

**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, JULY 11, 2017**

REGULAR MEETING: 6:30 PM

A. CALL TO ORDER.

Mayor Walter Bowen called the Council meeting to order at 6:31 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.

Mayor Bowen welcomed student Caitlyn McGee with Tarrant County College Capstone Business Leadership class, who was in attendance.

A.2 ROLL CALL.

Present:	Walter Bowen	Mayor
	Geoffrey White	Mayor Pro Tem, Place 2
	Jim Smith	Council, Place 1
	Gene Ferguson	Council, Place 3
	Ronny Parsley	Council, Place 4
	Pat O. Hill	Council, Place 5
	Gary Stuard	Council, Place 6
	Clint Narmore	Council, Place 7
Staff:	Stacey Almond	City Manager
	Debbie Whitley	Assistant City Manager/Finance Director
	Monica Solko	City Secretary
	Drew Larkin	City Attorney
	Mike Christenson	Fire Chief
	Steve Carpenter	Interim Police Chief
	Sean Densmore	Public Works Director
	Barry Barber	Building Development Director

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

No items for this category.

A.4 CITIZEN PRESENTATION / VISITOR COMMENTS

There were no requests to speak from the public.

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 JUNE 13, 2017 CITY COUNCIL MEETING.

B.2 APPROVE MINUTES OF THE JUNE 28, 2017 SPECIAL CITY COUNCIL MEETING.

B.3 APPROVE FINANCE REPORTS FOR THE MONTH OF JUNE 2017.

B.4 APPROVE RESOLUTION NO. 1024, ANNUAL INVESTMENT POLICY AND STRATEGY.

B.5 APPROVE ORDINANCE NO. 1088, AMENDING THE FY 2016/2017 BUDGET FOR GENERAL FUND FOR THE PURCHASE OF RADIO COMMUNICATIONS EQUIPMENT AND SERVICES.

B.6 APPROVE RESOLUTION NO. 1025, REVISING THE JOB DESCRIPTION FOR THE POLICE CHIEF.

B.7 APPROVE A CONTRACT FOR THE COLLECTION OF DELINQUENT UTILITY BILLS WITH MCCREARY, VESELKA, BRAGG AND ALLEN, LLC (MVBA) AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACT.

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

MOTION TO APPROVE CARRIED 7-0.

C. PUBLIC HEARINGS

- C.1 PUBLIC HEARING TO CONSIDER PLANNING & ZONING CASE NO. PZ17-04, AN ORDINANCE AMENDING ORDINANCE NO. 500, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF LAKE WORTH, SO AS TO CHANGE THE ZONING DESIGNATION OF AN APPROXIMATELY 0.2249 ACRE TRACT OF LAND, LEGALLY KNOWN AS BLOCK 5, LOT 18, BROADVIEW WEST, LAKE WORTH, TARRANT COUNTY, TEXAS, BEING THAT ALL OF THE CERTAIN CALLED 0.2249 ACRE TRACT OF LAND RECORDED IN THE DEED RECORDS OF TARRANT COUNTY, TEXAS, FROM A ZONING DESIGNATION CHANGE AND LAND USE APPROVAL FROM “SF-1” – SINGLE FAMILY RESIDENTIAL TO A ZONING DESIGNATION CHANGE AND LAND USE OF “MD” – MODERATE DENSITY FOR THE USE OF A DUPLEX DWELLING UNIT, AND BY AMENDING THE OFFICIAL ZONING MAP AND THE FUTURE LAND USE MAP OF THE COMPREHENSIVE LAND USE PLAN TO REFLECT SUCH CHANGE. THE PROPERTY TO BE CONSIDERED FOR RE-ZONING IS GENERALLY DESCRIBED AS A 0.2249 TRACT OF LAND LOCATED AT 6012 COWDEN STREET, LAKE WORTH, TEXAS – ORDINANCE NO. 1087. [THE CASE HAS BEEN WITHDRAWN BY THE APPLICANT].**

WITHDRAWN

Mayor Bowen announced that the applicant had withdrawn their application. There being no action required by Council, Mayor Bowen moved to the next item.

DUE TO THE APPLICANT WITHDRAWING REQUEST, NO ACTION IS NECESSARY BY THE CITY COUNCIL.

D. PLANNING AND DEVELOPMENT

There were no items for this category.

