

**MINUTES OF A REGULAR MEETING
OF THE
EULESS CITY COUNCIL
Tuesday, August 16, 2016**

A regular meeting of the Euless City Council was called to order by Mayor Linda Martin at 4:31 p.m. on Tuesday, August 16, 2016, in the Precouncil Conference Room of City Hall, 201 North Ector Drive. Those present included Mayor Linda Martin, Mayor Pro Tem Perry Bynum, Council Members Tim Stinneford, Jeremy Tompkins, Linda Eilenfeldt, Eddie Price, and Harry Zimmer.

During the Precouncil meeting:

- Mayor Linda Martin expressed her appreciation to the City Council members who have been able to attend many events throughout the summer.
- Council Member Linda Eilenfeldt advised that a City of Bedford employee recently conveyed her respect regarding the number of Euless City Council members able to attend events.
- Council Member Harry Zimmer advised that he attended the Grapevine Colleyville Independent School District (GCISD) convocation this morning at Grapevine High School.
- City Manager Loretta Getchell informed the City Council that Mike Daniels has been selected for induction onto the Walk of Champions at the Parks at Texas Star and a ceremony has been tentatively scheduled to be held Saturday, September 24, 2016.

Discussion ensued regarding the tentative ceremony date.

- City Manager Getchell reviewed the regular agenda.
- Sergeant Scott Peterson provided further details and a display of the newly purchased Police tactical gear (Agenda Item # 8).
- Lead Code Inspector James Patterson presented the Code update and provided updates including the 6Stones Back to School event.
 - Fire Chief Wes Rhodes presented the Fire Department update for July 2016 including response times, annual dollar loss, active shooter training, Presidential Volunteer Awards, and provided information regarding the purchase of an aerial platform fire truck.

CLOSED SESSION

The City Council convened into closed session at 6:01 p.m. for deliberation regarding the following:

Seek legal advice from the City Attorney as authorized by Section 551.071 related to:

- Open Meetings Act and Public Information

The City Council recessed closed session at 6:33 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 Loretta Getchell
Deputy City Manager Bob Freeman
Assistant City Manager Chris Barker
City Attorney Wayne Olson
City Secretary Kim Sutter
Deputy City Secretary Lindsay Wells
Fire Chief Wes Rhodes
Assistant Police Chief Gary Landers
Director of Public Works and Engineering Hal Cranor
Director of Parks and Community Services Ray McDonald
Finance Director Janina Jewell
Assistant to the City Manager Betsy Deck
Information Services Administrator Scott Joyce
Fleet and Facility Administrator Kyle McAdams
Texas Star General Manager Glenda Hartsell-Shelton
Senior Planner Stephen Cook

VISITORS

Bobby Baker	Trish Jenco	Aaron Putnam
Andy Chesney	Jennifer Landers	Kari Putnam
Charles Cinquemani	Don Martin	Pam Shawl
Mary Cinquemani	Dan McDonald	Barney Snitz
Marta Danylyk	David Mowers	Danielle Story
Alicia Davenport	Chase Olson	Judy Rick
Annie Davenport	Jennifer Olson	Sabrina Tallie
Darl Easton	Chris Price	Lori Tompkins
Sheli Godbold	Kay Price	Teresa Williamson

INVOCATION

Council Member Eddie Price gave the invocation.

PLEDGE OF ALLEGIANCE

Boy Scout Troop #253, led by Erica Smalls, Scoutmaster, led the pledge of allegiance.

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

Fire Chief Wes Rhodes introduced Captain/Paramedic Jacob Smith. Jacob was accompanied by his wife, Susan, sons, Austin and Jake, and members of the Fire Department.

Mayor Martin presented Jacob with a plaque and certificate commemorating his selection as employee of the month for August 2016.

ITEM NO. 2. PRESENTATION OF EMPLOYEE SERVICE PINS

City Manager Loretta Getchell announced that Police Chief Mike Brown was unable to attend tonight's meeting due to a death in the family and will be presented his employee service pin for 35 years of service at the next City Council meeting.

