

**MINUTES OF THE REGULAR MEETING  
OF THE CITY COUNCIL OF THE CITY OF LAKE WORTH, TEXAS  
HELD IN CITY HALL, COUNCIL CHAMBERS, 3805 ADAM GRUBB  
TUESDAY, NOVEMBER 13, 2018**

**REGULAR MEETING: 6:30 PM**

**A. CALL TO ORDER.**

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

**A.1 INVOCATION AND PLEDGE OF ALLEGIANCE.**

Pastor Zac Hatton with Lake Worth Baptist Church gave the invocation. Attendees recited the pledge of allegiance.

**A.2 ROLL CALL.**

Present:	Walter Bowen	Mayor
	Clint Narmore	Mayor Pro Tem, Place 7
	Jim Smith	Council, Place 1
	Geoffrey White	Council, Place 2
	Sue Wenger	Council, Place 3
	Ronny Parsley	Council, Place 4
	Pat O. Hill	Council, Place 5
	Gary Stuard	Council, Place 6
Staff:	Stacey Almond	City Manager
	Debbie Whitley	Assistant City Manager/Finance Director
	Monica Solko	City Secretary
	Mike Christenson	Fire Chief
	Steve Carpenter	Police Captain
	Sean Densmore	Public Works Director
	Barry Barber	Planning and Development Director
	Suzanne Meason	Planning and Zoning Coordinator
	Danielle Hackbusch	Human Resources Coordinator
	Kelly McDonald	Purchasing Coordinator
Absent:	Drew Larkin	City Attorney

**A.3 SPECIAL PRESENTATION(S) AND RECOGNITION(S):**

**A.3.1 PRESENTATION – ALLIANCE FOR CHILDREN.**

Police Chief Blount presented a donation check to Lyndsi Price with Alliance for Children.

#### **A.4 CITIZEN PRESENTATION / VISITOR COMMENTS**

Mr. Nick Griffin, 6329 Canyon Trail, Lake Worth, Texas came forward with concerns regarding speeding in the neighborhood, ask about speed bumps, and if residential cameras could be used to issue tickets to citizens running through a stop sign.

Mayor Bowen requested that Mr. Griffin make an appointment with staff to address his concerns.

#### **A.5 REMOVAL OF CONSENT AGENDA**

No items were removed from the consent agenda.

### **B. CONSIDER APPROVAL OF CONSENT AGENDA ITEMS APPROVED**

**B.1 APPROVE MINUTES OF THE OCTOBER 9, 2018 CITY COUNCIL MEETING.**

**B.2 APPROVE FINANCE REPORTS FOR THE MONTH OF OCTOBER 2018.**

**B.3 APPROVE A MASTER INTERGOVERNMENTAL PURCHASING AGREEMENT WITH NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS, NORTH TEXAS SHARE PROGRAM AND AUTHORIZE THE CITY MANAGER TO EXECUTE SAME.**

**B.4 APPROVE RESOLUTION NO. 2018-33, ADOPTING AND AUTHORIZING THE USE OF CONSTRUCTION MANAGER AT RISK DELIVERY METHOD FOR THE CONSTRUCTION OF RECORDS STORAGE BUILDING, POLICE PARKING AND ANIMAL CONTROL FACILITY REPAIRS.**

**A MOTION WAS MADE BY COUNCIL MEMBER WENGER, SECONDED BY COUNCIL MEMBER PARSLEY TO APPROVE THE CONSENT AGENDA.**

**MOTION TO APPROVE CARRIED 7-0.**

### **C. PUBLIC HEARINGS**

No items for this category.

### **D. PLANNING AND DEVELOPMENT**

**D.1 DISCUSS AND CONSIDER RESOLUTION NO. 2018-32, APPOINTING MEMBERS TO THE BOARD OF ADJUSTMENT PLACES 4 AND ALTERNATE PLACE 6.**

**APPROVED**

Planning and Zoning Administrator, Suzanne Meason summarized the item. Council is being asked to consider appointments to the Board of Adjustment, Place 4 and alternate Place 6. The term of office is a two-year term for each.