E. PUBLIC WORKS

- E.1 DISCUSS AND CONSIDER ACCEPTING THE BID FROM ACME FENCE SERVICES, INC. FOR THE 2017 LAKE WORTH PARK BALL FIELD #1 AND #2 FENCE REPLACEMENT IN AN AMOUNT NOT TO EXCEED \$123,300.00, AND AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT.**

Public Works Director, Sean Densmore presented the item. The item is to consider accepting the bid for the 2017 Lake Worth Park ball field #1 and #2 fence replacement. The City requested sealed proposals and received four (4) bids for the project. After reviewing the bids, Acme Fence Services, Inc. was the lowest bidder. The total base bid submitted was for \$123,300.00. The contract is to remove old existing fence on ball fields #1 and #2 and install 1820 LF of 10' fence, four (4) dugouts with shade covering, and two (2) 16' backstops. This project will also include concrete work and an

additional entrance gate for field #3 per ADA. Staff recommends accepting the bid from Acme Fence Services, Inc. for the 2017 Lake Worth Park ball field #1 and #2 fence replacement in an amount not to exceed \$123,300.00 and authorize the City Manager to execute the contract.

A MOTION WAS MADE BY COUNCIL MEMBER STUARD, SECONDED BY COUNCIL MEMBER FERGUSON, TO AWARD THE BID TO ACME FENCE SERVICES, INC. FOR AN AMOUNT NOT TO EXCEED \$123,300.00 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACT.

MOTION TO APPROVE CARRIED 7-0.

F. GENERAL ITEMS

F.1 DISCUSS AND CONSIDER RESOLUTION NO. 1026, TO DENY THE RATE APPLICATION AND CONSOLIDATION PROPOSED BY ONCOR ELECTRIC DELIVERY COMPANY, LLC.

APPROVED

City Manager Stacey Almond presented the item. The Council is being asked to approve Resolution No. 1026, denying the rate application and consolidation proposed by Oncor Electric Delivery Company, LLC. On March 17, 2017, Oncor filed an application to change rates with cities retaining original jurisdiction. In the filing, the Company seeks to increase system-wide transmission and distribution rates by \$317 million or approximately 7.5% over present revenues. The Company asks the City to approve an 11.8% increase in residential rates and a 0.5% increase in street lighting rates. If approved, a residential customer using 1000 kWh per month would see a bill increase of about \$6.68 per month. In March, the Steering Committee engaged the services of three consultants, Mr. Lane Kollen, Mr. Richard Baudino, and Mr. Karl Nalepa, to review the Company's filing. The consultants identified numerous unreasonable expenses and propose significant reductions to the Company's request. Accordingly, the Steering Committee's attorneys recommend that all members adopt a Resolution denying the rate change. Once the resolution is adopted, Oncor will have 30 days to appeal the decision to the Public Utility Commission of Texas where the appeal will be consolidated with Oncor's Filing currently pending at the Commission. Staff recommends approval of Resolution No. 1026, denying Oncor's request.

A MOTION WAS MADE BY COUNCIL MEMBER PARSLEY, SECONDED BY MAYOR PRO TEM WHITE, TO APPROVE RESOLUTION NO. 1026 TO DENY THE RATE APPLICATION AND CONSOLIDATION PROPOSED BY ONCOR ELECTRIC DELIVERY COMPANY, LLC.

MOTION TO APPROVE CARRIED 7-0.

F.2 DISCUSS AND CONSIDER APPROVAL OF UPGRADES TO THE VERIZON ANTENNAS ON THE LAKE WORTH WATER TOWER, LOCATED AT 4200 BOAT CLUB ROAD.

APPROVED

City Manager Stacey Almond summarized the item. This item was pulled from the regular council meeting in June due to a conflict in the plans provided. The Public Works Department requested no additional drilling in the tower and the plans provided reflect that request.

Verizon contacted staff about upgrades to their antennas located on the water tower. In 2012 Verizon added three (3) new antennas, making a total of nine (9). The current request is for three (3) additional, for a total of twelve (12). Per the City's contract with Verizon the lessee reserves the right to replace the equipment with similar and comparable equipment provided said replacement does not increase tower loading of said tower. Furthermore, Verizon shall have the right to replace, repair, add or otherwise modify its equipment or any portion thereof, whether the equipment is specified or not during the term of the agreement. The plans and specifications have been reviewed by the City Engineer, for extra loading purposes, and were approved accordingly. Staff recommends approval of the upgrades to the Verizon antennas on the Lake Worth water tower, located at 4200 Boat Club Road.

A MOTION WAS MADE BY COUNCIL MEMBER FERGUSON, SECONDED BY MAYOR PRO TEM WHITE, TO APPROVE UPGRADES TO THE VERIZON ANTENNAS ON LAKE WORTH TOWER, LOCATED AT 4200 BOARD CLUB ROAD.