ITEM NO. 3. SPECIAL PRESENTATION BY THE NATIONAL LAW ENFORCEMENT OFFICERS MEMORIAL FOUNDATION TO OFFICER ED PIETROWSKI AND OFFICER MICHAEL SARRO

Brian Lacey from the National Law Enforcement Officers Memorial Fund of Washington, D.C., presented the Officer of the Month Award to Officer Ed Pietrowski and Officer Michael Sarro. Officers Pietrowski and Sarro, along with the other Officer of the Month Award recipients for 2016, will be honored during National Police Week at a special awards ceremony in Washington, D.C., in May 2017.

CONSENT AGENDA (items 4 through 13)

Mayor Martin asked Assistant City Manager Chris Barker to read each item into the record.

Council Member Stinneford motioned to approve the consent agenda items number 4 through 13.

Council Member Eilenfeldt seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 4. AUTHORIZED MAYOR TO ENTER INTO AN AGREEMENT WITH TEXAS HEALTH HARRIS METHODIST HOSPITAL

HEB Hospital is seeking sponsorship to assist with expansion costs related to the high acuity Intensive Care Unit (ICU), which includes the addition of 18 beds that meet current industry standards to benefit the citizens in the area. They have requested that the cities of Hurst, Euless, and Bedford sponsor one nurse's station at a cost of \$10,000 each. HEB Hospital will erect a donor plaque recognizing the cities' contribution for permanent display at the ICU.

ITEM NO. 5. AWARDED BID NO. 010-16

The Trails of Euless-Western Extension (Glade Parks Trail Connection) is a grant funded, 12 foot wide shared use pathway that was awarded to the City of Euless by the Texas Department of Transportation as part of the federally funded Transportation Alternatives Program. The Western Extension of the Trails of Euless, which is identified in the 2035 Regional Mobility Plan, will link the existing Trails of Euless on the east side of State Highway (SH) 157 to current and future planned pedestrian pathway connections on the western edge of the Glade Parks mixed use development along Heritage Avenue. The estimated expenditure is \$898,247.95.

ITEM NO. 6. AUTHORIZED MAYOR TO NEGOTIATE AND EXECUTE A PUBLIC PEDESTRIAN ACCESS EASEMENT

Authorized the Mayor to negotiate and execute a Public Pedestrian Access Easement, between the City of Euless and RUBY-12-GLADERETAILE, LLC, relating to necessary public easement and access for the construction and use of the extension of the Trails of Euless-Western Extension, commonly referred to as the Glade Parks Trail Connection. The Glade Parks Trail Connection project would connect the existing Trails of Euless to the City of Colleyville trails, through the Glade Parks Development.

ITEM NO. 7. AWARDED BID NO. 012-16

Awarded Bid No. 012-16 to the following companies for pipe, clamps, fittings, meter boxes, fire hydrants, and other water utility related parts:

- HD Supply Waterworks, 7197 Latham Drive, North Richland Hills, TX
- Atlas Utility Supply Company, 2301 Carson Street, Fort Worth, TX
- Ferguson Waterworks, 2683 West Euless Boulevard, Euless, TX
- Fortiline Waterworks, 1705 Cypress Street, Haltom City, TX
- ACT Pipe & Supply, 1888 West Northwest Highway, Dallas, TX

The purchase of utility parts in various quantities will be based on the City's actual needs. The estimated expenditure is \$150,000.

ITEM NO. 8. RATIFIED CITY MANAGER ACTION FOR EMERGENCY PURCHASE OF BALLISTIC ARMOR FOR THE POLICE DEPARTMENT

As a result of recent events, involving ambush style attacks, including the use of semi-automatic rifles, against police officers, it was determined that officers did not have vests with adequate ballistic capabilities. The ballistic armor has been purchased from Security Pro USA under GSA Contract #GS-07F-0577T. This emergency procurement was necessary to preserve or protect the public health of the municipality's residents. Staff request ratification of this emergency purchase of additional body armor in order to ensure officers possess the tools necessary for a situation of this nature. The purchase was made through Security Pro USA in the amount of \$60,875.

ITEM NO. 9. AUTHORIZED PURCHASE OF REPLACEMENT NETWORKING HARDWARE AND SOFTWARE

Authorized the purchase of replacement networking hardware and software from Computer Discount Warehouse (CDW-G) through the State of Texas DIR contract. The purchase price of each item is discounted based on the current contract details, and a further discount is applied based on quantity. The estimated expenditure is \$100,000.