Board of Adjustment:

Place 4                      Bill Still  
Alternate, Place 6      Yvonne "Bonnie" Amick

Term expires

Oct. 1, 2020  
Oct. 1, 2020

**A MOTION WAS MADE BY COUNCIL MEMBER STUARD, SECONDED BY MAYOR PRO TEM NARMORE TO APPROVE RESOLUTION NO. 2018-32, APPOINTING BILL STILL TO PLACE 2 OF THE BOARD OF ADJUSTMENT AND YVONNE "BONNIE" AMICK TO ALTERNATE PLACE 6 OF THE BOARD OF ADJUSTMENT WITH TERM EXPIRING OCTOBER 1, 2020.**

**MOTION TO APPROVE CARRIED 7-0.**

**E. PUBLIC WORKS**

**E.1 DISCUSS AND CONSIDER AN AGREEMENT WITH THE TARRANT COUNTY SHERIFF'S OFFICE, LABOR DETAIL PROGRAM AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE SAME.**

**APPROVED**

Public Works Director Sean Densmore presented the item. Council is being asked to approve a contract with the Tarrant County Sheriff's Office for assistance with upcoming projects planned for Public Works. The personnel assistance provided are court ordered participants assigned to do community service work and are not considered employees. Tarrant County, its officers, and employees are not generally liable for damages or injuries to persons serving in the program.

During discussion and questions, Council members expressed concerns with the types of offenses made by labor detail, drop off location and over time versus contracting. Mr. Densmore explained that the labor detail would be Class C misdemeanors, location would be at the Public Works Department and the city would be saving money on overtime costs by utilizing more laborers versus fewer staff plus could get the job done sooner with more laborers.

**A MOTION WAS MADE BY COUNCIL MEMBER WHITE, SECONDED BY COUNCIL MEMBER SMITH TO APPROVE AN AGREEMENT WITH THE TARRANT COUNTY SHERIFF'S OFFICE, LABOR DETAIL PROGRAM AND AUTHORIZE THE CITY MANAGER TO EXECUTE SAME.**

**MOTION TO APPROVE CARRIED 7-0.**

## F. GENERAL ITEMS

### F.1 DISCUSS AND CONSIDER THE SECOND AND FINAL READING OF ORDINANCE NO. 1131, GRANTING TO ONCOR ELECTRIC DELIVERY COMPANY, LLC, AND ELECTRIC POWER FRANCHISE TO USE THE PRESENT AND FUTURE STREETS, ALLEYS, HIGHWAYS, PUBLIC UTILITY EASEMENTS, PUBLIC WAYS AND PUBLIC PROPERTY OF THE CITY OF LAKE WORTH THROUGH SEPTEMBER 30, 2039.

#### APPROVED

City Manager Stacey Almond presented the item. The item before Council is to consider second and final reading of the proposed ordinance that will grant Oncor Electric Delivery Company, LLC the right, privilege and franchise to construct, extend, maintain and operate in, along, under an across the present and future streets, alleys, highways, public utility easements, public ways and other public property of the city. This franchise agreement does not grant the company the right to engage in any other activities within the city other than specified in the ordinance. Oncor shall, except in certain cases, provide the city reasonable notice, and obtain a permit, prior to performing work in public right-of-way.

In consideration for the grant of right-of-way Oncor shall pay the city the following:

- A final quarterly payment will be made on or before December 15, 2018, for the basis period of July 1, 2018 through September 30, 2018 and the privilege period of July 1, 2019 through September 30, 2019 in accordance with the provisions in the previous franchise agreement.
- As authorized by Section 33.008(b) of PURA, the original franchise fee factor calculated for the City in 2002 was 0.002873 (the "Base Factor"), multiplied by each kilowatt hour of electricity delivered by Company to each retail customer whose consuming facility's point of delivery is located within the City's municipal boundaries for determining franchise payments going forward.

