

CITY OF WHITE SETTLEMENT

City Council Meeting Minutes

Tuesday, October 11, 2016 7:00 PM Council Chambers

214 Meadow Park Drive, White Settlement, Texas 76108

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

Councilman Paul Moore
Mayor Pro Tem Elzie Clements
Councilman Dave Mann
Councilman Steve Ott

Staff Present included: Jim Ryan, City Manager; Amy Arnold, City Secretary; Jeff James, Deputy City Manager; Warren Spencer, City Attorney; Department Directors and Managers including Phil Bray, Mary Morgan, Robert Smith, Chief Bevering, Kyle Reeve, Deputy City Marshal Wilson, and MIS Tech Steve Patton.

Mayor Pro Tem Elzie Clements gave the invocation followed by the Pledge of Allegiance.

Consent Agenda

Prior to approving the consent agenda, Councilman Ott asked for clarification of item # 4.

Councilman Ott made a motion to approve the consent agenda. Councilman Mann seconded the motion which carried unanimously. Approval of the consent agenda includes the following:

1. Approval of September 13, 2016 City Council Meeting Minutes.
2. Approval of **Ordinance No. 2016-2536** authorizing and allowing, under the act governing the Texas Municipal Retirement System, updated service credits.
3. Approval of Settlement and Release agreement as discussed in Executive Session on September 13, 2016, relating to demolition of property located at 845 Hackamore Street.
4. Approval of EDC joining lawsuit against Hawaiian Parks White Settlement, LLC.
5. Approval of attendance to Tarrant County Mayors Council annual banquet on December 5, 2016 with approval of annual membership to the Tarrant County Mayors Council at a fee of \$350.00.

Council Member Moore made a motion to move Executive Session to this portion of the meeting. Council Member Ott seconded the motion which carried unanimously.

Correspondence – Announcements

The following presentation was given:

6. Economic Development Corporation
 - a. Presentation by EDC Director of ICSC event participation

New Business

7. Discuss and consider **Ordinance No. 2016-2537** authorizing the issuance of City of White Settlement, Texas, General Obligation Refunding Bonds, Series 2016; establishing procedures and delegating authority for the sale and delivery of the bonds;

providing an effective date; and enacting other provisions relating to the subject.
(Finance Staff)

Finance Staff informed Council Members of the opportunity presented by the City's financial advisors which would bring a 1.3M savings with partial refunding bonds; pointing out the importance of timing and explaining a handout of detailed information.

Mr. Adam LanCarte, Analyst at First Southwest, explained elements of the refunding bonds to Council Members and provided a handout to each.

Councilman Moore made a motion to approve Ordinance No.2016-2537. Councilman Ott seconded the motion which carried unanimously.

8. Discuss and consider **Ordinance No. 2016-2538** amending Ordinance No. 461 "Park and Recreation Board"; by repealing Chapter 36 "Parks and Recreation", Section 36.26 "Rules" in its entirety and replacing with a new Section 36.26 "Rules". (Parks Director)

Parks Director Rich Tharp explained the item presented as being originally requested by Council for review of Ordinance 461 establishing the parks board (1970); further stating the board met twice and made the presented recommendations to amend the ordinance. Staff clarified the changes are only affecting the board creation ordinance and not budget process or any other parks formation documents.

Councilman Moore made a motion to approve Ordinance No.2016-2538. Mayor Pro Tem Clements seconded the motion which carried unanimously.

9. Discuss and consider sale of water park activity park equipment for a price of \$7500.00 with purchaser to pay separate contractor for additional cost of equipment removal from the park. (City Manager)

Deputy City Manager Jeff James explained the pros and cons of the activity area features located at the park; stated the offer received to purchase and remove the features being the best written offer received, and discussed the positive opportunity for the park to remove this equipment mentioning plans for additional water features.

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

10. Discuss and consider continuation or termination of agreement between the City of White Settlement and Progressive Waste Solutions, formerly IESI TX Corporation. (City Manager)

City Manager Jim Ryan stated the current vendor has provided service to the City for many years with a good corporate relationship. CM Ryan mentioned the handling of issues over the years, code issues, no rate changes in two years, and potential financial and timely cost of bid process.

Norm Bulach, of Waste Connections (Formerly Progressive Waste Solutions) addressed the Council stating the company has appreciated the business for the past ten years; bids would most likely result in increased rates, and stated the company would like the opportunity to continue to provide service.

Council Members discussed; bid process, loss of bulk pickup as a possibility, rate increases, outside sources dumping bulk trash in the City, opportunity to consider what other companies would offer in service and cost, and the pros and cons of keeping the current vendor.

City Attorney Warren Spencer explained extending the time to notify current vendor if Council chooses to request bids. Staff and Council discussed option of renewal, consideration of bids, or termination.

Mayor Pro Tem Clements made a motion to continue current contract. Councilman Moore seconded the motion which carried unanimously.

Council Member Ott questioned the motion prior to a vote being heard, clarifying renewal for five years. Mayor White read the agenda item and clarified the action taken. **Mayor Pro Tem Clements withdrew his motion** until clarification, stating he would like staff to work out an agreement with the current vendor. City Secretary Arnold stated the item does not require a vote if council does not wish to terminate the agreement at this time.

11. Discuss and consider possible amendments to Ordinance 2014-2469 concerning political signs. (Mayor)

Mayor White mentions concern over political signs, and referenced the City Attorney's opinion of the Ordinance. The City Attorney explained the sign ordinance as written exempts political signs.

After much discussion Mayor White asked staff to bring the sign ordinance before the council at a future date for re-consideration.

No council action was taken on this item.

12. Discuss and consider hosting a city wide Yard Sale Day waiving yard sale permit fees on said date. (City Manager)

City Manager Ryan explained the event, stating a fee would not be charged for residents during the City Wide Yard Sale weekend with dates to be determined by staff at a later date.

Mayor Pro Tem Clements made a motion to approve the item with a date to be determined by staff. Council Member Mann seconded the motion which carried unanimously.

Public Comments

Joe Bennett of 408 Pemberton addressed the Council with concerns he has towards the Tarrant Appraisal District.

George Klecan completed a request to speak, however he left the meeting prior to new business items and was not present to speak.

Pat England of 852 McCulley St addressed the Council referencing her recent meeting with finance staff concerning the Library budget.

Executive Session

Mayor White announced City Council will convene in Executive Session at 7:05 pm after first reading the following statement:

13. 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:

D) Section 551.076 Deliberation regarding security devices

Reconvene

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

Mayor White announced Council is reconvened from Executive Session at 7:38 pm to take consider action as a result of Executive Session.

Councilman Ott made a motion to proceed as directed. Mayor Pro Tem Clements seconded the motion which carried unanimously.

Adjourn

With there being no further discussion, Mayor White adjourned the meeting at 8:57 pm.

Approved this 8th day of November, 2016.



Ronald A. White, Mayor



ATTEST:



Amy Arnold, TRMC
City Secretary