

CALL TO ORDER

CITIZEN COMMENTS

This is an opportunity for citizens to address the board on any matter over which they have authority, whether it is or is not posted on the agenda. The board is not permitted to discuss or take action on any presentations concerning an item not listed on the agenda. Citizens may speak up to three (3) minutes or the time limit determined by the Mayor or presiding officer.

ACTION & BRIEFING ITEMS:

- A. Approval of the June 1, 2021, meeting minutes.
- B. Public hearing to receive citizen input on the curfew ordinance.
- C. Discuss and take action on the proposed curfew ordinance. *(In accordance with the Texas LGC 370.002, the existing ordinance must be reviewed and re-adopted every three years, it was last adopted in July of 2018.)*
- D. Briefing by Chief Reaves on the status of the departments Best Practices Certification.
- E. Review and discuss the identified public safety issues from 2019 city wide survey.
- F. The next meeting will be scheduled as needed.

ADJOURN

The board reserves the right to retire into executive session concerning any of the items listed on this agenda, whenever it is considered necessary and legally justified under the Open Meeting Act.

This facility is wheelchair accessible and handicapped parking spaces are available. Requests for accommodations for the hearing impaired must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (817) 710-2526 for assistance.

A quorum of the council or other committees may be present at this meeting; however, no council or other committee discussion or action will be taken. I certify that the above notice was posted on the bulletin board at the Westworth Village City Hall, 311 Burton Hill Road, Westworth Village, Texas on this, the 25th day of June 2021, at 5pm, in accordance with Chapter 551 of the Texas Government Code.



Brandy G. Barrett, TRMC
City Administrator/City Secretary





**Crime Control and
Prevention District Board
Meeting Minutes**

Municipal Complex
311 Burton Hill Road
Westworth Village, TX 76114
cityofwestworth.com

June 01, 2021

6:30 PM

Council Chambers

ATTENDEES:	Tiffany Aller	President
	Abraham Elizondo	Member
	Tony Yeager	Member
	J.D. Ambrose	Member
	Jo Ann Rowls	Member
	Elisa Greubel	Board Secretary
	Kevin Reaves	Police Chief
	Mike Murray	City Administrator
	L. Kelly Jones	Mayor
	Brandy Barrett	City Secretary
ABSENT:	Dani Briones	Member

CALLED TO ORDER: The meeting was called to order at 6:30pm by Tiffany Aller.

Citizen Comments:

There were no citizen comments.

ACTION ITEMS:

A. Approval of the May 25, 2021, meeting minutes.

MOTION to approve the May 25, 2021, meeting minutes with the amendment to remove the listing of Tiffany Aller's name twice in the attendees list.

- **MADE BY:** Tiffany Aller. **SECOND:** Tony Yeager.

Motion passed vote of 5 Ayes, 0 Nays.

B. PUBLIC HEARING

President Aller opened the Public Hearing at 6:34 PM to receive citizen input on the proposed FY 2021-2022 CCPD budget.

There were no comments received.

President Aller closed the Public Hearing at 6:34 PM.

C. Discuss and take action on the proposed FY 2021-2022 CCPD budget.

Mike Murray went over the updates from the last budget presentation. Chief Reaves gave an overview of the budget.

MOTION to send the proposed FY 2021-2022 CCPD budget to the City Council as written.

- **MADE BY:** Tony Yeager. **SECOND:** Abraham Elizondo.

Motion passed vote of 5 Ayes, 0 Nays.

D. Next CCPD Board meeting is tentatively scheduled for July 8, 2021, at 6:00pm.

ADJOURNED at 6:38pm.

MINUTES APPROVED on this day, the 29th day of June 2021.

Tiffany Aller, President

ATTESTED TO BY:

Elisa Greubel, CCPD Board Secretary



AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF WESTWORTH VILLAGE, TEXAS, BY AMENDING ARTICLE 8.02, "MINORS," DIVISION 2, "CURFEW" TO ESTABLISH A CURFEW FOR MINORS AND MAKING IT AN OFFENSE FOR MINORS, PARENTS AND GUIARDIANS OF MINORS, AND BUSINESS ESTABLISHMENTS TO VIOLATE CURFEW REGULATIONS; PROVIDING FOR A PENALTY CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING AND REPLACING CONFLICTING PROVISIONS OF ORDINANCES HEREWITH; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

