

**CITY OF LAKE WORTH  
Minutes for  
City Council Regular Meeting  
Tuesday, September 14, 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, Curtis McKay, Myrt Fowlkes, Perry Lunsford, Dona Stuard, Pat O. Hill, and Clint Narmore. Geoffrey White was absent.

Staff present were Brett McGuire, City Manager; Ken West, Assistant City Manager; Linda Rhodes, City Secretary; Dave Tatsak, Chief of Police; Mike Christenson, Fire Lieutenant; Suzanne Meason, Planning and Zoning Coordinator; Debbie Whitley, Director of Finance; Jami Woodall, EDC Coordinator; Lara Strother, Library Director; and Cheryl Vess, Community Activities Director. City Attorney Wayne Olson and City Engineer Misty Christian were present.

**4. Consent Agenda:**

- a. **Approval of minutes for the City Council Budget Workshop/Special meeting on August 7, 2010.**
- b. **Approval of minutes for the City Council Regular meeting on August 10, 2010.**
- c. **Approval of minutes for the City Council Budget Workshop/Special meeting on August 31, 2010.**
- d. **Approval of Finance Reports for the month of August 2010.**

Clint Narmore made a motion, seconded by Curtis McKay, to approve the Consent Agenda. Motion passed with all that were present voting in favor and none opposed.

**5. Presentations:**

- a. **Proclamations/Awards/Presentations.**
- b. **Citizen/Visitor Comments.**

*There were no Presentation Items.*

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

*There were no Public Hearing/Action Items.*

## **7. Ordinances/Resolutions:**

### **a. Ordinance #948- Atmos Cities Steering Committee (ACSC) Rate Review Mechanism (RRM) Settlement Agreement.**

Perry Lunsford made a motion, seconded by Dona Stuard, to approve Ordinance #948- Atmos Cities Steering Committee (ACSC) Rate Review Mechanism (RRM) Settlement Agreement. Motion passed with all that were present voting in favor and none opposed.

### **b. Ordinance #949- Budget Amendment to the FY 2009/2010 Operating Budgets for the Water/Sewer and Debt Service Funds based on new estimated totals determined after the mid-year budget review.**

Dona Stuard made a motion, seconded by Clint Narmore, to approve Ordinance #949- Budget Amendment to the FY 2009/2010 Operating Budgets for the Water/Sewer and Debt Service Funds based on new estimated totals determined after the mid-year budget review. Motion passed with all that were present voting in favor and none opposed.

### **c. Ordinance #950- Prohibiting the possession, purchase, sale and ingestion of certain drugs.**

Clint Narmore made a motion, seconded by Pat Hill, to approve Ordinance #950- Prohibiting the possession, purchase, sale and ingestion of certain drugs. Voting in favor of the motion were Clint Narmore, Pat Hill, Curtis McKay, Myrt Fowlkes, and Dona Stuard. Perry Lunsford voted against the motion. Motion passed with a 5-1 vote to approve Ordinance #950.

### **d. Resolution #929- Adopting the Parks Master Plan Update for the City of Lake Worth.**

Perry Lunsford made a motion, seconded by Dona Stuard, to approve Resolution #929 adopting the Parks Master Plan Update for the City of Lake Worth. 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.**

### **a. Award Bid for Shawnee Bridge Utility Relocations.**

Dona Stuard made a motion, seconded by Curtis McKay, to award the bid for the Shawnee Bridge Utility Relocations Project to Linder Construction out of Springtown, Texas, for a base bid amount of \$369,149.00. Motion passed with all that were present voting in favor and none opposed.

*Mayor Bowen closed the open session of the meeting and opened into Executive Session pursuant to Section 551.074 of the Texas Government Code at 6:55 p.m. and then later closed the Executive Session and reconvened into open session at 7:13 p.m.*

**10. Discussion/Action Items:**

- a. Discussion/Action on the Appointment/Re-Appointment of members to the Board of Adjustment (BOA), Places #2, 4, and alternate Place #6 (all of which expire on 10/01/10) and to vacant positions Place #3 and alternate #7 (both of which expire on 10/01/11).**

Suzanne Meason explained that there was one applicant for the BOA and she was present. The applicant, Connie Bailey, has only resided in Lake Worth since April 2009, which does not meet the 3 year residency requirement to serve on the BOA. Mayor Bowen mentioned that staff would be revising the BOA and P&Z requirements to a two (2) year residency requirement. At that time, they could consider Mrs. Bailey's application. Mrs. Bailey indicated she understood.

