

Minutes
White Settlement City Council
Regular Meeting



City Hall, 214 Meadow Park Drive
White Settlement, Texas

January 7, 2020
7:00 p.m.

CALL TO ORDER

Mayor White called the meeting to order at 7:00 p.m. announcing a quorum of members present as follows:

Council Member Paul Moore, Mayor Pro Tem Evelyn Spurlock, Council Member Amber Munoz, and Council Member Christina Grudzinski. Council Member Gregg Geesa was absent due to medical reasons.

Executive Staff present included City Manager, City Secretary, and City Attorney. Other staff present included Public Works Director, Building Official, Community Services Director, Police Chief, Fire Chief, Communications Manager and City Marshal.

INVOCATION / PLEDGE OF ALLEGIANCE

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

CITIZEN PARTICIPATION

On December 29, 2019 two members of West Freeway Church of Christ, Tony Wallace and Richard White, lost their lives after a gunman began shooting during the service. Another church member, Jack Wilson, a firearms instructor who was volunteering on the church security team, was able to shoot the gunman which ended the event. During this portion of the meeting Mayor White stated any Council Member wishing to comment on the tragic event may do so.

- a) *Mayor Pro Tem Evelyn Spurlock stated the invocation offered by Mayor White mentioned many of her thoughts. She went on to mention loving on our neighbors and not let evil take another day from our small community and finished her comments by expressing condolences to the congregation and assuring them that while in the City of White Settlement they would be cared for by the city.*
- b) *Council member Place 4 Christina Grudzinski added comments in regards to her profession (therapist) and reminded audience members that many are facing a "new normal" while searching for meaning to what happened. Council Member Grudzinski expressed her pleasure in seeing the outpouring of care and support by citizens for those involved.*
- c) Daniel Bennett of 408 Pemberton addressed the City Council in regarding the recent TAD Board of Directors Election and his thoughts on those elected.
- d) Jimmy Ross of 10401 Prairie Heights addressed the City Council in opposition to a fence on the side of his mother's property. Staff was allowed to discuss the concern with Mr. Ross.

PRESENTATIONS

The following presentation was heard:

- 1) Mayor / City Council
 - a) Presentation of Proclamation to recognize January 26 – February 1, 2020 as School Choice Week.

CONSENT AGENDA

Mayor Pro Tem Spurlock made a motion to approve the consent agenda. Council Member Grudzinski seconded the motion which carried unanimously. Approval of the consent agenda included the following:

- 2) Approval of City Council meeting minutes:
 - a) December 3, 2019;
 - b) December 17, 2019.
- 3) Acknowledge receipt of Monthly Financial Statements for FY 19 – 20 as of October 31, 2019 and Monthly Financial Statements for FY 19 – 20 as of November 30, 2019.
- 4) Approval of Interlocal Agreement with Tarrant County for the reconstruct and asphalt overlay as well as the seal coat on certain described streets within the City of White Settlement.
- 5) Approval of Interlocal Agreement with Tarrant County for the applying permanent roadway striping on Western Hills Blvd, Cherry Ln., Downe Dr., Tumbleweed Tr., Westpoint Blvd., Las Vegas Tr., and Silver Creek Rd.

DELIBERATION AGENDA

PLANNING AND DEVELOPMENT:

- 6) Hold a PUBLIC HEARING and consider final plat described as Westview Highland Addition, Block 5, S 9'4 – N9'6 of Lot 5 and Block 5, S25'3 – N 45'4 of Lot 3, more commonly known as 112 Hallvale and 116 Hallvale.

Building Official Robert Nunley presented the item stating the property owner is wishing to create one lot from the two abutting properties. Mr. Nunley stated the request had been presented to and approved by Planning and Zoning members.

Council members discussed final lot size and location.

Mayor Pro Tem Spurlock made a motion to approve final plat final plat described as Westview Highland Addition, Block 5, S 9'4 – N9'6 of Lot 5 and Block 5, S25'3 – N 45'4 of Lot 3, more commonly known as 112 Hallvale and 116 Hallvale. Council Member Grudzinski seconded the motion which carried unanimously.

- 7) Hold a PUBLIC HEARING and consider a rezone described as Bailey Enterprise Addition, Lot 2, more commonly known as 9110 West Freeway, from M-F to C-C; and a request for Special Use Permit to place a parking lot.

Building Official Robert Nunley presented the item and Planning and Zoning Commission Chair, Marolee Lunsford, spoke stating there were no opposing comments heard from neighbors of the location during the P&Z meeting.

Mayor Pro Tem Spurlock made a motion to approve an ordinance to rezone described as Bailey Enterprise Addition, Lot 2, more commonly known as 9110 West Freeway, from M-F to C-C; and a request for Special Use Permit to place a parking lot. Council Member Moore seconded the motion which carried unanimously.

COMMUNITY SERVICES:

- 8) Discuss and consider a resolution authorizing the filing of a Project Application in an amount not to exceed \$195,000.00 with the North Central Texas Council of Governments ("NCTCOG") Implementation Project; authorizing the Community Volunteer Coordinator to act on behalf of the

City of White Settlement, Texas, in all matters related to the application; and pledging that if funds for this project are received, the City of White Settlement, Texas, will comply with all project requirements of the NCTCOG, TCEQ, and the State of Texas.

Community Services Director Rich Tharp presented the item stating the project application process, what the grant entails, timeline for the project, RFQ, order and delivery, and the reimbursement process. Mr. Tharp explained the equipment would be a new Backhoe and Brush Chipper to be used for storm water related cleanup activities.

