

**CITY OF LAKE WORTH  
Minutes for  
City Council Public Hearing/Regular Meeting  
Tuesday, April 12, 2011  
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, Geoffrey White, and Clint Narmore.

Staff present were Brett McGuire, City Manager; Ken West, Assistant City Manager; Linda Rhodes, City Secretary; Dave Tatsak, Chief of Police; Mike Christenson, Fire Chief; Debbie Whitley, Director of Finance; Jami Woodall, EDC Coordinator; Suzanne Meason, Planning and Zoning Coordinator; Natacha Valdez, Municipal Court Coordinator; Lara Strother, Library Director; Karen Blaisdell, Telecommunications Supervisor; Chris Hebert, Telecommunicator; and Cheryl Vess, Community Activities Coordinator. City Attorney Jenny Gravley and City Engineer Aaron Rader were present.

**4. Consent Agenda:**

- a. **Approval of minutes for the City Council Regular meeting on March 8, 2011.**
- b. **Approval of minutes for the Joint City Council/Planning and Zoning Commission Public Hearing/Meeting on March 15, 2011.**
- c. **Approval of Finance Report for the month of March 2011.**
- d. **Resolution #940- Amending Resolution #934 Calling/Ordering the May Election by approving the finalized Joint Election Agreement and Contract with the Tarrant County Elections Administration for Election Services, including finalized Early Voting sites/dates/times, for the May 14, 2011 General Election.**
- e. **Resolution #941- Approval of Continued Participation and Assessment for the Atmos Cities Steering Committee (ACSC) Membership for 2011.**

Dona Stuard made a motion, seconded by Pat Hill, to approve the Consent Agenda. Motion passed with all in favor and none opposed.

**5. Presentations:**

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

**1. "Tarrant Cares Month" Proclamation.**

No one was present to accept the proclamation.

**2. "National Public Safety Telecommunicator's Week" Proclamation.**

Mayor Bowen presented the proclamation to Karen Blaisdell, Telecommunicator Supervisor, and to Christ Hebert, Telecommunicator, for the City of Lake Worth.

**b. Citizen/Visitor Comments.**

*This item was skipped until after agenda item #6-a was addressed.*

*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, Mayor Bowen announced that, pursuant to Section 551.071 (consultation with attorney with regard to any item posted on the agenda or pending or contemplated litigation), he closed the open session of the meeting and opened into Executive Session at 6:40 p.m. Mayor Bowen closed the Executive Session and reconvened into open session at 7:12 p.m.*

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

**a. Re-Hearing for Public Hearing/Action regarding variance request on the fence located at 2837 Hiawatha Trail, as requested by Ms. Esperanza Fernandez.**

*Mayor Bowen opened the Public Hearing at 7:13 p.m.*

Brett McGuire noted that, due to HUD Case #06-11-0465-8 relating to the fence at 2837 Hiawatha Trail, this is a re-hearing of the original Public Hearing held at the December 14, 2011 Council meeting. Ms. Fernandez had nothing to add other than she is working on cleaning her fence.

Charles Buchanan, resident of 2901 Hiawatha Trail, opposes the fence and noted that Council should uphold what they have already voted on.

*There being no other persons wishing to speak on this Public Hearing item, Mayor Bowen closed the Public Hearing at 7:18 p.m.*

Geoffrey White made a motion, seconded by Perry Lunsford, to allow a fence variance at the residence located at 2837 Hiawatha Trail to move the referenced fence 3' 0" from the city right-of way along Hiawatha Trail and 3' from the edge of the driveway into the current owner's yard, with such variance to expire in sixty (60) days. Voting in favor of the motion was Geoffrey White, Perry Lunsford, Curtis McKay, Myrt Fowlkes, and Clint Narmore. Voting against the motion was Dona Stuard. Pat Hill abstained. Therefore, motion passed with a 5-1-1 vote.

*Agenda item #5-b was now addressed.*

Citizen Carolyn Bishop, of 7228 Telephone Road, addressed Council about health issues she is having as a result of the large amounts of dirt caused from the project on Telephone Road. Brett McGuire explained the project is on hold due to prior contractor litigation issues. He indicated staff will look to see if there is anything that can be done in the meantime.