- WHEREAS,** the City of Westworth Village is a Type A General Law city located in Tarrant County, Texas; and,
- WHEREAS,** persons under the age of 17 who are not allowed to stay out late without adult supervision are particularly susceptible due to their lack of maturity and experience to become involved in unlawful and gang-related activities and to be victims of older perpetrators of crime; and
- WHEREAS,** the City Council finds that a curfew for those under the age of 17 will be in the interest of the public health, safety, and general welfare, and will help to attain the foregoing objectives and diminish the undesirable impact of such conduct on the citizens of the City of Westworth Village; and
- WHEREAS,** on July 10, 2018, the City Council adopted regulations establishing a curfew and providing for enforcement thereof; and
- WHEREAS,** the City has conducted a public hearing on the need to continue the juvenile curfew ordinance; and
- WHEREAS,** the City has reviewed the effect of the juvenile ordinance; and
- WHEREAS,** the City Council desires to reenact its curfews for persons under seventeen (17) years of age every three years as required by Section 370.002(b) of the Texas Local Government Code; and
- WHEREAS,** the City Council desires to enact new curfew regulations to address the community concerns set forth above.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WESTWORTH VILLAGE, TEXAS, THAT:

Section 1: Article 8.02, "Minors", Division 2, "Curfew," of the Code of Ordinances, City of Westworth Village, Texas, is hereby amended to read as follows:

"Division 2. Curfew

Sec. 8.02.031 Definitions

In this division:

Curfew hours.

- (1) 11:00 p.m. on any Sunday, Monday, Tuesday, Wednesday, or Thursday, until 6:00 a.m. of the following day;
- (2) 11:59 p.m. on any Friday or Saturday, until 6:00 a.m. of the following day; and
- (3) 8:30a.m. until 3:00p.m. on any Monday, Tuesday, Wednesday, Thursday or Friday during which time the public schools are in session.

Emergency. An unforeseen combination of circumstances or the resulting state that calls for immediate action. The term includes, but is not limited to, a fire, a natural disaster, an automobile accident, or any situation requiring immediate action to prevent serious bodily injury or loss of life.

Establishment. Any privately owned place of business operated for a profit to which the public is invited, including, but not limited to, any place of amusement or entertainment.

Guardian.

- (1) A person who, under court order, is the guardian of the person of a minor; or
- (2) A public or private agency with whom a minor has been placed by a court.

Minor. Any person under seventeen (17) years of age.

Officer. A police officer of the city.

Operator. Any individual, firm, association, partnership, or corporation operating, managing, or conducting business as any establishment. The term includes the members or partners of an association or partnership and the officers of a corporation.

Parent. A person who is:

- (1) A natural parent, adoptive parent, or stepparent of another person; or
- (2) At least eighteen (18) years of age and authorized by a parent or guardian to have the care and custody of a minor.

Public place. Any place to which the public, or a substantial group of the public, has access and includes, but is not limited to, streets, highways, parks and the common areas and parking lots of schools, hospitals, apartment houses, office buildings, transportation facilities, commercial shopping centers, and shops.

Remain. To:

- (1) Linger or stay; or
- (2) Fail to leave premises when requested to do so by an officer or the owner, operator, or other person in control of the premises.

Serious bodily injury. Bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

See. 8.02.032 Offenses

- a) A minor commits an offense if he remains in any public place or on the premises of any establishment within the City during curfew hours.
- b) A parent or guardian of a minor commits an offense if he knowingly permits, or by insufficient control allows the minor to remain in any public place or on the premises of any establishment within the City during curfew hours.
- c) The owner, operator, or any employee of an establishment commits an offense if he knowingly allows a minor to remain upon the premises of the establishment during curfew hours.

See. 8.02.033 Defenses

- (a) It is a defense to prosecution under Section 8.02.032 that the minor was:

- 1) Accompanied by the minor's parent or guardian;
- 2) On an errand at the direction of the minor's parent or guardian, without any detour or stop;
- 3) In a motor vehicle involved in interstate travel;
- 4) Engaged in an employment activity, or going to or returning from home from an employment activity, without any detour or stop;
- 5) Involved in an emergency;
- 6) On the sidewalk abutting the minor's residence or abutting the residence of a next door neighbor if the neighbor did not complain to the police department about the minor's presence;
- 7) Attending an official school, religious, or other recreational activity supervised by adults and sponsored by the City, a civic organization, a school district or under similar entity that takes responsibility for the minor, or going to or returning home from, without any detour or stop, an official school, religious, or other recreational activity supervised by adults and sponsored by the City, a civic organization, a school district or another similar entity that takes responsibility for the minor;
- 8) Exercising First Amendment rights protected by the United States Constitution such as the free exercise of religion, freedom of speech, and the right of assembly;
- 9) Married or had been married or had disabilities of minority removed in accordance with Chapter 31 of the Texas Family Code; or
- 10) With respect to subsection (3) of the definition of "curfew hours" in Section 8.02.031 of this division, that the offense occurred at a time when the school in which the minor is enrolled was not in session, or that the minor has graduated from high school or received a high school equivalency certificate, or that the minor has permission to be absent from school or to be in a public place from an authorized school official. In the case of a child being educated in a home school, a parent shall be deemed a school official for the purposes of this section.

