



REGULAR CITY COUNCIL MEETING MINUTES

JANUARY 8, 2019

MUNICIPAL COMPLEX
COUNCIL CHAMBERS
311 BURTON HILL ROAD

REGULAR SESSION: 7:00 PM

ATTENDEES:

Mayor	Michael Coleman
Mayor Pro Tem	L. Kelly Jones
Council Member	Dan Novak
Council Member	Tiffany Aller
Council Member	Sharon Schmitz
Council Member	John Davies
City Administrator	Sterling Naron
City Secretary	Brandy Barrett
Police Chief	Kevin Reaves
City Attorney	Ashley Dierker
Public Works	Joey Alvarez
Director of Cmty Dev	David Curwen
Golf Pro	Mike Meka
Building Official	Nader Jeri
Librarian	Courtney Jackson

ABSENT:

REGULAR SESSION:

CALL TO ORDER: 7:00pm by Mayor Coleman.

INVOCATION offered by Nathan Keller.

PLEDGE OF ALLEGIANCE led by Mayor Coleman.

REGULAR SESSION:

- 1. MOTION to approve the Agenda.**
 - **MADE BY:** Tiffany Aller. **SECOND:** Dan Novak.
 - **Motion passed** by a vote of 5 Ayes and 0 Nays.
- 2. MOTION to approve the Consent Agenda**
 - **MADE BY:** Dan Novak. **SECOND:** Tiffany Aller.
 - **Motion passed** by a vote of 5 Ayes and 0 Nays.

The following consent agenda items were approved:

A. Approval of the Minutes:

- Council Meeting – December 11, 2018

B. Approval of Financial Reports:

- TexPool Report
- A/P Disbursements

FUND BALANCES December 2018	GENERAL	WATER	CAPITAL PROJECTS	CRIME CONTROL	DEBT SERVICE	WRA	HCGC	STREET
Revenue	\$410,336	\$83,669	\$0.00	\$44,892	\$165,833	\$3	\$75,448	\$22,600
Disbursements	\$201,644	\$114,041	\$7426	\$43,132	\$0.00	\$16,723	\$101,585	\$12,052
Cash on Hand	\$143,325	\$330,004	\$15,302	\$20,411	\$113,336	\$9226	\$47,589	\$46,187
TexPool	\$190,900	\$82,321	\$142,322	\$240	\$272,003	\$135,580	NA	NA
Money Market	\$350,000	\$500,000	NA	NA	\$129,000	\$1,325,000	NA	NA

3. Staff Updates:

A. Police Department

- Chief Kevin Reaves reported that in the month there were 177 traffic stops, resulting in 133 citations and 95 warnings. There were 1479 calls for service, including 260 - 911 calls and 132 Priority One calls. In addition, we had a total of 51 arrests, which resulted in 38 charges; 91 warrants were cleared via Police Department and Court actions. Following a brief discussion lead by Councilman Jones, Chief Reaves confirmed that “Business Patrol” was when an officer was driving through a commercial district and “Business Check” was when an officer stopped and did a foot patrol of a specific business location, checking the doors or other issue that may have been seen during a Business Patrol. Similar codes exist in Residential districts; Residential Patrol and House Check/House Watch.
- Chief Reaves introduced and ceremoniously swore in Officer Raleigh Wren.

B. Code Enforcement & Building Inspection

- Nader Jeri, Building Official, reported 90 Inspections were performed and 42 Code violations were resolved last month. He added that the Construction Site Standards have been a welcome addition to the department and is a great tool with the contractor.
- Commercial projects currently under construction include: Dairy Queen, and a Retail Building.
- There are 36 ongoing residential projects.

C. Library

- Courtney Jackson reported that patron visits, circulation, and consortium loans continue to remain steady.

D. Public Works

- Joseph Alvarez provided the Public Works report. The department completed 121 service orders, along with numerous other projects and TCEQ compliance activities performed by the Public Works team.
- Eleven new smart meters were installed, and the departments goal is to install 5 per week until they have completed the project.

