

**CITY OF LAKE WORTH**  
**Minutes for**  
**City Council Public Hearing/Regular Meeting**  
**Tuesday, April 13, 2010**  
**3801 Adam Grubb • Lake Worth, Texas**  
**6:30 P.M. – Council Chambers**

**1. Call to Order.**

Mayor Walter Bowen called the Council meeting to order at 6:30 p.m.

**2. Invocation and Pledge of Allegiance.**

Dr. Jerry Locke gave invocation. Attendees recited the pledge of allegiance.

**3. Roll Call.**

Council members present were Mayor Walter Bowen, Myrt Fowlkes, Perry Lunsford, Dona Stuard, Pat O. Hill, Geoffrey White, and Clint Narmore. Curtis McKay was absent.

Staff present were Brett McGuire, City Manager; Ken West, Assistant; Linda Rhodes, City Secretary; Dave Tatsak, Chief of Police; Mark Cone, Fire Chief; Jami Woodall, EDC Coordinator; Suzanne Meason, Planning and Zoning Coordinator; Debbie Whitley, Director of Finance; Danielle Hackbusch, HR/Risk Management; Mark Ramsey, IT Manager; Natacha Valdez, Municipal Court Coordinator; Lara Strother, Library Director; and Cheryl Vess, Community Activities Director. City Attorney Wayne Olson and City Engineer Aaron Rader were present.

**4. Consent Agenda:**

- a. **Approval of minutes for the City Council Public Hearing/Regular meeting on March 9, 2010.**
- b. **Approval of minutes for the City Council Special meeting on March 30, 2010.**
- c. **Approval of Finance Reports for the month of March 2010.**
- d. **Resolution #919- Amending Authorized Representatives for TexPool, Lone Star, and TexStar Investment Pools.**
- e. **Approval of Annual Audit Engagement letter for the year ending September 30, 2010 from Snow, Garrett and Company.**

Geoffrey White made a motion, seconded by Perry Lunsford, to approve the Consent Agenda. Motion passed with all that were present voting in favor and none opposed.

**5. Presentations:**

- a. **Proclamations/Awards/Presentations.**

*There were no Proclamations/Awards/Presentations.*

**b. Citizen/Visitor Comments.**

Citizen Brenda Lovell of 3004 Huron Trail addressed Council concerning code violations. She had received a letter from code enforcement on an issue at her property that she has since taken care of, but indicated there are violations at 3330 Huron that need to be addressed. Citizen Mary Mason of 3001 Huron Trail addressed Council concerning a code issue at her property. Mayor Bowen asked the City Manager to get with the Code Enforcement Officer to address both concerns.

**6. Public Hearing/Action Items.**

- a. Public Hearing/Action to consider Ordinance #941, which is Planning & Zoning Case #PZ10-01, the request of Chris Smith for Nhon Nguyen for the use and operation of a Farmer's Market (vegetable and plant sales) and a combined development/site plan within the PC – Planned Commercial zoning classification on Abstract 188, Tract(s) 2M, 2Gg, John Breeding Survey, Lake Worth, Tarrant County, property commonly known as 6800 Azle Avenue.**

*Mayor Bowen opened the Public Hearing at 6:39 pm.*

Suzanne Meason noted that this property is where the old 7-11 was located. The Planning and Zoning Commission heard this case on March 16, 2010 and recommends approval of the Farmer's Market. There were no persons present wishing to speak on this public hearing item.

*Mayor Bowen closed the Public Hearing at 6:40 pm.*

Geoffrey White made a motion, seconded by Myrt Fowlkes, to approve Ordinance #941, #PZ10-01 for the use and operation of a Farmer's Market on Abstract 188, Tract(s) 2M, 2Gg, of the John Breeding Survey, property known as 6800 Azle Avenue. Motion passed with all that were present voting in favor and none opposed.

- b. Public Hearing/Action to consider approval of Resolution #920 authorizing application for and participation in the Local Park Grant Program with the Texas Parks and Wildlife Department (TPWD) for a project involving proposed park improvements at Lake Worth Park.**

*Mayor Bowen opened the Public Hearing at 6:42 pm.*

Sherri Wicker, with the Lake Worth Youth Association, asked about parking, the roadway, and projected time-lines for Phase I and the overall proposed project. Aaron Rader, Engineer, said there were about 270 parking spaces; at least four spaces would be handicapped, per regulations. The roadway will be concrete. It is projected to be at least a year or later before Phase I of the project could begin, provided that the grant is awarded. All phases would entail about a ten year projection period overall. Ken West requested that the LWYA submit something to the City in writing indicating its support of the grant project. Sherri Wicker indicated she would; she also stated she would be taking this to the LWYA meeting.

Mark Lavy of 4017 Pueblo Trail asked about baseball/softball fields. Other persons that signed the public hearing sheet, but did not speak were:

Tim Dahl, 3720 Shawnee Trail  
 Scott Taylor, 6028 Yeary  
 Michael Salisbury, 4508 Highland Lake Drive  
 Susan Castillo, 4516 Hodgkins Road  
 Eugene McClure, 4516 Hodgkins Road

Staff indicated letters of support could be submitted by anyone.

*Mayor Bowen closed the Public Hearing at 6:57 pm.*

Pat Hill made a motion, seconded by Clint Narmore, to approve Resolution #920 authorizing application for and participation in the Local Park Grant Program with the TPWD. Motion passed with all that were present voting in favor and none opposed.

