department. He advised that Chase was recognized by the City last year for his military service, and stated that the City is pleased to have him as an employee.

City Manager McKamie stated that despite the storms, the Community Powered Revitalization (CPR) program volunteers were able to complete 90 to 95 percent of the home repair and renovations over the two-day blitz weekend. He expressed his appreciation to the many volunteers, businesses and corporations, as well as the many churches that volunteered their resources to the program.

CITY COUNCIL

Council Member Mickan advised that the Historical Preservation Committee, along with the City of Euless, Tarrant County Historical Commission, and the Hurst-Euless-Bedford Independent School District unveiled the City's sixth Texas historical marker in recognition of the Euless School, 1914-1955. The marker sits at the South Euless Elementary School site, 605 South Main Street, and marks the location of the first school in Euless.

ITEM NO. 13. ADJOURN

Mayor Saleh adjourned the meeting at 7:27 p.m.

APPROVED:

ATTEST:

Mary Lib Saleh
Mayor

Susan Crim, TRMC
City Secretary