

# CITY OF WHITE SETTLEMENT

## City Council Meeting Minutes

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*Tuesday, August 9, 2016    7:00 PM    Council Chambers*

*214 Meadow Park Drive, White Settlement, Texas 76108*

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Mayor White called the meeting of the City Council to order at 7:00 pm announcing a quorum of members present as follows:

Council Member Moore  
Mayor Pro Tem Clements  
Council Member Mann  
Council Member Ott

Staff present included: Jim Ryan, City Manager; Amy Arnold, City Secretary; Warren Spencer, City Attorney; Jeff James, Deputy City Manager; Phil Bray, Finance Director; Mary Morgan, Finance Director; Kyle Reeves, EDC Director; Melvin Wilson, Fire Marshal; AC Hall, Communications Manager; Mark Huff, Human Resource Director; and Jeff Wade, MIS Manager.

Others present included: Ben Posey of the Grizzly Detail.

Mayor White led the Pledge of Allegiance and gave the invocation.

### Consent Agenda

**Council Member Ott made a motion to approve the consent agenda with changes to items 15 and 16 of the June 21<sup>st</sup> minutes. Council Member Moore seconded the motion which carried unanimously. Approval of the consent agenda included the following:**

1. Approval of, June 21, 2016 Regular Meeting Minutes.
2. Approval of, June 27, 2016 Special Meeting Minutes.
3. Approval of, July 1, 2016 Special Meeting Minutes.
4. Approval of July 28, 2016 Special Meeting Minutes.
5. Approval of Area Metropolitan Ambulance Authority (AMAA)/Med Star Schedule of Price/Subsidy for Fiscal Year 2016-2017 as required by the EMS Interlocal Cooperative Agreement, with Fiscal Year 2016-2017 Subsidy remaining at \$0.
6. Approval of **Ordinance No. 2016-2527** calling an election to be held on November 8, 2016, to elect for Council Member Place 2, and Council Member Place 3.
7. Approval of **Ordinance No. 2016-2528** amending chapter 6 "alcoholic beverages" section 6.3 (d) "location restrictions" replacing it with a new section 6.3 (d).
8. Approval of Interlocal agreement for participation in the City of Fort Worth's Household Hazardous Waste Program for the period October 1, 2016 through September 30, 2017.
9. Approval of **Resolution No. 2016-1109** updating authorized representatives for TexPool.

**After the consent agenda Councilman Ott made a motion to move the Executive Session item to after item 9. Councilman Moore seconded the motion which carried unanimously. (see Executive Session item for action).**

### **Public Hearing**

10. Hold a Public Hearing to consider approval of a proposed re-zone of Cambridge Addition, Block 2, Lot 5 (currently known as 8012 Cambridge Cir.) from M-F 16, Multi Family to C-C, Commercial Corridor.

**Councilman Ott made a motion to postpone the Public Hearing items numbers 10 – 21 to September, pending further information be provided. Councilman Mann seconded the motion which carried unanimously.**

11. Hold a Public Hearing for a request by the owner of the B.F. Wickson Survey Abstract No. 1673 and the George White Survey Abstract No. 1751, to plat said property to the Gold Creek Apartments Addition, Block 1, Lot 1, more commonly known as 704 Dale Lane. *(Item Postponed – see item #10)*
12. Hold a Public Hearing to consider proposed re-zone of Wilson Cliff Addition, Block 1, Lots 1 & 2 (currently known as 100 & 104 Wilson Cliff Dr.) and Wilson Cliff Addition, Block 2, Lots 1 & 2 (currently known as 101 & 105 Wilson Cliff Dr.) from C-C, Commercial Corridor to R-6, Single Family Residential, 1600 square feet. *(Item Postponed – see item #10)*
13. Hold a Public Hearing to consider proposed re-zone of Wilson Cliff Addition, Block 1, Lots 3 through 8, 10 through 23 (Currently known as 109-145 Wilson Cliff Dr. and 7831 – 7913 Wilson Cliff Ct.) from R-7, Single Family Residential, 1800 square feet to R-6, Single Family Residential, 1600 square feet. *(Item Postponed – see item #10)*
14. Hold a Public Hearing to consider proposed re-plat of Sam’s Wholesale Club Addition, Block 1, Lot A (currently known as 1401 South Cherry Lane).

\*See item 22

Mayor White opened the Public Hearing.

Joshua Anderson, representative of Carter Surveying Mapping, stated he is present as a representative of Carter Surveying concerning the plat presented and is available to answer any questions. Mr. Anderson stated the owners of the property, Cooperative Aerospace, propose to build a new building and the re-replat is required. Mr. Anderson further stated the item has been presented to the Planning and Zoning commission which passed the item for recommendation of approval by Council.

Marolee Lunsford of 1200 Doreen St. addressed the City Council as Chairman of the P&Z board, asking for clarification of the size of the proposed building.

**Mayor White asked for a motion to close the Public Hearing, received from Councilman Moore and seconded by Councilman Ott. The motion carried unanimously.**

15. Hold a Public Hearing to consider proposed re-plat of Sunset Gardens Addition, Block 12, Lot 19B (currently known as 8313 Raymond Avenue). *(Item Postponed – see item #10)*

