

**CITY OF LAKE WORTH  
Minutes for  
City Council Public Hearing/Regular Meeting  
Tuesday, September 8, 2009  
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 6:33 p.m.

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

Dr. Jerry Locke gave invocation and attendees recited the pledge of allegiance.

**3. Roll Call.**

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

Staff present were Brett McGuire, City Manager; Ken West, Assistant City Manager; Linda Rhodes, City Secretary; Dave Tatsak, Chief of Police; Mark Cone, Fire Chief; Jami Woodall, EDC Coordinator; Suzanne Meason, Planning and Zoning Coordinator; Jamiye Sexton, Public Works Director; Barry Barber, Building Official; Mark Ramsey, IT Manager; Natacha Schwarz, Municipal Court Coordinator; Cheryl Vess, Community Activities Director; and Lara Strother, Library Director. City Attorney Wayne Olson and City Engineer Aaron Rader were present.

**4. Consent Agenda:**

- a. **Approval of minutes for the City Council Budget Workshop/Special meeting on August 8, 2009.**
- b. **Approval of minutes for the City Council Public Hearing/Regular meeting on August 11, 2009.**
- c. **Approval of minutes for the Joint City Council/Planning and Zoning Commission meeting on August 18, 2009.**
- d. **Approval of minutes for the City Council Budget Workshop/Special meeting on August 25, 2009.**
- e. **Approval of Finance Reports for the month of August 2009.**

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

**5. Presentations:****a. Proclamations/Awards/Presentations.****1. Presentation to the Times-Record.**

Mayor Walter Bowen presented a plaque to Art and Joan Jones, owners of The Times-Record, honoring them for their past service to the community in providing trustworthy news.

**b. Citizen/Visitor Comments.**

*There were no Citizen/Visitor Comments.*

**Mayor Bowen moved all items listed under item 10 up to address prior to the public hearings. Since items 10a, 10b, and 10c are for board/commission appointments, Council wished to go into Executive Session to discuss those first.**

*Mayor Bowen closed the open session of the meeting to go into Executive Session at 6:44 p.m., pursuant to Section 551.074 of the Texas Government Code, to discuss City Boards/Commissions Appointments.*

**13. Executive Session:**

Pursuant to the Texas Open Meeting Act, Chapter 551, Texas Government Code, the City Council reserves the right to convene in 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- Deliberation the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, including but not limited to items listed as follows:**

**1. City Boards/Commissions Appointments.**

*Mayor Bowen closed the Executive Session and re-convened into open session at 6:51 p.m.*

**14. Reconvene into Regular Session:**

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

**There was no action taken pursuant to Executive Session.**

**10. Discussion/Action Items:**

**a. Discussion/Action on the appointment/re-appointment of members to the Board of Adjustment (BOA), Places 1, 3, 5, 6 (alternate, term expires 10-1-10) & 7 (alternate).**

Curtis McKay made a motion, seconded by Myrt Fowlkes, to make the following appointments to the Board of Adjustment: Ronny Parsley, Place 1 and Patricia Davis, Place 5. 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 & Zoning Commission (P&Z), Places 1, 3, 5, & 7.**

Clint Narmore made a motion, seconded by Perry Lunsford, to make the following appointments to the P&Z Commission: Becky Campbell, Place 1; Jeannie Turley, Place 3; Troy Jones, Place 5; and Herbert Reeves, Place 7. 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 1, 3, 4 (term expires 10-1-10), 5, & 7.**

Geoffrey White made a motion, seconded by Pat Hill, to make the following appointments to the HPC: Larry Blackmon, Place 1; Earl Fowlkes, Place 3; Ronny Parsley, Place 4 (term expires 10-1-10); Frank Riley, Place 5; and Art Rogers, Place 7. Motion passed with all that were present voting in favor and none opposed.

**d. Consideration of Recycling Options for Residential Customers.**

Brett McGuire said the survey results indicated that there was a 24% return-rate on the residential recycling options survey. Of the residential customers who responded, 65% did not want any recycling option at all, 6% were for the \$3.99 option, 10% were for the \$2.35 option, 17% were for the \$1.70 option, and 2% had mixed answers or were unsure at this time.

Clint Narmore made a motion, seconded by Myrt Fowlkes, to go with the desire of the majority of the citizen's and chose no recycling at this time. Voting in favor of the motion were Clint Narmore, Myrt Fowlkes, Curtis McKay, Pat Hill, and Geoffrey White. Voting against the motion was Perry Lunsford. Motion passed with a 5-1 vote.

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

*Mayor Bowen opened the Public Hearing at 7:03 p.m. and closed it at 7:42 p.m.*

**a. Hold second of two required Public Hearings (no action) for the Proposed Tax Rate for FY 2009/2010 and announce meeting date of Tuesday, September 15, 2009 at 6:30 pm in the Council Chambers at 3801 Adam Grubb, Lake Worth, Texas to vote on the tax rate.**

It was announced that the proposed tax rate will be voted on at the meeting scheduled on Tuesday, September 15, 2009 at 6:30 pm in the Council Chambers at 3801 Adam Grubb in Lake Worth.