E. Hawks Creek Golf Course

- Mike Meka provided the Hawks Creek report. The course had 1393 rounds played last month, resulting in \$73K revenue. The course was closed for 4 days due to weather. He noted that the North Texas Region rounds were down by 24% and he would look into the National Golf Foundation and report regional and national trends. The course is switching software providers, from GolfNow to EZLinks.

F. Community Development

- David Curwen reported that the Alleyway project complete, except for a small punch list in alley #8 and #9.
- Westworth Plaza construction continues on lots 5 and 6.
- Westworth Falls and Three Oaks Subdivisions are progressing.
- Following a discussion with Councilwoman Schmitz, he confirmed that the cemeteries in the city are protected by State Laws, and Sterling Naron confirmed that the White Settlement Historical Society maintains the cemeteries.

G. Administration

- Sterling Naron provided a variance report, adding that total revenue continues to track on budget for this fiscal year; Hawks Creek is looking forward to a good spring.
- Code issues are burdensome; he commended Nader Jeri and Chief Reaves for their efforts, noting that with the increased travel in the alleyways, more code violations will be reported as backyards are now visible.

4. Advisory Board and Committee Updates:

A. Finance – Kelly Jones, Chair

- Councilman Jones announced the Finance Committee will meet at 6:15pm, prior to the February Council Meeting to review the Fiscal Year 2018 Audit Results and added that he is excited to see the new Performance-based budget formats.

B. Vision – John Davies, Chair

- Councilman Davies announced that he was still soliciting applications for citizens who wanted to serve on the Vision Committee. Anyone interested in serving on the Vision Committee should contact Brandy Barrett for the application. He encouraged everyone to participate and provide input at the public hearings.

C. Library – Tiffany Aller, Chair

- No report at this time.

D. Ordinance – Sharon Schmitz, Chair

- No report at this time.

5. Public Information/Announcements – Brandy Barrett, City Secretary

A. Announcements

- City Offices will be closed on January 21st in observance of Martin Luther King Jr. Day.
- First day to file an application to be on the General Election ballot is January 16th, the last day to file is February 15th by 5:00pm.
- Vision Committee applications are available by contacting Brandy Barrett.

B. Meetings:

- Finance Committee Meeting, February 12th at 6:15pm
- Regular Council Meeting, February 12th at 6:45pm

6. Citizen Comments:

- Melva Campbell (124 Smallwood), the Church of Christ is having their annual Chili Cook-off on Saturday, January 26th at 6:30pm. Everyone is welcome to attend and she added she would not be entering the contest this year.
- Richard Cervanka (6604 Fairway Dr), read the following statement into the record: “Regarding the trail, I have reviewed what is online and what has been published for city meetings. Any engaged, informed citizen at this point would be extremely confused by the recent trail developments and current trail status. What happened to the public meeting/forum that was once promised? This project started 6 years ago, we have an increasing budget with no assurance that it won’t continue to change the given significant uncertainty that exist. Despite that uncertainty, I can read between the lines of the powers that be intent to further commit the city to the project by the completing of a less complex more certain aspects of the trail while still having no assurances of the cost of the project in its totality. We continue to spend money on engineering after what I believe is at least 5 iterations of this project and yet we still don’t definitively have a plan in front of us.

It is my opinion that we are not being good financial stewards of financial resources, whether it be *our own resources or the grant*. In my personal opinion, city leadership is attempting to quickly incur further sunk costs given the upcoming May election which will undoubtedly result in a changing of the guard. One thing I continually ask myself and reflect on is what is the motivation to conduct city business in this fashion? I will likely never know the answer to that question.

I am happy to present my neighborhood of 25 homes in support of abandoning and or halting the trail project. After multiple conversations with the homeowners, I am confident I can have the vast majority with exception of one person, sign a petition along those lines. With that said, I am hesitant to invest that time and energy given the past petition that was provided to the city council on a separate matter that was signed by every homeowner in our neighborhood except one for one resident. That petition was quickly disregarded.