MOTION TO APPROVE CARRIED 7-0.

F.3 DISCUSS AND CONSIDER APPROVAL OF A PROFESSIONAL SERVICE AGREEMENT WITH DUNAWAY & ASSOCIATES, LP FOR THE FUTURE LAND USE PLAN, IN THE AMOUNT NOT TO EXCEED \$30,000.00 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACT.

APPROVED

City Manager Stacey Almond presented the item. The City of Lake Worth has a Future Land Use Plan (FLUP) that was developed in April of 1995. Lake Worth is an established community with very strong commercial/retail base. This makes Lake Worth a large participant in the forecasted growth for the Northwest Tarrant region and the 820 corridors. Planning for the future of Lake Worth and an update to the FLUP is necessary. The current plan has been in place for over two decades and has served the city well. If approved, it's estimated that the update process and associated plan will be complete and ready for consideration by the Council in six (6) months, approximately March 2018.

Ms. Almond introduced Mr. Barry Hudson with Dunaway & Associates, LP. Mr. Hudson presented a Powerpoint presentation discussing the mission and core values for the future land use plan and the planning approach.

After a brief discussion and questions from Council on funding and why it is necessary to upgrade the current city map, Ms. Almond explained that the project is a working document that will continually change as the city grows and redevelops. This plan would give Council and future Councils and residents an opportunity to set a vision for the city. This project will include community participation (meetings, surveys, etc.), an updated map and a future plan. The funding would be split between this year's funds (FY 2016/2017) and next year's (FY 2017/2018). Staff recommends approval of a professional service agreement with Dunaway & Associates, LP for the Future Land Use Plan, in an amount not to exceed \$30,000 and authorize the City Manager to execute the contract.

A MOTION WAS MADE BY COUNCIL MEMBER FERGUSON, SECONDED BY MAYOR PRO TEM WHITE, TO APPROVE A PROFESSIONAL SERVICE AGREEMENT WITH DUNAWAY & ASSOCIATES, LP FOR THE FUTURE LAND USE PLAN, IN AN AMOUNT NOT TO EXCEED \$30,000 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE CONTRACT.

MOTION TO APPROVE CARRIED 4-2-1, WITH COUNCIL MEMBERS FERGUSON, PARSLEY, STUARD AND MAYOR PRO TEM WHITE VOTING IN FAVOR, COUNCIL MEMBERS SMITH AND NARMORE VOTING AGAINST AND COUNCIL MEMBER HILL ABSTAINING.

F.4 DISCUSS AND CONSIDER ORDINANCE NO. 1089, AMENDING AND REPEALING CHAPTER 2 ANIMAL CONTROL AND REPLACING ITS ENTIRETY WITH CHAPTER 2 ANIMAL CARE AND CONTROL OF THE CODE OF ORDINANCES.

APPROVED

Interim Police Chief Steve Carpenter presented the item. Council is being asked to approve Ordinance No. 1089, amending and repealing Chapter 2 Animal Control and replacing its entirety with Chapter 2 Animal Care and Control in the City's Code of Ordinances. The current animal care and control ordinance is outdated and doesn't comply with Texas Health and Safety Code (Section 823.005, Advisory Committee).

The Chapter 2 replacement will encompass the following major changes from the existing ordinance:

1. Create an animal shelter advisory committee pursuant to the Texas Health and Safety Code, § 823.005.
 - The purpose of the committee shall be to assist the animal shelter located within the city limits regarding compliance with Chapter 823 of the Health and Safety Code. Additionally, upon request of the city council, the committee may: (i) provide recommendations to the city regarding its compliance with

the Texas Rabies Control Act and (ii) recommend ways to improve the efficiency and cost effectiveness of the city's animal control program.