## **7. Ordinances and Resolutions.**

### **a. Ordinance #962- Reappointment of Judge William "Bill" Lane for an additional term of two years.**

Pat Hill made a motion, seconded by Dona Stuard, to approve Ordinance #962 to reappoint Judge William "Bill" Lane for an additional two year term. Motion passed with all in favor and none opposed.

### **b. Resolution #937- Supporting the 35W Coalition that supports the delivery of the North Tarrant Express by the Texas Department of Transportation through public-private partnerships.**

Perry Lunsford made a motion to approve Resolution #937. Motion failed for lack of a second.

Dona Stuard made a motion to deny Resolution #937. Motion failed for lack of a second; therefore, there was no action on this item.

### **c. Resolution #938- Supporting HJR 56 restricting the power of the legislature to mandate requirements upon certain local governments.**

Myrt Fowlkes made a motion, seconded by Curtis McKay, to approve Resolution #938, supporting HJR 56 restricting the power of the legislature to mandate requirements upon certain local governments. Motion passed with all in favor and none opposed.

### **d. Resolution #939- Urging the 82<sup>nd</sup> Texas Legislature to enact revenue measures to fund transportation investment.**

Clint Narmore made a motion, seconded by Geoffrey White, to approve Resolution #939, urging 82<sup>nd</sup> Texas Legislature to enact revenue measures to fund transportation investment. Motion passed with all in favor and none opposed.

## **8. Contracts/Agreements.**

*There are no Contracts/Agreements.*

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

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

**10. Discussion/Action Items.****a. Approval of Items to be auctioned at a City-wide auction on Saturday, May 21, 2011 by O'Leary Auctions, LLC.**

Geoffrey White made a motion, seconded by Perry Lunsford, to approve the list of items to be auctioned at the City-wide auction on Saturday, May 21, 2011 by O'Leary Auctions, LLC. Motion passed with all in favor and none opposed.

**b. Discussion/Action to consider renaming a portion of Rocky Point Trail to Bullfrog Way.**

Clint Narmore made a motion, seconded by Pat Hill, to have staff explore more details on this and to bring it back to Council for consideration of approval. Voting in favor of the motion were Clint Narmore, Pat Hill, Myrt Fowlkes, Dona Stuard, and Geoffrey White. No one voted against the motion. Curtis McKay and Perry Lunsford abstained. Motion passed with a 5-0-2 vote.

**11. Mayor and Council Items.****a. Update on Tarrant County Mayor's Council by Mayor Bowen.**

Mayor Bowen had nothing to report.

**12. City Manager and Staff Reports.****a. City Manager Report(s):****1. Report on "Meet the Candidates" Forum.**

Brett McGuire reported that there was a "meet the candidates" forum held on Tuesday, April 5<sup>th</sup> at the Lake Worth Effie Morris Elementary.

**b. EDC Coordinator Report(s):****1. EDC Quarterly Report(s).**

Jami Woodall mentioned that EDC appointments will be taken for EDC board member places 1, 3, 5, and 7. Myrt Fowlkes and Curtis McKay, Council positions, will be rolling off their EDC term. Citizen EDC members Earl Fowlkes and Robert Horney have both submitted their applications to be considered to serve another term.

**c. Community Activities Coordinator Report(s):****1. Announce date of upcoming Community Easter Egg Hunt and events.**

Cheryl Vess reminded everyone that on April 16, 2011 there will be a Community Easter Egg Hunt as well as a Craft Fair and other activities, including a ribbon cutting for the Lake Worth Area Museum at 11:30 a.m.

*Mayor Bowen closed the open session of the meeting and opened into Executive Session at 7:56 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 551.072- Deliberate the purchase, exchange, lease or value of real property.
  - 1. San Saba offer.

*Mayor Bowen closed the Executive Session of the meeting and reconvened into open session at 8:02 p.m.*

**14. Reconvene into Regular Session:**

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

*There was no action on Executive Session at this time.*

**15. Adjournment.**

There being no further business, Mayor Walter Bowen closed the Council meeting at 8:02 p.m.



APPROVED:

*Walter Bowen*  
Walter Bowen, Mayor

ATTEST:

*Linda Rhodes*  
Linda Rhodes, TRMC/CMC  
City Secretary