ITEM NO. 10. AUTHORIZED PURCHASE OF REPLACEMENT COMPUTERS AND SERVERS

Authorized the purchase of replacement PCs and servers from Dell Computer Corporation. Dell holds the current State of Texas contract for purchasing computer equipment, referenced as contract number DIR-SDD-1951. The cost per unit is \$610.00. The majority of production PCs and servers have a planned 5-year life cycle. The estimated expenditure is \$80,000.

ITEM NO. 11. AUTHORIZED PURCHASE OF FURNITURE FOR DEVELOPMENT AND ENGINEERING BUILDING

Authorized the purchase of furniture for the remodeled Development and Engineering building through the BuyBoard Cooperative Purchasing Contract. The recommended contract vendor will be Hertz Furniture. The pricing is provided through the BuyBoard Cooperative Purchasing Contract, #503-16. Furniture expenses were included in the overall building renovation project that was approved as part of the FY2016 budget. The estimated expenditure is \$140,000.

ITEM NO. 12. AUTHORIZED WELL REPAIRS TO THE FULLER WELL AND FAR NORTH WELL BY MILLICAN WELL SERVICE, LLC

The City owns and operates the water wells located at 118 West Fuller Drive (Fuller Well Site) and 2404 North Main Street (Far North Well Site) and both have been rendered

inoperable. The Trinity River Authority (TRA) is the primary source of potable water for the City of Euless. Potable water produced from City wells supplements the TRA supply and is essential should the TRA supply be interrupted. The City Council found that this purchase should be exempted from competitive bidding in accordance with Texas Local Government Code Section 252.022 as the procurement is necessary as a result of unforeseen damage to public equipment and that the procurement is necessary to preserve the public health and protect the safety of the City's residents. The estimated cost to repair the Far North Well is \$72,115 and the estimated cost to repair the Fuller Well is \$98,311.

ITEM NO. 13. APPROVED CITY COUNCIL MINUTES

Approved City Council minutes of the regular meeting of June 28, 2016.

REGULAR AGENDA

ITEM NO. 14. APPROVED RESOLUTION NO. 16-1491

Assistant City Manager Barker informed the City Council that Resolution No. 16-1491 will award a construction contract for Community Development Block Grant (CDBG) Project No. B15-UC-48-0001-22-30-B to Reliable Paving, Inc., 1903 Peyco Drive N, Arlington, Texas, for the replacement of sidewalk accessibility ramps. The project consists of the replacement of six sidewalk accessibility ramps along Harwood Road at Aransas Drive and Blanco Drive. The project is a continuation of CDBG projects that will replace noncompliant sidewalk accessibility ramps and involves work in Euless street right-of-way. The total cost will be \$68,050. The construction funds available through Tarrant County for this project are \$51,215. The difference of \$16,835 will be paid for by City of Euless funds.

Council Member Tompkins motioned to approve Resolution No. 16-1491, recommending award of a construction contract for the 41st Year Community Development Block Grant (CDBG) Project to Reliable Paving, Inc. for replacement of sidewalk accessibility ramps in the City of Euless.

Council Member Price seconded the motion.

Ayes: Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: Mayor Martin

Mayor Martin declared the motion carried.

ITEM NO. 15. APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 2118

Amends Section 78-125 of Chapter 78, Article IV, related to hotel occupancy taxes to specify that a person who is in violation of this article will be required to pay reasonable attorney's fees, the costs of an audit, a penalty, and interest.

Council Member Stinneford motioned to approve the first and final reading of Ordinance No. 2118, amending the City of Euless Code of Ordinances Chapter 78, "Taxation," Article IV, "Hotel Occupancy Tax," Section 78-125, "Enforcement;" and Section 78-126 "Violation of article; penalty."

Mayor Pro Tem Bynum seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 16. HELD PUBLIC HEARING FOR AMENDMENT TO UNIFIED DEVELOPMENT CODE NO. 16-03-CC AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 2128

Mayor Martin opened the public hearing at 7:28 p.m.