2. Municipal Judge to rule on determination and delivery or seizure of dangerous animals.
 - If the animal control authority determines that an animal is a dangerous animal, the animal control officer shall give the owner written notification of this determination. Once the investigation has determined that the animal is dangerous, a court hearing should be held in the municipal courts and a ruling administered by the municipal judge.
3. Update schedule of animal shelter fees as follows:

Dogs, Cats and Other Small Animals	Fee's	Each Additional Day
City Registration & Tags – 1 year tag	\$3.00	
City Registration & Tags – 3 year tag	\$6.00	
Dangerous Animal Registration & tag (annual)	\$100.00	
Owner Animal Surrender	\$25.00	
Multi Pet -	\$25.00	
1 ST IMPOUND	\$35.00	\$0.00
2 ND IMPOUND	\$50.00	\$0.00
3 RD OR MORE IMPOUNDS	\$100.00	\$0.00
Animal Quarantine – Resident	\$150.00	
Animal Quarantine – Non-Resident	\$200.00	
Micro Chip - Resident	\$10.00	
Micro Chip – Non-Resident	\$20.00	

A MOTION WAS MADE BY COUNCIL MEMBER STUARD, SECONDED BY MAYOR PRO TEM WHITE TO APPROVE ORDINANCE No. 1089 AMENDING AND REPEALING CHAPTER 2 ANIMAL CONTROL AND REPLACING ITS ENTIRETY WITH CHAPTER 2 ANIMAL CARE AND CONTROL OF THE CITY CODE OF ORDINANCES.

MOTION TO APPROVE CARRIED 7-0.

F.5 DISCUSS AND CONSIDER APPROVAL OF ORDINANCE NO. 1090 AUTHORIZING THE ISSUANCE AND SALE OF CITY OF LAKE WORTH, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, SERIES 2017 AND LEVYING A TAX IN PAYMENT THEREOF.

APPROVED

Assistant City Manager/Finance Director Debbie Whitley presented the item. During the June 13th City Council meeting, Council consensus was to move forward with the Scenario 3 option which provided the lowest interest rate, the largest savings and would pay off the debt five (5) years earlier than originally scheduled. The original amount of debt issued with the 2008 CO's was \$10,300,000. Of that amount, \$8,680,000 remains

unpaid and is eligible to be called and refunded. The current average interest rate on the 2008 CO's is 5.294%. The true interest cost for the refunding debt is estimated to be 2.81% for an approximate savings of \$3,100,000 over the remaining life of the debt. Ms. Whitley announced that pricing was closed today and the savings was calculated at \$3,563,184.34. She introduced Mr. Nick Builach with FirstSouthwest. Mr. Builach gave a brief summary on the final pricing results and savings analysis. The City received a rating from Standard and Poor's of AA- rating.

The City Council is requested to approve Ordinance No. 1090, authorizing the issuance and sale of City of Lake Worth, Texas, General Obligation refunding bonds, Series 2017 and levying a tax in payment thereof.

A MOTION WAS MADE BY COUNCIL MEMBER NARMORE, SECONDED BY COUNCIL MEMBER HILL, TO APPROVE ORDINANCE NO. 1090 AUTHORIZING THE ISSUANCE AND SALE OF CITY OF LAKE WORTH, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, SERIES 2017 AND LEVYING A TAX IN PAYMENT THEREOF.

MOTION TO APPROVE CARRIED 7-0.

F.6 DISCUSS AND CONSIDER SELECTION OF THE MEDSTAR SUBSIDY RATE FOR THE CITY OF LAKE WORTH FOR FY 2017/2018.

APPROVED

City Manager Stacey Almond presented the item. The interlocal cooperative agreement requires that each member city make a selection of a price/subsidy option by July 31st of each year. In years past the City has chosen not to make any subsidy payments. The estimated average bill for transport for the current fiscal year is \$1,448.00. If the Council chooses to maintain a \$0.00 subsidy the estimated average bill for transport for FY 2017/2018 will remain the same.

A MOTION WAS MADE BY COUNCIL MEMBER PARSLEY, SECONDED BY COUNCIL MEMBER NARMORE, TO PROVIDE NO SUBSIDY PAYMENT (\$0.00) FOR FY 2017/2018 MEDSTAR SUBSIDY RATE SELECTION.

MOTION TO APPROVE CARRIED 7-0.

Matt Zavadsky with MedStar presented a PowerPoint presentation. Mr. Zavadsky updated Council on their service enhancements including updated patient care reporting system, a new computer-aided dispatch system, mobile intergrated healthcare and average response times. He thanked Council for their continued support and ongoing partnership.

F.7 DISCUSSION ON FISCAL YEAR 2017/18 BUDGET CALENDAR AND COUNCIL GOALS AND PRIORITIES.

APPROVED

City Manager Stacey Almond presented the item. The purpose of this agenda item is to provide an overview of the FY 2017-2018 budget process and to obtain Council goals and priorities for the next budget year. These goals and priorities will aide in the development of the proposed budget that will be presented at the August 11, 2017 work shop. The proposed budget will be filed for public review with the City Secretary on Friday, July 31, 2017.

There were no questions from Council.