Brett McGuire explained that taxable values on property have dropped which, along with other factors, has resulted in a shortfall in the proposed budget, thus the need to increase the tax rate.

The following citizens spoke during the public hearing: Allen Cole, John B. Walker, David Bruski, and Brian McWilliams.

Mr. Cole voiced his opinion that taxes needed to be raised in order to keep certain projects that have been cut.

Mr. Walker expressed his desire to not raise taxes. Mayor Bowen explained that there are no raises included in the budget and that there are three (3) furlough days that will be required of each employee to take. Brett McGuire added that, while cutting about 8% and maintaining essential services, staff was able to keep all current employees. He also explained that the debt service portion is a fixed item.

Mr. Bruski asked questions relating to specific items listed in the budget and each was addressed.

Mr. McWilliams asked how many staff members actually lived within the city limits.

Mr. Cole again addressed Council and stated that the City should keep the transportation service, which has been cut from the proposed budget, at whatever cost was necessary.

Mayor Bowen explained that the transportation service cost the City about \$275,000 per year to run and only benefits about 5-10 people, which comes to about \$23,780 per rider per year and \$4,844 per MITS rider per year. There are other options that those riders may seek such as the United Way and the Northside Inter-Church Agency.

There were no other persons present that spoke during this public hearing item. This was a public hearing only; no action.

*Mayor Bowen opened the Public Hearing at 7:42 p.m. and closed it at 7:45 p.m.*

**b. Public Hearing/Action regarding Ordinance #928- Adopting the City of Lake Worth Operating Budget for FY 2009/2010.**

Brett McGuire read aloud the following budget totals:

| Fund:                   | Revenue:    | Expenditures: |
|-------------------------|-------------|---------------|
| General Fund            | \$5,954,806 | \$5,954,806   |
| Water/Sewer Fund        | \$2,805,923 | \$2,804,241   |
| EDC Fund                | \$1,618,770 | \$1,468,070   |
| Debt Service Fund       | \$2,171,906 | \$2,171,907   |
| Hotel/Motel Fund        | \$185,275   | \$103,470     |
| Street Maintenance Fund | \$663,950   | \$645,487     |

There were no persons wishing to speak during this public hearing item.

Perry Lunsford made a motion, seconded by Curtis McKay, to approve Ordinance #928 adopting the 2009/2010 City of Lake Worth Operating Budget as

presented. Motion passed with all that were present voting in favor and none opposed.

Due to state law requirements, the following second motion was made: Geoffrey White made a motion, seconded by Clint Narmore to ratify the property tax increase reflected in the budget. Motion passed with all that were present voting in favor and none opposed.

**7. Ordinances/Resolutions:**

*There were no Ordinances/Resolutions Items.*

**8. Contracts/Agreements.**

*There were no Contracts/Agreement Items.*

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

**a. Approve bid selection of Roofing Contractor to replace/repair damaged roofs of several City buildings.**

Ken West stated there were three (3) companies that bid on the replacement/repair of damaged roofs. Tabulation of the bids resulted in: 75 points for Quick Roofing, 49 points for Camelot, and 43 points for SLR Roofing Systems. Quick Roofing was the most thorough in the bid process and appears to not only be the lowest bid, but also the best value for the City. Staff recommends approval of Quick Roofing for the contract.

Myrt Fowlkes made a motion, seconded by Pat Hill, to award Quick Roofing the contract to repair/replace damaged roofs of the municipal buildings based upon the point system, in an amount of \$146,893. Motion passed with all that were present voting in favor and none opposed.

**10. Discussion/Action Items:**

- a. Discussion/Action on the appointment/re-appointment of members to the Board of Adjustment (BOA), Places 1, 3, 5, 6 (alternate, term expires on 10-1-10) & 7 (alternate).**
- b. Discussion/Action on the appointment/re-appointment of members to the Planning & Zoning Commission (P&Z), Places 1, 3, 5, & 7.**
- c. Discussion/Action on the appointment/re-appointment of members to the Historical Preservation Commission (HPC), Places 1, 3, 4 (term expires 10-1-10), 5 & 7.**
- d. Consideration of Recycling Options for Residential Customers.**

*These items were all addressed just prior to Agenda Item #6.*

**11. Mayor and Council Items.**

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

There was no update.

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

## 1. Foster House Project Update.

Brett McGuire asked Jamye Sexton to give the update. He noted that the foundation was poured two weeks ago. As soon as the concrete is ready, the house will be moved in place.

**b. Building Official Report.**

## 1. Update to City Ordinances.

Barry Barber updated Council that staff has been reviewing and working on ordinances that need updating. These will be brought forth later to Council.

*Executive Session was addressed just prior to Agenda Item #5.*

**13. Executive Session:**

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- b. Pursuant to Section 551.074- Deliberation the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, including but not limited to items listed as follows:

1. City Boards/Commissions Appointments.

**14. Reconvene into Regular Session:**

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

**15. Adjournment.**

There being no further business, Mayor Walter Bowen closed the Council meeting at 7:53 p.m.

APPROVED:

  
 \_\_\_\_\_  
 Walter Bowen, Mayor

ATTEST:

  
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 Linda Rhodes, TRMC/CMC  
 City Secretary