## Action from Public Hearing

16. Discuss and consider action from Public Hearing to consider approval of a proposed re-zone of Cambridge Addition, Block 2, Lot 5 (currently known as 8012 Cambridge Cir.) from M-F 16, Multi Family to C-C, Commercial Corridor.  
*(Item Postponed – see item #10)*
17. Discuss and consider action from Public Hearing for a request by the owner of the B.F. Wickson Survey Abstract No. 1673 and the George White Survey Abstract No. 1751, to plat said property to the Gold Creek Apartments Addition, Block 1, Lot 1, more commonly known as 704 Dale Lane.  
*(Item Postponed – see item #10)*
18. Discuss and consider action from Public Hearing to consider proposed re-zone of Wilson Cliff Addition, Block 1, Lots 1 & 2 (currently known as 100 & 104 Wilson Cliff Dr.) and Wilson Cliff Addition, Block 2, Lots 1 & 2 (currently known as 101 & 105 Wilson Cliff Dr.) from C-C, Commercial Corridor to R-6, Single Family Residential, 1600 spare feet. *(Item Postponed – see item #10)*
19. Discuss and consider action from Public Hearing to consider proposed re-zone of Wilson Cliff Addition, Block 1, Lots 3 through 8, 10 through 23 (Currently known as 109-145 Wilson Cliff Dr. and 7831 – 7913 Wilson Cliff Ct.) from R-7, Single Family Residential, 1800 square feet to R-6, Single Family Residential, 1600 square feet.  
*(Item Postponed – see item #10)*
20. Discuss and consider actin from Public Hearing to consider proposed re-plat of Sam's Wholesale Club Addition, Block 1, Lot A (currently known as 1401 South Cherry Lane).  
*Heard after item 14 by motion made after item 22.*

**Councilman Moore made a motion to approve. Councilman Mann seconded the motion which carried unanimously.**

21. Discuss and consider action from Public Hearing to consider proposed re-plat of Sunset Gardens Addition, Block 12, Lot 19B (currently known as 8313 Raymond Avenue). *(Item Postponed – see item #10)*

## New Business

22. Discuss and consider **Ordinance No. (to be determined)** amending ordinance 2015-2492, adopting the 2012 International Fire Code; by amending Section 903.3.1.2.2 providing for sprinkler requirements. (Deputy Fire Marshal Melvin Wilson)

Deputy Fire Marshal Melvin Wilson explained the request stating the current Ordinance requires sprinklers in 2 story buildings whereby the amendment would change the requirement to three story residential buildings.

Council Members and staff discussed confusion of ordinance language. City Attorney Warren Spencer suggested language that would better clarify the requirements. Staff agreed.

**Councilman Mann made a motion to approve Ordinance No 2016-2529 with wording changed as suggested by the City Attorney. Councilman Ott seconded the motion which carried unanimously.**

Mayor White called a brief recess at 8:35 pm to converse with staff. Mayor White reconvened the meeting at 8:40 pm.

**Councilman Ott made a motion to amend his previous motion allowing for agenda items 14 and 20 to be heard. Councilman Moore seconded the motion which carried unanimously.** Items 14 and 20 were heard at this time.

23. Discuss and consider approval of Agreement to Cancel and Waive Restrictions for property in the Glenn Acres Addition, Block 12 Lots 10-19. (City Manager Jim Ryan)

City Manager Jim Ryan explained the request, signatures required, and introduced Kyle (inaudible last name and address), a realtor working to obtain the signatures required to lift the deed restrictions for the potential new business. Kyle explained the requirements of the request and signatures currently obtained stating the City's property would need to be approved by Council for the Mayor to sign.

**Councilman Moore made a motion to approve the request. Councilman Ott seconded the motion which carried unanimously.**

24. Discuss and consider directing staff to include provisions in the proposed FY 2016-2017 Operating Budget to allow for payment of storage fees for the White Settlement Community Chest. (Mayor White)

**Councilman Ott made a motion to approve the request. Councilman Mann seconded the motion.** Mayor White stated the council was unaware of a requested amount and further stated the request for Council to consider payments of the Community Chest storage fees. Mayor White explained the Community Chest is a non-profit organization which provides monetary services to the community such as helping with utility payments. Mayor White explained the fundraising items used by the chest are being stored and would like the City to consider covering the costs of these fees for the Community Chest.

Councilman Moore questioned the legality of paying a storage fee for a private organization. The City Attorney referenced the ability to assist a charitable organization.

Staff and Council clarified monies currently budgeted for the Community Chest and the funds requested with this item. City Manager Jim Ryan stated funds are available to cover the fee and suggest using \$516 out of Council Reserves for the fee through December 2016.

**The motion which carried unanimously.**

### Public Comments

There were none.

### Executive Session (moved to after item 9)

Mayor White announced Council will convene in Executive Session at **7:07 pm** after first reading the following statement.

1. The Council may convene in Executive Session pursuant to Chapter 551, Texas Government Code. The Council reserves the right to convene in Executive Session(s) from time to time on any posted agenda item to receive advice from its Attorney as permitted by law during this meeting. The Council may convene in Executive Session to discuss the following:

**A) Section 551.071 Pending or contemplated litigation or to seek advice from attorney: Seek advice from City Attorney**

B) Section 551.072 Discussion regarding possible sale, lease or acquisition of real estate:

**C) Section 551.074 Personnel matters – to deliberate the appointment, employment, evaluation, reassignments of duties, discipline or dismissal of a Public Officer or Employee or to hear a complaint or charge against an Officer or Employee: Performance Review of City Manager Jim Ryan; Performance Review of City Secretary Amy Arnold**

D) Section 551.076 Deliberation regarding security devices

### Reconvene

25. Reconvene and consider approval of any action from Executive Session.

Mayor White announced Council will reconvene from Executive Session at 8:15 pm to consider action as a result of the Executive Session.

**Councilman Ott made a motion to direct staff to move forward as discussed. Councilman Mann seconded the motion which carried unanimously.**

*(After Executive Session the agenda was continued beginning with item 10)*

### Adjourn

With there being no further discussion Mayor White adjourned the meeting at 8:55 pm.

Approved this 13<sup>th</sup> day of September, 2016.



Ronald A. White, Mayor

ATTEST:

  
Amy Arnold, TRMC  
City Secretary