Assistant City Manager Barker advised the City Council that Ordinance No. 2128 provides that any use permitted by a Specific Use Permit (SUP) is considered a conforming use and shall not revert to a non-conforming use, if applicable, and upon termination of an SUP, the subject property may only be used for a use permitted by the applicable zoning.

Mayor Martin asked to hear from any proponents followed by opponents of the case. Seeing none, Mayor Martin closed the public hearing at 7:28 p.m.

Council Member Eilenfeldt motioned to approve the first and final reading of Ordinance No. 2128, amending the City of Euless Code of Ordinances Chapter 84, "Unified Development Code," Section 84-54, "Termination of nonconforming uses."

Council Member Zimmer seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 17. HELD PUBLIC HEARING FOR SPECIFIC USE PERMIT NO. 16-13-SUP AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 2126

Mayor Martin opened the public hearing at 7:29 p.m.

Senior Planner Stephen Cook presented the item to the City Council and stated that the applicant, David Mowers, representing GRACE – Grapevine Relief & Community Exchange, is seeking to renew the Specific Use Permit (SUP) originally approved August 11, 2015. The majority of the on-site donated items will be sent to their primary processing center in Grapevine prior to placement in the retail area; however, GRACE will accept some on-site donations for immediate sale. The conditions approved by the City Council are recommended to continue with the renewal of the SUP and there have not been any known violations of the conditions of the SUP during the past year. Additionally, the Planning and Zoning Commission held a public hearing on June 21, 2016, and voted to recommend approval with a vote of 6-0-1 with the following conditions:

- 1) Tied to the business owner, Grapevine Relief and Community Exchange;
- 2) Tied to the business name, GRACEful Buys;
- 3) All merchandise shall be displayed within the store and not exterior to the building;
- 4) Drop-off of donated items shall be conducted to the rear of the store during business hours and all items immediately placed within the interior of the building;
- 5) Any drop-off donated items left exterior to the store shall be removed in a timely manner;
- 6) The Specific Use Permit may be revoked if one or more of the conditions imposed by this permit has not been met or has been violated; and
- 7) Upon revocation or expiration of the Specific Use Permit, all uses permitted hereunder shall cease.

Mayor Martin asked to hear from any proponents wishing to speak regarding the case.

David Mowers, 800 Lakeside Circle, Lewisville, Director of Operations for GRACE, advised that he is pleased to be in the City of Euless and a member of the community and Chamber of Commerce.

Mayor Martin asked to hear from any opponents wishing to speak regarding the case. Seeing none, the public hearing was closed at 7:32 p.m.

Council Member Stinneford motioned to approve the first and final reading of Ordinance No. 2126, a Specific Use Permit for Used Merchandise on Park Crestmoor Addition, Block 2, Lot 24R2B, 700 West Euless Boulevard in the Texas Highway 10 Multi-Use District (TX-10).

Council Member Price seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 18. HELD PUBLIC HEARING FOR SPECIFIC USE PERMIT NO. 16-14-SUP AND APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 2127

Mayor Martin opened the public hearing at 7:33 p.m.

Senior Planner Cook presented the item to the City Council and stated that the applicant, Ravesh Patel, representing Swami Shreeji Hospitality LLC., is seeking to renew a Specific Use Permit (SUP) for the Best Western Plus hotel located south of West Airport Freeway. The hotel is under new ownership and in accordance with the conditions of the original SUP, the new owner must apply for a new SUP. The hotel has met all standards of the original SUP and continues to operate according to City of Euless regulations. Additionally, the Planning and Zoning Commission held a public hearing on June 21, 2016, and voted to recommend approval with a vote of 7-0-0 with the following conditions:

- 1) The Specific Use Permit is tied to the Business Owner, Mr. Ravesh Patel;
- 2) The Specific Use Permit is tied to the Business Name: Swami Shreeji Hospitality LLC, dba Best Western Plus;
- 3) The Specific Use Permit may be revoked if one or more of the conditions imposed by this permit has not been met or has been violated; and
- 4) Upon revocation or expiration of the Specific Use Permit, all uses permitted hereunder shall cease.

Mayor Martin asked to hear from any proponents followed by opponents wishing to speak regarding the case. Seeing none, the public hearing was closed at 7:34 p.m.