On a side note, I have seen commercial projects in my professional role that have been stalled, significantly altered, or abandoned altogether based on local citizen and HOA feedback. It is worthy to note that often times that opposition in those situations is often less organized and unified than the citizen opposition our city government has faced.

My neighborhood has a high participation rate. With an upcoming election and the size of our town, I think we all understand that the Fairways neighborhood could easily sway an election. Given past citizen comments have not been heard since 2013 and the resultant negative feedback

and at times disgust towards the city and our neighborhood as a result, I am hopeful an upcoming election could be the catalyst that would finally result in the city listening to its citizens.

I am very energized by the two new city council members and look forward to a time that when it matters when 20 homeowners from a community of 26 show up at a meeting. I look forward to a time when they are heard. I have spent time recently talking to other groups of neighbors in the city that have an even longer history of not being heard. The residential rezoning that was approved that was clearly not supported by the vast majority of the community is the most glaring example. All I want is city leadership that listens to the citizens that elected them to represent them. Our citizens should be heard regardless of neighborhood affiliation, Country Club status, income level, or age. I've always read in my textbooks that that was the role of government."

- There were no further citizen comments.

7. Action Items:

A. Mayor Coleman

Discuss and take action on Resolution 2019-01, Calling for a General Election to elect Council Place 1, Council Place 5 and Mayor for a term of two years beginning May 2019 and expiring May 2021. (*Seats currently held by Kelly Jones-Place 1, Dan Novak-Place 5 and Michael Coleman-Mayor.*)

MOTION to approve Resolution 2019-01.

- **MADE BY:** Sharon Schmitz. **SECOND:** John Davies.

DISCUSSION:

- There was no discussion.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

B. Mayor Coleman

Discuss and take action on the TAP Grant.

DISCUSSION:

- At the Mayors' request, Sterling Naron recapped the most recent meeting held with Mike Coleman, Dan Kessler, Michael Morris, John Davies and Sterling Naron. The meeting included NCTCOGs support to expedite the new 183/Pumphrey intersection, including their commitment to reconstruct Pumphrey to the base entrance at grade level. In addition, Dan Kessler committed to lobby TxDOT to honor the TAP Grant reimbursement funds at 100%, however it was noted that this would be a TxDOT decision. Mr. Kessler did confirm that TxDOT has agreed to rescope the TAP Grant project, to exclude the underpass and continue the project south of 183, with the expectation that the crossing would occur at the new 183/Pumphrey intersection. Mr. Naron continued by reviewing maps of the city-wide trail system; he noted that the 5-foot sidewalks noted the green and orange sections south of 183 would not require a TxDOT approved contractor, which could further reduce the amount of funding required. Both NCTCOG and TxDOT saw an issue with the people in the business district crossing business entry points. They would prefer the trail move people off 183, which poses the issue of the safest way to cross Roaring Springs Road, either at Rogner or at Leonard Trail.
- Mayor Coleman added that the orange section keeps the trail open and operating during the HWY 183 construction. NCTCOG liked crossing farther from the intersection. NCTCOG and Freese have been tasked with determining the best place for a Hawks Hybrid Pedestrian Signal light, which will be safe and keep traffic flowing during construction.
- Councilman Jones questioned NCTCOGs ability to get a commitment from TxDOT, as of now they are trying to convince them. Mr. Naron agreed, it was not a commitment but more of a

verbal understanding of the plan, and that all the financial number are based on the one bid received from the initial letting.