Due to a 2006 agreement between Oncor and city the franchise fee factor was increased to a franchise fee factor of 0.003017 (the "Current Factor"), multiplied by each kilowatt hour of electricity delivered by Company to each retail customer whose consuming facility's point of delivery is located within the City's municipal boundaries on a quarterly basis. However, consistent with the 2006 agreement, should the Public Utility Commission of Texas at any time disallow Company's recovery through rates of the higher franchise payments made under the Current Factor as compared to the Base Factor, then the franchise fee factor shall immediately revert to the Base Factor of 0.002873 and all future payments, irrespective of the time period that is covered by the payment, will be made using the Base Factor.

Per the City Charter the City Council shall vote on two separate regular meetings of the City Council and shall not be finally passed until at least fifteen (15) days after the first reading; and no such ordinance shall take effect until thirty (30) days after its final passage.

**A MOTION WAS MADE BY COUNCIL MEMBER STUARD, SECONDED BY MAYOR PRO TEM NARMORE TO APPROVE THE SECOND AND FINAL READING OF ORDINANCE NO. 1131, GRANTING TO ONCOR ELECTRIC DELIVERY COMPANY LLC, AN ELECTRIC POWER FRANCHISE TO USE THE PRESENT AND FUTURE STREETS, ALLEYS, HIGHWAYS, PUBLIC UTILITY EASEMENTS, PUBLIC WAYS AND PUBLIC PROPERTY OF THE CITY OF LAKE WORTH THROUGH SEPTEMBER 30, 2039.**

**MOTION TO APPROVE CARRIED 7-0.**

**F.2 DISCUSS AND CONSIDER AWARD OF BID FOR EMPLOYEE GROUP HEALTH, DENTAL, VISION AND BASIC LIFE/AD&D INSURANCE FOR CALENDAR YEAR 2019 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACT.**

**APPROVED**

Human Resources Coordinator Danielle Hackbusch summarized the item. Council is being asked to consider award of contract for employee group health, dental, vision and basic life/AD&D insurance for 2019. Proposals were solicited by Wellspring Insurance Agency, Inc. in accordance with city policy and qualifications. The city's selection committee reviewed and evaluated the proposals and is recommending award of the following:

- Blue Cross Blue Shield - group health insurance and dental
- Superior Vision – vision
- Dearborn – basic life/AD&D
- New Benefit
- Employee Assistance Program (EAP)

**A MOTION WAS MADE BY COUNCIL MEMBER SMITH, SECONDED BY COUNCIL MEMBER STUARD TO APPROVE INSURANCE AS RECOMMENDED AND PRESENTED.**

**MOTION TO APPROVE CARRIED 7-0.**

**F.3 DISCUSS AND CONSIDER CONTINUED CITY PARTICIPATION IN THE COST OF EMPLOYEE DEPENDENT HEALTH INSURANCE COVERAGE AT THE CURRENT RATE OF 30%.**

**APPROVED**

City Manager Stacey Almond summarized the item. For many years, the City has contributed to the cost of employee dependent health insurance coverage. The contribution has been 30% for the last several years. Staff is requesting that the contribution continue at the current rate of 30% of the dependent premium cost. There is currently a total of 20 employees who cover one or more dependents. The funding for dependent premium costs is included in the approved budget for fiscal year ending September 30, 2019.

**A MOTION WAS MADE BY COUNCIL MEMBER WENGER, SECONDED BY COUNCIL MEMBER PARSLEY, TO APPROVE CONTINUED PARTICIPATION IN THE COST OF EMPLOYEE DEPENDENT HEALTH INSURANCE COVERAGE AT THE CURRENT RATE OF 30%.**

**MOTION TO APPROVE CARRIED 7-0.**

**F.4 DISCUSS AND CONSIDER AWARD OF BID TO VANGUARD CLEANING SYSTEMS FOR JANITORIAL SERVICES FOR THE CITY OF LAKE WORTH AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACT.**

**APPROVED**

Purchasing Coordinator Kelly McDonald presented the item. The City solicited proposals for general janitorial services, with an option to provide window and carpet cleaning services on a quarterly basis, for the Municipal Complex and Multi-Purpose Facility for a 22-month term and an option to renew for two (2) additional 12-month terms. Southlake Leasing & Management, Kemp & Sons, Vanguard Cleaning Systems, and Oriental Building Services responded with bids. After careful review and consideration of all bids received, staff has determined that awarding the bid to Vanguard Cleaning Systems provides the best value to the City.