Dona Stuard made a motion, seconded by Pat Hill, to table the appointment of Board of Adjustment members until further notice. Motion passed with all that were present voting in favor and none opposed.

- b. Discussion/Action on the Appointment/Re-Appointment of members to the Planning and Zoning Commission (P&Z), Places #2, 4, and 6.**

Suzanne Meason made note that there were three of the four applicants present: Earl Fowlkes, Patty Biggers, and Phylis Hatley. Theresa Riley was not able to attend the meeting due to a work conflict.

Dona Stuard made a motion, seconded by Clint Narmore, to make the following appointments to the Planning and Zoning Commission: Place #2: Earl Fowlkes, Place #4: Patty Biggers, and Place #6: Phylis Hatley. Motion passed with all that were present voting in favor and none opposed.

- c. Discussion/Action on the Appointment/Re-Appointment of members to the Historical Preservation Commission (HPC), Places #2, 4, and 6.**

Perry Lunsford made a motion, seconded by Pat Hill, to make the following appointments to the Historical Preservation Commission: Place #4: Ronny Parsley and Place #6: Patricia Davis. Motion passed with all that were present voting in favor and none opposed.

- d. Wholesale Water/Wastewater Advisory Committee Appointments.**

Clint Narmore made a motion, seconded by Myrt Fowlkes, to appoint Sean Densmore as the primary voting representative to the Wholesale Water Wastewater Advisory Committee and to appoint Brett McGuire as the alternate. Motion passed with all that were present voting in favor and none opposed.

- e. Discussion/Action to consider Sale of Old Park Lights for scrap.**

Perry Lunsford made a motion, seconded by Curtis McKay, to approve selling the old park lights for scrap and to place the proceeds from the sale in the Park Fund for future improvements to the Lake Worth park system. 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 on the Tarrant County Mayor's Council.

## **12. City Manager and Staff Reports:**

### **a. City Manager Reports:**

#### **1. Traffic-Calming Committee Update.**

Brett McGuire explained that Council requested an update in six (6) months regarding the traffic-calming issues on Hodgkins Road. He reported that after the striping was painted and "No Parking" signs were installed, there have been no incidents or complaints.

#### **2. Announce Retirement Party Date.**

Brett McGuire announced that there will be a retirement party for long time employee Margaret Clark. Margaret has worked with the City for over 28 years and will retire on Thursday, September 30, 2010. Her party is set for Wednesday, September 29, 2010 from 11:00 am to 1:00 pm and is a come-and-go. All are welcome to attend.

### **b. Chief of Police Reports:**

#### **1. Announce National Night Out Date.**

Chief Tatsak announced the National Night Out will be on Tuesday, October 5, 2010 from 6:00 pm to 9:00 pm at the City Park East.

### **c. Community Activities Coordinator Reports:**

#### **1. Food Drive Update.**

Cheryl Vess reported that the food drive was a huge success. The "south" team won the contest and was rewarded with a pizza luncheon. There were 350 children who benefitted from the school supply donations and there were 1,826 items collected. There will be another drive scheduled during the City employee Christmas party; donations will be taken at the door.

*Mayor Bowen closed the open session of the meeting and opened Executive Session pursuant to Section 551.074 of the Texas Government Code at 7:30 p.m.*

## **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.**

**b. Pursuant to Section 551.074- Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.**

#### **1. City Manager.**

## 2. Boards/Commissions appointments.

Mayor Bowen closed the Executive Session of the meeting and reconvened into open session at 7:42 p.m.

### 14. Reconvene into Regular Session:

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

Perry Lunsford made a motion, seconded by Pat Hill, to approve the City Manager contract as discussed in Executive Session. Motion passed with all that were present voting in favor of the motion and none opposed.

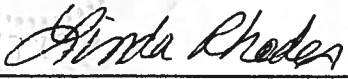
### 15. Adjournment.

There being no further business, Mayor Walter Bowen closed the Council meeting at 7:43 p.m.

APPROVED:

  
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Walter Bowen, Mayor

ATTEST:

  
\_\_\_\_\_  
Linda Rhodes, TRMC/CMC  
City Secretary