- Councilwoman Aller questioned the NCTCOGs lobby timeframe, to which Mr. Naron replied they are lobbying to have TxDOT allow us to use the funds already expended to satisfy our 20% of the total project.
- Councilman Davies wanted to know exactly what the ask of council is tonight. Mr. Naron stated that he would like council to direct staff to proceed with everything south of 183 assigning NCTCOG and Freese and Nichols to assess the safest signal location and start the bid process. He noted that Council could determine based on the bids received how to proceed; adding that by that time, NCTCOG should have the funding with TxDOT clarified. The \$100K dollars previously approved for Freese and Nichols still have an unused balance, and Alex Garcia anticipates the fees to accomplish this would be minimal.
- Mayor Coleman, stated that Dan Kessler suggested that we go to bid and see how much the 20% will be, then we can work with TxDOT to confirm we have already meet our obligation and NCTCOG would support us in that stance.
- Councilwoman Schmitz questioned why we need a Roaring Springs Crossing when they would be able to cross at 183.
- Mayor Coleman stated the overall ask of council remains walkability of the City; to accomplish this the project needs to go to bid, Freese and Nichols and NCTCOG need to review the safety of the Roaring Springs crossing and if needed redesign it.
- Councilman Davies questioned what is driving council's involvement and wanted to know why the council couldn't have all the answers before they must decide.
- Mayor Coleman asked him to list his unanswered questions and what was keeping him from deciding.
- Councilman Davies wanted to know: why the temporary lighting and why the need to decide tonight, what is the reason to rush?
- Mayor Coleman relayed that we need to keep the momentum of the project of it may stop and we must have a lighted crossing over Roaring Springs, as that is key to connecting our city.
- Councilman Davies again expressed his desire to wait, seeing no reason to decide tonight.
- Councilwoman Schmitz was hopeful that TxDOT would consider our portion met, however she is disappointed that more money was still be spent on this project. She requested that the citizens be allowed to provide input on the design alternatives, which are not on the website, as they have not been prepared by Freese and Nichols.
- Councilman Novak reminded everyone that Westworth Village is just a small piece in a bigger picture, our portion will connect 764 miles of street and bike trails, years from now when the 183 project is complete, a safe crossing of Roaring Springs will still be required. He wanted to know why citizens should have to wait another 6-10 years to be connected and have a safe crossing when we have grant funds to accomplish it now. He continued by noting how it is proven that Trail Systems increase property values and added that the citizens have been given the opportunity to discuss this project as it was on at least 60 council agendas, and there have been more than one Public Hearing on the matter.
- Councilman Davies noted that he did not want to stop the momentum, but he didn't think that 2-3 more months to learn more on the project would be harmful; adding the project is a mess.
- Mayor Coleman acknowledged resident John Hendrix (5812 Tracyne Dr.) who reported that he had lived in the Village for 50 years and he figured out a safe way to cross Roaring Springs to get to the Falls. He continued by adding that he is not happy with the new houses being built, they are taking up the whole lot and there is no place for the water to go, except onto his lot. He

concluded by adding the council should give him the money and he would make sure there was a safe crossing, as too much time and money has been spent on this project.