Council Member Tompkins motioned to approve the first and final reading of Ordinance No. 2127, a Specific Use Permit for a Hotel on Vine Addition, Block A, Lot 1, 421 West Airport Freeway in the Community Business Zoning District (C-2).

Council Member Eilenfeldt seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 19. APPROVED BOARD APPOINTMENTS

The Crime Control and Prevention District (CCPD) is comprised of seven Directors, including four Council Members and three Citizen Members, who serve staggered two-year terms that expire September 1 of each year.

Council Member Eilenfeldt motioned to reappoint Council Member Eddie Price and Mayor Pro Tem Perry Bynum, and reappoint Citizen Member Ron Shields to the Crime Control and Prevention District Board with terms to expire September 1, 2018.

Council Member Zimmer seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 20. HELD PUBLIC HEARING AND APPROVED CRIME CONTROL AND PREVENTION (CCPD) BUDGET FOR FY 2016-2017

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

Director of Finance Jewell advised the City Council that the proposed Euless Crime Control and Prevention District Budget for Fiscal Year 2016-2017 was approved by the Crime Control and Prevention District Board on June 9, 2016, following a public hearing. State law requires final approval by the City Council without amendment. The proposed budget continues existing programming by the district.

Assistant Police Chief Gary Landers provided an explanation of proposed capital expenditures in the budget.

Mayor Martin asked to hear from any proponents followed by opponents wishing to speak regarding the item. Seeing none, the public hearing was closed at 7:40 p.m.

Council Member Stinneford motioned to approve the Crime Control and Prevention District (CCPD) Budget for Fiscal Year 2016-2017.

Council Member Zimmer seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 21. SET PUBLIC HEARING FOR AUGUST 30, 2016 FOR PROPOSED CITY OF EULESS BUDGET FOR FY 2016-2017

Mayor Pro Tem Bynum motioned to set a public hearing for August 30, 2016, 7:00 p.m. in the Euless City Council Chambers regarding the proposed City of Euless Budget for Fiscal Year 2016-2017.

Council Member Tompkins seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 22. PLACED A PROPOSAL TO ADOPT CITY OF EULESS AD VALOREM TAX RATE ON THE SEPTEMBER 13, 2016 AGENDA

Mayor Pro Tem Bynum motioned to place a proposal to adopt the City of Euless proposed Ad Valorem Tax Rate of \$0.4625 per \$100 valuation on the September 13, 2016, agenda.

Council Member Stinneford seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 23. SCHEDULED PUBLIC HEARINGS ON PROPOSED CITY OF EULESS AD VALOREM TAX RATE FOR AUGUST 30, 2016, AND SEPTEMBER 6, 2016

Mayor Pro Tem Bynum motioned to schedule two public hearings on the proposed City of Euless Ad Valorem Tax Rate for 7:00 p.m. on August 30, 2016, and for 7:00 p.m. on September 6, 2016, in the Euless City Council Chambers.

Council Member Zimmer seconded the motion.

Ayes: Mayor Martin, Mayor Pro Tem Bynum, Council Members Stinneford, Tompkins, Price, Eilenfeldt, and Zimmer

Nays: None

Mayor Martin declared the motion carried.

ITEM NO. 24. PUBLIC COMMENTS

Darl Easton, 1005 Fayette Drive, Euless, expressed his appreciation to the City Council and staff for holding the recent budget meetings within the city limits. He commented on the proposed budget and the proposed tax rate and expressed his disagreement with the Tarrant Appraisal District appraisals for property values. Mr. Easton expressed his appreciation to City Manager Loretta Getchell for discussing the budget with him over the phone.

ITEM NO. 25. REPORTS

City Manager

No report given.

City Attorney

No report given.

City Council

Mayor Martin expressed her appreciation to Library Administrator Sherry Knight and Director of Parks and Community Services Ray McDonald for their efforts in coordinating wonderful programs and events all summer.

Mayor Martin announced that the next City Council meeting will be held Tuesday, August 30, 2016.

ITEM NO. 26. ADJOURN

Mayor Martin adjourned the meeting at 7:49 p.m.

APPROVED:

ATTEST:

Linda Martin, Mayor

Kim Sutter, TRMC, City Secretary