

**WILLOW PARK CITY COUNCIL REGULAR MEETING  
516 RANCH HOUSE ROAD, WILLOW PARK, TEXAS 76087  
MONDAY, JULY 21, 2008**

**I. Call to Order**

Mayor Glasgow called the Regular Meeting of the City Council to order at 6:30 P.M

**II. Quorum Check**

**Present:**

Mayor Pro-tem Marvin Glasgow  
Council Member Barry Tatum  
Council Member Theresa Welch  
Council Member Barry Brown  
Pro-tem Kenneth Hawkins  
Council Member Hale Alderman

**Also Present:**

City Administrator Claud Arnold  
City Secretary Candy Scott  
City Attorney Rider Scott

**Absent:**

None

**III. Invocation**

The invocation was given by Council Member Welch

**IV. Pledge of Allegiance**

Mayor Glasgow led the Pledge of Allegiance

**V. Approval of Minutes**

A. Regular City Council Meeting of June 16, 2008

**\*\* Mayor Pro-tem Hawkins moved to accept the minutes of the Regular City Council Meeting of June 16, 2008, as presented, seconded by Council Member Alderman**

Aye votes: Council Members: Brown, Hawkins & Alderman

Nay votes: None

Abstained: Council Members: Tatum & Welch

Motion passed with a vote of 3-0-2

B. Special City Council Meeting of June 26, 2008

**\*\* Mayor Pro-tem Hawkins moved to accept the minutes of the Special City Council Meeting of June 26, 2008, as presented, seconded by Council Member Alderman**

Aye votes: Council Members: Tatum, Hawkins & Alderman

Nay votes: None

Abstained: Council Members: Welch & Brown

Motion passed with a vote of 3-0-2

**VI. Community Announcements**

None

**VII. Citizens Presentations**

Ray LaPosa of 120 Olympic Drive addressed the Council regarding back taxes owed by residents of Willow Park Village.

Pat LaPosa of 120 Olympic Drive addressed the Council regarding property taxes owed by residents of Willow Park Village.

Dave Laurenzo of 133 Sam Bass Road addressed the Council regarding water restrictions and long term surface water as a solution.

Craig Scott of 2024 Ranch House Road addressed the Council and reported that he once again was not notified as a property owner of the Final Plat of Ranch House Road Estates. A short discussion followed.

**VIII. Mayor's Update**

Mayor Glasgow made the following statement:

We are experiencing heavy water usage during the weekends, a problem that has caused us to implement Stage 3 Water Rationing. If this continues, we will have no choice but to implement Stage 4 Water Rationing, which means NO outside watering anytime. Our citizens have one of two choices - green yards, or water for showering, cooking, and flushing our toilets.

I have curbed all new road construction until we can resolve the water problem. The construction crews need the water during the rebuilding phase of our streets, but we just cannot afford to allow them to use our drinking water at this time. I don't like doing this, but I don't see what choice we have. I am open to suggestions.

Those citizens with private water wells are requested to honor the drought contingency plan and the watering ordinance (558-07) in an effort to help conserve everyone's water. The city draws its water from the same aquifer that the private wells do, and if it runs dry, we all will suffer.

If you wish to be notified of Emergency Weather Conditions, Water Rationing Terms and Status, Water Being Turned Off (for repairs), and other Emergency Notifications, please write your phone number on the back of your next water bill (regular phone, cell phone, etc-- your choice). If your number changes, please notify City Hall, 817-441-7108.

We are not an "all-knowing big brother." If you DID NOT receive the Water Rationing phone call on Monday July 14th, then we do not have your current phone number.

There was a lengthy discussion on water rationing.

#### **IX. City Administrator's Update**

City Administrator Arnold invited Deputy Chief Johnson to the Council bench at which time he passed his Chief's badge on to Deputy Chief Johnson and named him Police Chief upon approval of the Council.

Council Member Alderman stated that this was a great step for the City Administrator to do that. He stated that he is very happy that Brad Johnson is our new Chief and thinks things are changing in the city for the better. Council Member Alderman thanked Mr. Arnold.

#### **X. Planning & Zoning Update**

Chairperson Donna Smith reported to the Council on the July 8, 2008 Planning & Zoning Commission Meeting. Most of the items they handled will be addressed later in the Council agenda. They approved 2 sign applications. One was a lighted sign for the McCall School and the other was a sign with a water fall for Parker County Title.

#### **XI. Department Head Updates**

##### **A. Fire Department**

Chief Justice reported that the Fire Department has suspended hydrant checks until September to help with the water situation. They have responded to 413 calls so far this year, they had 495 total calls last year. Their average response time is 4.3 minutes, that's under their goal of 5 minutes. The department had their annual hose testing and some sections failed, they knew they would because they were 15 years old, but they have a stock of the hose so they don't have to expend funds to replace it.

The department has received a \$5000.00 donation from Crosstex and has been given \$40,000.00 in private donations to rebuild Station 2 at Indian Camp; the Fire Department Board has approved spending the funds to match this donation.

The burn ban is supposed to be officially lifted this week, but will probably be extended by the County.

Mayor Glasgow read a letter from the Hudson Oaks Fire Department commending the Willow Park Fire Department for their mutual aid on a structure fire.

##### **B. Police Department**

Chief Johnson reported that there was a trench rescue in Hudson Oaks. The Police and Fire Departments helped to cover their city allowing the Hudson Oaks Departments to concentrate on the rescue.

The Police Department responded to 586 calls for service during the month of June. Of these calls 33 generated reports, 3 accidents, 291 citations and 16 arrests.