- Councilman Novak stated that kids are not always well behaved and don't watch for traffic and he has watched elderly couples try to cross Roaring Springs, it is not currently safe to cross.
- Mayor Coleman added some historical perspective to the project including it's beginning as part of the Planning for Livable Military Communities, who requested that we connect our city. This became our Parks Study, which resulted in request for Parks and Trails. He added that it is in Westworth Village and Tarrant County's best interest to do all we can to keep the base open, as it is a huge financial benefit. When the Federal Government determines which bases to close, they consider the livability of our military in relation to the cities around them.
- Councilman Davies questioned again the need to act tonight and Mayor Coleman questioned why not act tonight.
- Councilman Jones noted that wished he had never heard of the Trail System Project, and he is not a fan of it. He agreed it was a mess and we may owe \$360K to NCTCOG to accomplish nothing if we stop. He questioned Alex Garcia on exactly how much more would be needed to determine the best location for the pedestrian crossing and prepare the bid; to which Mr. Garcia estimated \$30,000 total, of which Westworth Village would pay \$6,000, their 20%. Sterling Naron added the previously approved amount of \$100K still has an available balance. We could hold another public hearing, keep the project alive and still preserve our options. Councilman Jones continued by noting that this council has spent too much time on this action item, expressing his desire to discuss the city-wide email project as it was more important at this point. He sees no issue in proceeding tonight on this action item.
- Councilman Davies stated again that he sees no valid reason to go forward tonight, as action tonight could allow the bid process to start.
- Councilwoman Aller stated she is not a fan of kicking the problem down the road.
- Councilwoman Schmitz questioned why we would bid the project without the details, it is her understanding that we meet our requirements by letting the project last time and the money is ours until we use it.
- Sterling Naron stated that he would have to look into the requirements for completing the project, and what would happen if we did not complete it.
- Mayor Coleman acknowledge it was probably a good idea to have another Public Hearing, adding that he believed the community wanted walkability and that delaying action would kill the project.
- Councilman Davies stated that his goal was not to kill the project just delay it until all the information was received.
- Councilman Jones asked about the new section of trail added behind the Brownstones; Mayor Coleman said it was added to allow connectivity during construction of 183/Pumphrey.
- Mayor Coleman acknowledged Sharon Hendrix (5812 Tracyne Dr) who reminded the council that they were to be good stewards of the citizen's money and she did not think it would hurt to wait a little longer, as there are not a lot of people on the sidewalk on Roaring Springs Road, and if it was dangerous a lot of citizens would be complaining.
- Councilman Davies requested that representatives from NCTCOG and TxDOT be invited to speak at the February Council Meeting; and following another round of debate on delaying action, Councilwoman Schmitz requested that we seek public input and majority rule at that meeting, she wants to hear from citizens.
- Mayor Coleman acknowledged Margaret Worthington (5700 Tracyne Dr) stated her understanding is that we are only talking about the portion of the project south of 183, a 5-foot sidewalk for walking not biking on, we are basically talking about a large sidewalk.

- Councilman Jones stated that this needs to be decided, as it is beginning to cause damage among the councilmembers and the community, therefore he made a motion.

MOTION to authorize staff to spend no more than \$30,000 with Freese and Nichols on the 80/20 grant split, to plan the necessary alternate design by the end of this month and call for a separate Public Hearing to obtain citizen input on said alternate design.

- **MADE BY:** Kelly Jones. **SECOND:** Dan Novak.

DISCUSSION:

- Councilman Davies stated that this was a bad idea, one more month after 6 years to have additional time to review and seek clarity is not going to kill the trail.
- There was no further discussion.
- **Motion passed** by a vote of 3 Ayes, 2 Nays. (Davies, Schmitz)

C. Mayor Coleman

Discuss and take action on website options, including email and text messaging allowing citizens to subscribe to and receive information from the City.

- Councilman Jones noted that on his recommendation and prior recommendation, staff was directed to investigate the possibility of setting up an email subscription system to allow the public to sign up to receive notices, something he believes is far overdue. He also recapped the history of the city's website and work done by the Killian Group during his prior time on council.
- Brandy Barrett explained the process used to obtain quotes on this project, using Avon, Colorado as an example, as well as the key differences in the quotes. She explained that only those who have subscribed to the service would receive those email.
- Councilwoman Schmitz led a discussion regarding an avenue for citizens to respond and have a forum to see each other's responses on a topic. Ms. Barrett explained the financial implications, including documenting for Open Records and Ms. Dierker explained the potential legal issues of having such a forum, including potential Open Meeting Act violations. Ms. Barrett explained that each email would include a staff contact for citizens to reply for additional information, in addition the website has a "Contact Us" option on the home page, which is responded to and documented for records retention. Councilman Jones suggested that this item could be revisited in the future if needed, as this email subscription was simply another tool to get information out to our citizens.

MOTION to authorize staff to spend \$2,500 with the Killian Group plus any ongoing associated fees to set up an email and text subscription service for citizens on the website.

- **MADE BY:** Kelly Jones. **SECOND:** Tiffany Aller.

DISCUSSION:

- **Motion passed** by a vote of 5 Ayes and 0 Nays

The meeting was adjourned at 9:06pm by Mayor Coleman.

MINUTES APPROVED BY:


Michael R. Coleman, Mayor

SIGNATURE ATTESTED BY:


Brandy G. Barrett, City Secretary