(b) It is a defense to prosecution under Section 8.02.032(c) that the owner, operator, or employee of an establishment promptly notified the police department that a minor was present on the premises of the establishment during curfew hours and refused to leave.

Sec. 8.02.034 Enforcement

Before taking any enforcement action under this division, an officer shall ask the apparent offender's age and reason for being in the public place. The officer shall not issue a citation or make an arrest under this division unless the officer reasonably believes that an offense has occurred and that, based on any response and other circumstances, no defense in Section 8.02.033 is present.

Sec. 8.02.035 Penalties

(a) A person who violates Section 8.02.032 hereof is guilty of a separate offense for each day or part of a day during which the violation is committed, continued, or permitted. Each offense, upon conviction, is punishable by a fine as provided in Section 1.01.009 of this Code.

(b) When required by Section 51.08 of the Texas Family Code, as amended, the municipal court shall waive original jurisdiction over a minor who violates Section 8.02.032 of this division and shall refer the minor to juvenile court."

Section 2: SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council of the City of Westworth Village that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared invalid or unconstitutional be the valid judgment or decree of any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph, or section.

Section 3: CONFLICT OF ORDINANCES

This Ordinance shall be cumulative of all ordinances of the City of Westworth Village, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances in which the conflicting provisions of such ordinances are hereby repealed.

Section 4: SAVINGS CLAUSE

All rights and remedies of the City of Westworth Village are expressly saved as to any and all violations of the provisions of any ordinances affecting health and safety which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance, but may be prosecuted until final disposition by the courts.

Section 5: PENALTY CLAUSE

Any person, firm, or corporation violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon final conviction thereof fined as provided in Section 1.01.009 of the City Code of Ordinances). Each day any such violation shall be allowed to continue shall constitute a separate violation and punishable hereunder.

Section 6: PUBLICATION

The City Secretary is hereby authorized and directed to cause the publication of the descriptive caption and penalty clauses of this Ordinance as an alternative method of publication provided by law.

Section 7: EFFECTIVE DATE

This ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as provided by law.

AND IT IS SO ORDERED.

PASSED, APPROVED, AND ADOPTED on this, the 13th day of July 2021.

CITY OF WESTWORTH VILLAGE

L. Kelly Jones, Mayor

ATTEST:

Brandy G. Barrett, TRMC
City Administrator/City Secretary

APPROVED AS TO FORM AND LEGALITY:

Alicia Kreh, City Attorney

2019 Survey Results

Public Safety Issues



Streets reporting issues (streets with highest numbers in red)

Crime in my neighborhood	Light in neighborhood (insufficient or excessive)	Noise in neighborhood	Parking on my street	Speeding on my street	Pedestrian safety	Dangerous intersections or roadway
Carb	Aton	Aton	Aton	Aton	Deloache	Carb
Lyle	Burton Hill	Calera	Carb	Burton Hill	Fairway	Coleman
N Wells	Calera	Fairway	Deloache	Carb	Koldin	Deloache
Pecan	Carb	Koldin	La Jolla	Coleman	La Jolla	Fairway
River Trail	Coleman	Lyle	Leonard	Deloache	Magnolia	Koldin
WWBLVD	Deloache	River Trail	Lyle	Koldin	N Wells	Leonard
Wyndham	Fairway	Straley	N Wells	Leonard	Randolph	Lyle
	Kay	Tracyne	Pecan	Lyle	Trigg	Magnolia
	Koldin	Trigg	Pollard	N Wells	Waggoner	Pecan
	La Jolla		River Trail	Pecan	Wyndham	Pollard
	Leonard		Straley	Pollard		Popken
	Lyle		Sunset	Popken		Tracyne
	N Wells		Tracyne	Randolph		Trigg
	Pecan		Trigg	Straley		WWBLVD
	Pollard		Waggoner	Sunset		
	Popken		Watters	Tracyne		
	Pumphrey		Wyndham	Trigg		
	Randolph			Trinity Oaks		
	Sky			Waggoner		
	Smallwood			Wyndham		
	Straley					
	Sunset					
	Tracyne					
	Trigg					
	Twin					
	Waggoner					
	Watters					
	Wyndham					