NO ACTION IS NECESSARY BY THE CITY COUNCIL.

G. MAYOR AND COUNCIL ITEMS.

G.1 UPDATE ON TARRANT COUNTY MAYOR'S COUNCIL BY MAYOR BOWEN.

Mayor Walter Bowen had nothing to report regarding the Tarrant County Mayor's Council.

H. STAFF REPORT(S) / ANNOUNCEMENT(S)

H.1 ASSISTANT CITY MANAGER/DIRECTOR OF FINANCE REPORT(S):

- 1. Announce date on senior center vision screening**
- 2. Announce date on senior center and library family bingo.**

Assistant City Manager/Finance Director Debbie Whitley announced the Senior Center upcoming events.

- Financial Literacy Bingo provided by Frost Bank on Tuesday, July 18th from 9:00 a.m. to 11:00 a.m.
- Vision Screening/presentation from Dr. Crabtree O.D. on Friday, July 21st at 1:00 p.m.
- The Senior Center and Mary Lou Reddick Library have partnered to host Family Bingo on Tuesday, July 25th from 9:00 a.m. to 11:00 a.m.
- Zumba Gold class will resume in August.

H.2 HUMAN RESOURCES/RISK MANAGEMENT REPORT(S):

- 1. Announce date of blood drive.**
- 2. Announce dates on harassment and sensitivity training.**

Human Resources/Risk Management Danielle Hackbusch announced the City of Lake Worth is hosting a blood drive on Monday, July 17th from 10:00 a.m. to 2:00 p.m. at the Multi-Purpose facility.

The City is offering Harassment and Sensitivity Training for all employees and Council is also invited to join the training at the Multi-Purpose facility. In order to accommodate everyone there will be three sessions offered:

- Tuesday, August 1st from 1:30 p.m. to 3:30 p.m.
- Wednesday, August 2nd from 3:00 p.m. to 5:00 p.m. or
- Thursday, August 3rd from 8:00 a.m. to 10:00 a.m.

H.3 POLICE CHIEF REPORT(S)

- 1. Recognition of Officer Watson.**
- 2. Update on Safe Exchange Zone.**
- 3. Update on CVS Pharmacy Medical Disposal Box for Safer Communities Program.**

Assistant Police Chief Carpenter recognized Officer Watson. On Monday, June 19, 2017 Officer Watson conducted a traffic stop that led to an arrest and fifteen pounds of marijuana being removed from the streets. The street value of the marijuana is estimated at around \$14,000.

The Safe Exchange Zone is almost complete, the signs have been installed and the parking spaces designated near the flag poles at city hall. The cameras were recently installed but will need to be moved for a more accurate recording of exchanges.

The CVS Pharmacy Medical Disposal Box for safer communities program has been successful with 21 pounds of drugs dropped off this month. The only issue thus far has been unacceptable items found in the box such as liquids and needles. These types of items are not accepted by the program but the city is currently working with other agencies on how the city can properly destroy the items and get them off the streets.

H.4 FIRE CHIEF REPORT(S):

- 1. Update on Tarrant County Fire alarm Dispatch Center.**

Fire Chief Mike Christenson announced that the Fire Department had received a grant for \$19,999.75 from Fire House Subs for three Motorola tri-band radios.

On July 3rd at 8:00 a.m., the transition to Tarrant County Fire Alarm Dispatch Center was launched and all things are running smoothly with the Police Dispatchers. There have been no concerns at this time with the transition.

H.5 PUBLIC WORKS DIRECTOR REPORT(S)

1. Update on City Projects.

Public Works Director Sean Densmore reported the following:

- Sewer lift station - pumps have arrived and the station has been taken off line. The pumps are being bypassed and the installation of new steel pipes with a protective spray liner will be installed. It will be approximately 3-4 weeks for completion.
- Concrete Rehabilitation project – the street projects have been completed and they are now working at the Lake Worth Park finishing the sidewalk on the west side.
- Sewer line project - lines A and B are complete and they will be moving onto J.
- Fencing project - the Lake Worth Park ball fields #1 and #2 will be begin in approximately 30 days.

I. EXECUTIVE SESSION

As authorized by Chapter 551 of the Texas Government Code, the City Council reserves the right to convene into executive session as necessary during the course of this meeting to discuss the following:

There was no Executive Session.

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

There was no Executive Session.

K. ADJOURNMENT

Mayor Walter Bowen adjourned the meeting at 7:30 p.m.

APPROVED

By: _____
Walter Bowen, Mayor

ATTEST:

Monica Solko, City Secretary