

CITY OF LAKE WORTH
Minutes for
City Council Regular Meeting
Tuesday, May 10, 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.

Council member Geoffrey White 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; Sean Densmore, Public Works Manager; Joe Dickens, Building Inspector; Lara Strother, Library Director; 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 Public Hearing/Regular meeting on April 12, 2011.**
- b. **Approval of Finance Report for the month of April 2011.**
- c. **Resolution #942- Annual Approval of Investment Policy and Investment Strategy.**
- d. **Approval of Tarrant County Tax Office Annual Agreement for the Assessment and Collection of 2011 Ad Valorem Taxes.**

Geoffrey White 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. "Building Safety Month" Proclamation.

Mayor Bowen presented the proclamation to Joe Dickens, Building Inspector.

2. Presentation by Steve Townsend, representative of Tarrant County Precinct #4 Commissioner J.D. Johnson's office, of items to be donated to the Lake Worth Area Museum.

Mr. Townsend was not present; therefore, this item was postponed until the next Council meeting.

b. Citizen/Visitor Comments.

There were no Citizen/Visitor Comments.

6. Public Hearing/Action Items.

There were no Public Hearing/Action Items.

7. Ordinances and Resolutions.

- a. Consider adoption of Ordinance #963- Authorizing the issuance of City of Lake Worth, Texas, General Obligation Refunding Bonds, Series 2011, specifying the terms and features of said bonds; levying a continuing direct annual ad valorem tax in payment thereof; and resolving other matters incident and related to the issuance, sale, payment and delivery of said bonds, including the approval and execution of a paying agent/registrar agreement, and escrow agreement, and providing an effective date.**

Debbie Whitley introduced Boyd London, representative of First Southwest, who presented to Council the savings the City would realize by issuing new debt to pay off old debt at a reduced interest rate.

Dona Stuard made a motion, seconded by Clint Narmore, to approve Ordinance #963 authorizing the issuance of General Obligation Refunding Bonds, Series 2011, as presented. Motion passed with all in favor and none opposed.

- b. Resolution #943- Approve participation in Tarrant County's Community Development Block Grant (CDBG) and HOME Program for the three Program year period, FY 2012- FY 2014.**

Perry Lunsford made a motion, seconded by Pat Hill, to approve Resolution #943 to participate in Tarrant County's CDBG and HOME Program for a three year period of FY 2012-FY 2014 and to authorize the City Manager to execute the agreement. Motion passed with all in favor and none opposed.

8. Contracts/Agreements.

There were no Contracts/Agreements.

9. Bids, Proposals, and Specifications.

There were no Bids, Proposals, and Specifications.

10. Discussion/Action Items.

- a. Consideration of renaming a portion of Rocky Point Trail to Bullfrog Way.**

Brett McGuire noted that after exploring the options to rename a portion of Rocky Point Trail to "Bullfrog Way", staff has determined that it can be done, but would require notification of several agencies/persons. Another option would be not to "officially" rename the street, but to add sign-toppers to the poles in the affected area.

After brief discussion, Clint Narmore made a motion, seconded by Curtis McKay, to add sign-toppers to the poles in the affected area to designate the street as "Bullfrog Way". Motion passed with all in favor and none opposed.

b. Consider request of Mr. Gonzales to grant a waiver for a Garage Sale Permit at 3323 Roberts Cut Off.

Brett McGuire explained that Mr. Gonzales' residence at 3323 Roberts Cut Off lies within a "Planned Commercial" zoning district. Staff was unable to grant him a Garage Sale Permit due to code requirements which limits garage sales to single family residential zoning. Mr. Gonzales was present to answer any questions Council might have regarding his request to be granted a waiver to be issued a Garage Sale Permit. Staff has no objections to the waiver. Staff also recommends making changes to the ordinance to allow for Garage Sale Permits to be issued on properties that have been and are being used as single family residential, regardless of the property's zoning district.

Myrt Fowlkes made a motion, seconded by Pat Hill, to grant a waiver for a Garage Sale Permit for Mr. Gonzales at 3323 Roberts Cut Off. Motion passed with all in favor and none opposed.

Dona Stuard made a motion, seconded by Curtis McKay, to direct staff to amend the current Garage Sale ordinance to allow properties being used as single family residences to be able to obtain a garage sale permit, regardless of the actual zoning they may be in, and to bring the ordinance to the June Council meeting for consideration of approval. Motion passed with all 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.

12. City Manager and Staff Reports.

a. City Manager Report(s):

**1. Special Council meeting scheduled on Tuesday, May 24, 2011-
Canvass Election and possible other items.**

Brett McGuire noted there would be a Special Council meeting on Tuesday, May 24, 2011 to canvass the election. There would need to be a quorum present due to other possible items on the agenda.

b. EDC Coordinator Report(s):

**1. Reminder about EDC Board Positions to be appointed at the June
Council meeting.**

On behalf of Jami Woodall, Brett reminded Council that the EDC board member appointments would take place at the June Council meeting for EDC place #'s 1, 3, 5, and 7.

c. Community Activities Coordinator Report(s):

1. Report on Community Easter Egg Hunt and events.

Cheryl Vess noted that the Community Easter Egg Hunt was exceptional.

Mayor Bowen closed the open session of the meeting and opened into Executive Session at 7:07 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.

1. Joe Cox issue.
2. Rule 37 exception.
3. Esperanza Fernandez/HUD case.

b. Pursuant to Section 551.072- Deliberate the purchase, exchange, lease or value of real property.

Mayor Bowen closed the Executive Session of the meeting and reconvened into open session at 7:34 p.m.

14. Reconvene into Regular Session:

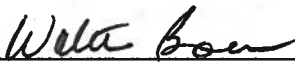
a. Take any action necessary pursuant to Executive Session Items as listed above.

There was no action on Executive Session items.

15. Adjournment.

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

APPROVED:



 Walter Bowen, Mayor

ATTEST:



 Linda Rhodes, TRMC/CMC
 City Secretary