**c. Public Hearing for Ordinance #942, Re-Adoption of Current Curfew Ordinance.**

*Mayor Bowen opened the Public Hearing at 6:57 pm.*

Dave Tatsak explained that, pursuant to law, the curfew ordinance is to be reviewed every three years; there are no desired changes to the current ordinance. This is the first of two required public hearings. There were no persons wishing to speak on this public hearing item. The second public hearing and action will take place at the May 11, 2010 Council meeting.

*Mayor Bowen closed the Public Hearing at 6:59 pm.*

**7. Ordinances/Resolutions:**

**a. Ordinance #940- Declaring Unopposed Candidates in the May 8, 2010 General City Election Elected to Office and Canceling the Election.**

Myrt Fowlkes made a motion, seconded by Dona Stuard, to approve Ordinance #940 declaring unopposed candidates in the May 8, 2010 General City Election elected to office and canceling the election. Motion passed with all that were present voting in favor and none opposed.

**b. Resolution #921- Supporting the Oncor Steering Committee's Sunset/Legislative Agenda.**

Clint Narmore made a motion, seconded by Perry Lunsford, to approve Resolution #921 supporting the Oncor Steering Committee's Sunset/Legislative agenda. Motion passed with all that were present voting in favor and none opposed.

**8. Contracts/Agreements.**

*There were no Contracts/Agreements Items.*

## **9. Bids, Proposals, and Specifications.**

*There were no Bids, Proposals, and Specifications Items.*

## **10. Discussion/Action Items:**

### **a. Approval of list of surplus items from the Information Technology Department to be auctioned off.**

Geoffrey White made a motion, seconded by Clint Narmore, to approve the list of surplus computer items from the Information Technology Department to be auctioned off. Motion passed with all that were present voting in favor and none opposed.

### **b. Discussion/Action to consider the official name of the Museum (Foster House Project).**

Jami Woodall explained that, at the last EDC meeting, the board voted to name the museum (Foster House Project) the Lake Worth Area Museum. Their recommendation is being brought forth for Council consideration and approval.

Myrt Fowlkes made a motion, seconded by Dona Stuard, to approve Lake Worth Area Museum as the official name of the museum (Foster House Project). Motion passed with all that were present voting in favor and none opposed.

### **c. Consideration of request from the Lake Worth First Baptist Church to revise/change the contract provisions previously acted on by Council.**

Tim Dahl, Pastor of the First Baptist Church of Lake Worth, addressed Council asking for their approval of the revisions to the contract requested by the church.

*Mayor Walter Bowen announced that, pursuant to the Texas Open Meeting Act, Chapter 551, Texas Government Code, the City Council reserves the right to convene into executive session as necessary during this meeting. Therefore, pursuant to Section 551.071, consultation with attorney in regard to any agenda item posted on the agenda, Mayor Bowen closed the open session of the meeting to go into Executive Session at 7:08 p.m.*

*Mayor Walter Bowen closed the Executive Session of the meeting and reconvened into open session at 7:27 p.m.*

Clint Narmore made a motion, seconded by Geoffrey White, to authorize the City Manager to execute the contract with the First Baptist Church of Lake Worth as discussed in Executive Session. Motion passed with all that were present voting in favor and none opposed.

## **11. Mayor and Council Items.**

### **a. Update on Tarrant County Mayor's Council by Mayor Bowen.**

Mayor Bowen had nothing to report from the Tarrant County Mayor's Council.

**12. City Manager and Staff Reports:****a. City Manager Report.**

1. Reminder of Spring Clean Up date.

Brett McGuire reminded everyone that the Spring Clean Up date is Saturday, April 17, 2010 from 9:00 am to 3:00 pm at the Public Works facility located at 4200 Fewell Drive. Proof of residency will be required.

2. Joint Council/Planning and Zoning Commission meeting date announced.

Brett McGuire noted there will be a joint Council/P&Z meeting on Tuesday, April 20, 2010 at 6:30 pm in the Council Chambers.

**b. Fire Chief Report:**

1. Update on Fort Worth Mutual Aid Agreement.

Mark Cone updated Council that the mutual aid agreement they approved last month still has not been approved by Fort Worth. Fort Worth wants to revise the agreement to include lake property structure fires, which will be a good thing. This will be brought forth at a later time.

**c. EDC Report:**

1. EDC Quarterly Report.
2. Upcoming EDC Board Member terms/appointments.

Jami Woodall announced that upcoming board terms for EDC are coming up for place numbers 2, 4, and 6. Place numbers 2 and 4 are Council places that roll off/on with Council members. Place 6 is held by citizen Ronny Parsley, of which has already submitted his re-application.

**d. HR/Risk Management Report:**

1. Announce Employee Spring Benefits Fair date.

Danielle Hackbusch announced that there will be a Spring Benefits Fair for the City Employees on Tuesday, April 20, 2010.

*Executive Session was done earlier; see agenda item 10-c.*

**13. Executive Session:**

Pursuant to the Texas Open Meeting Act, Chapter 551, Texas Government Code, the City Council reserves the right to convene into executive session as necessary during this meeting to discuss the following:

- a. Pursuant to Section 551.071- Consultation with attorney with regard to any item posted on the agenda or pending or contemplated litigation.

**14. Reconvene into Regular Session:**

- a. Take any action necessary pursuant to Executive Session Items as listed above.

*Any action taken on Section 551.071 Executive Session Items was done under the appropriate agenda item listing.*

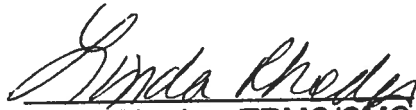
**15. Adjournment.**

There being no further business, Mayor Walter Bowen closed the Council meeting at 7:34 p.m.

APPROVED:

  
Walter Bowen  
Walter Bowen, Mayor

ATTEST:

  
Linda Rhodes, TRMC/CMC  
City Secretary