**A MOTION WAS MADE BY COUNCIL MEMBER WHITE, SECONDED BY COUNCIL MEMBER HILL, TO APPROVE AWARD OF BID TO VANGUARD CLEANING SYSTEMS FOR JANITORIAL SERVICES FOR THE CITY OF LAKE WORTH AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACT.**

**MOTION TO APPROVE CARRIED 7-0.**

**F.5 DISCUSS AND PROVIDE DIRECTION ON THE “OUR HOME, OUR DECISION” CAMPAIGN PRESENTATION.**

Mayor Bowen gave a brief summary of the item. During the Texas Municipal League (TML) conference in October, a Texas campaign had begun on “Our Home, Our Decisions”. The goal of the campaign is to raise awareness about the State of Texas eroding the ability of Texans to have a voice in developing local solutions to local problems that affect their neighborhoods and their communities. The state officials want to put a one-size-fits-all restrictions on the annual budgets of all cities and counties. Local decision gives Lake Worth a voice in how much they want to invest in infrastructure improvements like roads, new police and fire, water, sewage and recreation facilities.

City Manager Stacey Almond presented a PowerPoint presentation explaining more of the campaign. Texas leaders in Austin released property tax reform plans which feature revenue caps as a cornerstone. The Governor’s plan proposed 2.5 percent revenue cap on all cities, counties, special purpose districts, and school districts in the state. More specifically, the revenue cap would:

1. Propose a property tax rollback rate of 2.5 percent;

2. Provide that any proposed increases in excess of the cap may be only for certain purposes, like compensation for law enforcement personnel or critical infrastructure;
3. Prohibit a local government from proposing any property tax increase, even for the purposes listed above, in excess of the statewide (not city-specific) increase in population plus inflation;
4. Require that any proposed increase above the cap (but under the statewide population-plus-inflation-rate) be approved by two-thirds of the elected officials of the governing body proposing the increase AND be approved by two-thirds of the voters at an election; and
5. Include a “carry forward” provisions so that taxing entities can offset the effects of declines in property appraisal values during economic downturns.

The property tax plan also focuses on limiting the issuance of local debt. In addition to adding various types of financial information to the ballot language that goes before the voters on a debt issuance, the plan includes recommendations to prohibit cities and counties from issuing certificates of obligation except for infrastructure projects on the heels of a natural disaster. It also proposes to require a bond proposition to receive the support of two-thirds of registered voters to pass.

Staff wanted to discuss the Council’s interest in getting other local municipalities together to have a group discussion about proposed tax reform legislation.

Mayor Bowen stated that he would be in favor on meeting with the surrounding cities to discuss the issue and develop an action plan or joint Resolution.

**AFTER A BRIEF DISCUSSION AND QUESTIONS BY CITY COUNCIL, THE CONSENSUS WAS TO MOVE FORWARD WITH A JOINT MEETING WITH THE SURROUNDING CITIES FOR DISCUSSION AND ACTION ON THE PROPOSED TAX REFORM LEGISLATION.**

## **G. MAYOR AND COUNCIL ITEM(S)**

### **G.1 Update on Tarrant County Mayor’s Council by Mayor Bowen**

Mayor Walter Bowen reported the Tarrant County Mayor’s Council Annual Banquet will be held at the Fort Worth Club on Monday, December 3rd.

## **H. EXECUTIVE SESSION**

No items for this category.

## **I. EXECUTIVE SESSION ITEMS – CITY COUNCIL MAY TAKE ACTION ON ANY ITEMS DISCUSSED IN EXECUTIVE SESSION LISTED ON THE AGENDA.**

No action required.

**K. ADJOURNMENT**

Mayor Walter Bowen adjourned the meeting at 7:20 p.m.

**APPROVED**

By: \_\_\_\_\_  
Walter Bowen, Mayor

**ATTEST:**

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Monica Solko, City Secretary