Council members discussed age of current equipment and need to acquire new equipment.

Mayor Pro Tem Spurlock made a motion to approve the resolution. Council Member Grudzinski seconded the motion which carried unanimously.

PUBLIC WORKS:

- 9) Discuss and consider a resolution awarding the lowest qualified bid for the construction of the 45th Year Community Development Block Grant Project to Atkins Brothers Equipment Company, Inc. for the amount of \$191,852.00.

Building Official Robert Nunley presented the item stating the award is for the previously approved 45th year CDBG Project. Mr. Nunley briefly reviewed the process of selecting the lowest qualified bid.

Mayor Pro Tem Spurlock made a motion to approve the resolution. Council Member Grudzinski seconded the motion which carried unanimously.

ADMINISTRATIVE:

- 10) Discuss and consider a resolution approving the sale of certain real property described as Lot 4, Block 12, out of the Meadow Park Addition, more commonly known as 313 Mirike Drive.

City Manager Jeff James presented the item stating staff recommends accepting the offer.

Council Member Moore made a motion to approve the resolution. Council Member Grudzinski seconded the motion which carried unanimously.

BOARD APPOINTMENTS:

- 11) Take action to appoint / reappoint to the following positions of the BAA (Board of Adjustments and Appeals):

- a) Place 2, currently held by Ann Smith, new term to expire February 2022;
- b) Place 4, currently held by Alan Price, new term to expire February 2022;
- c) Place 6, currently held by Mark Simeroth, new term to expire February 2022;
- d) Place 7, currently held by Honey Lee, new term to expire February 2022;
- e) Alternate, currently held by Tom Warren, new term to expire February 2022.

Mayor Pro Tem Spurlock made a motion to reappoint current members, as listed, for items 11, 12, 14, 15, 16, and 17. Council Member Moore seconded the motion which carried unanimously.

- 12) Take action to appoint / reappoint to the following positions of the CCPD (Crime Control and Prevention District Board of Directors) :

- a) Place 2, currently held by Pamela Clawson, new term to expire February 2023;
- b) Place 3, currently held by Brinda Rhodes, new term to expire February 2023.

See motion under item 11.

13) Take action to appoint / reappoint to the following unexpired term of the EDC (Economic Development Corporation Board of Directors) :

- a) Place 2, previously held by Amber Munoz, term to expire June 2020.

Mayor Pro Tem Spurlock made a motion to appoint Edward (Eddie) Delgado to EDC Place 2, an unexpired term to expire June 2020. Council Member Grudzinski seconded the motion which carried unanimously.

14) Take action to appoint / reappoint to the following positions of the Library Board:

- a) Place 6, currently held by Lillian Blackburn, new term to expire February 2022;
- b) Place 7, currently held by Kathryn Nichols, new term to expire February 2022.

See motion under item 11.

15) Take action to appoint / reappoint to the following positions of the Parks and Recreation Board:

- a) Place 1, currently held by Kevin Kirkland, new term to expire February 2023;
- b) Place 2, currently held by Aaron James, new term to expire February 2023.

See motion under item 11.

16) Take action to appoint / reappoint to the following positions of the P&Z (Planning and Zoning Commission):

- a) Place 3, currently held by Tommie Daniels, new term to expire February 2023;
- b) Place 4, currently held by Steve Groomer, new term to expire February 2023;
- c) Place 5, currently held by Debra Cook, new term to expire February 2023.

See motion under item 11.

17) Take action to appoint / reappoint to the following positions of the Pride Commission:

- a) Place 2, currently held by Amy Jordan, new term to expire February 2023;
- b) Place 3, currently held by JoAnn Grammer, new term to expire February 2023.

See motion under item 11.

18) Take action to appoint to the Holiday Parade Committee:

- a) Steve Groomer, former committee member, has submitted an application for appointment to the Holiday Parade Committee.

Council Member Munoz made a motion to appoint Steve Groomer to the Holiday Parade Committee. Mayor Pro Tem Spurlock seconded the motion which carried unanimously.

EXECUTIVE SESSION

Mayor White announced the City Council will convene in Executive Session at 7:40 p.m. after first reading the following statement:

Pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, the City Council may convene into Executive Session to deliberate regarding the following matters:

Sec. 551.071 Consultation with Attorney: The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the City Attorney about any matters listed on the agenda, and the following topics:

- (a) Cause No. 048-288516-16, City of White Settlement and the White Settlement Economic Development Corporation v. Benjamin S. Emmons and Source Capital, LLC. ;

RECONVENE IN OPEN SESSION

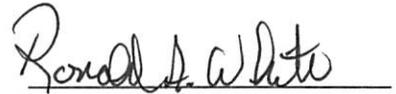
Mayor White announced City Council is reconvened in Open Session at 8:26 p.m. to take action as a result of Executive Session.

Mayor Pro Tem Spurlock made a motion to accept the terms of the settlement between the "White Settlement Parties" as Plaintiffs and Counter-Defendants and "Hawaiian Parks", "Source Capital", "Emmons", and "Hill" as Defendants and Counter-Plaintiffs; and further motioned to authorize the City Manager to sign and enter into the agreement on behalf of "White Settlement Parties". Council Member Grudzinski seconded the motion which carried unanimously.

ADJOURNMENT

With there being no further discussion Mayor White adjourned the meeting at 8:28 p.m.

Approved this 4th day of February, 2020



Ronald A. White, Mayor



ATTEST:



Amy Arnold, TRMC, CMC
City Secretary