The department received a \$500.00 donation.

C. Public Works

Superintendent Rudy Ragle reported that the Public Works completed 585 work orders and repaired 6 main breaks in June. The Willow Park Water System produced 27,396,300 gallons of water, the Dyegard System produced 4,286,000 gallons, and the Deer Creek System produced 11,979,200 gallons. The Willow Park Wastewater System processed 1,979,200 gallons of waste and the Deer Creek System processed over 1,000,000 gallons of waste.

The crews worked 24/7 to locate the water loss in the Willow Park System. The problem was located and corrected. As of 6:00 P.M. the ground storage tank was at 12 feet and the elevated tank was at 100 feet.

D. Building Department

Mayor Glasgow introduced Becky Stokes to the Council as the new Building Clerk. Ms. Stokes reported that she has worked in a building department and Planning and Zoning at another city. Ms. Stokes reported that there were 44 total permits issued in June; of those 4 were for new construction, 2 for accessory buildings, and 1 add on, the rest were sub-contractor permits.

City Administrator Arnold reported that 17 road segments have been completed in 5 weeks. One of the contractors got to the point where he couldn't get asphalt so we are now only using one contractor. All construction crews have been told that they have to use non-potable water for the roads.

E. Parks & Recreation

Parks & Rec Director LaDonna Allen reported on activities at the Community Center. Ms. Allen reported that Dominoes Pizza will be helping to raise funds for the purchase of new playground equipment.

F. Administration

City Secretary Scott welcomed Becky to the City and reported that Ms. Hoffman will be back in 2 weeks and the City would be back to full staff.

**\*\* Council Member Brown moved to address New Business, Item G at this time, seconded by Mayor Pro-tem Hawkins**

Aye votes: Council Members: Tatum, Welch, Brown, Hawkins & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

## **XII. New Business**

- G. Discussion – Annexation of Willow Park Village and Assessed Property Taxes (Mayor Glasgow)

Mayor Glasgow reported that Aledo has found they have the same problem with some of their sub-divisions not be charged with city taxes. Mayor Glasgow passed out a question and answer sheet regarding omitted taxes to the residents.

Mayor Glasgow called for a 5 minute break at 7:40 P.M. to allow everyone to read the documents. The meeting was reconvened at 7:48 P.M. There was a lengthy discussion on the property tax situation.

No Action

- A. Discussion/Action – To Consider and Take Action on an Ordinance to Ratify the Authorization of Issuance of 2008 Certificates of Obligation (Mayor Glasgow)

**\*\* Mayor Pro-tem Hawkins moved to adopt Ordinance No. 578-08, An Ordinance ratifying the passage and adoption of Ordinance No. 577-08 authorizing the issuance of “City of Willow Park, Texas, Tax and sewer System (Limited Pledge) Revenue Certificates of Obligation, Series 2008” and providing for an effective date, seconded by Council Member Tatum**

Council Member Brown asked the Council to stop and consider water improvements.

The vote on the motion was as follows:

Aye votes: Council Members: Tatum, Hawkins & Alderman

Nay votes: Council Members: Welch & Brown

Abstained: None

Motion passed with a vote of 3-2-0

- B. Discussion/Action – To Consider and Take Action on Ordinance No. \_\_\_\_\_, An Ordinance Providing for the Participation in the Texas Municipal Retirement System (Mayor Glasgow)

Anthony Mills of the Texas Municipal Retirement System was present to answer questions from the Council. There was a lengthy discussion.

**\*\* Council Member Alderman moved to table this item until the August City Council Meeting, seconded by Mayor Pro-tem Hawkins**

Aye votes: Council Members: Tatum, Welch, Hawkins & Alderman

Nay votes: Council Member Brown

Abstained: None

Motion passed with a vote of 4-1-0

C. Discussion/Action - Final Plat Ranch House Road Estates (Donna Smith)

Chairperson Donna Smith reported that the Planning & Zoning Commission approved the Final Plan contingent upon approval of the adjacent land owners. There was a lengthy discussion.

**\*\* Mayor Pro-tem Hawkins moved to approve the final plat contingent upon the 5 notations given by the City Attorney being placed on the plat, seconded by Council Member Alderman**

Aye votes: Council Members: Welch, Brown, Hawkins & Alderman

Nay votes: Council Member Tatum

Abstained: None

Motion passed with a vote of 4-1-0

D. Discussion/Action – Preliminary Site Plan Review – DeWees Residence (Donna Smith)

Chairperson Donna Smith reported that the Planning & Zoning Commission approved this Preliminary Site Plan with the contingency of issuance of a temporary Certificate of Occupancy, not to exceed one (1) year upon completion of the accessory building with the condition that the main residence is dried in by the time the Certificate of Occupancy expires.

**\*\* Council Member Tatum moved to approve the Preliminary Site Plan with the conditions set by the Planning & Zoning Commission, seconded by Mayor Pro-tem Hawkins**

Aye votes: Council Members: Tatum, Welch, Brown, Hawkins & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

E. Discussion/Action – Filling of Vacancy on the Planning & Zoning Commission (Donna Smith)

Chairperson Donna Smith reported that the Planning & Zoning Commission voted unanimously to name Milton Bradley to fill the vacancy on the Commission

**\*\* Council Member Brown moved to appoint Milton Bradley to fill the vacancy in the Planning & Zoning Commission, seconded by Mayor Pro-tem Hawkins**

Aye votes: Council Members: Tatum, Welch, Brown, Hawkins & Alderman

Nay votes: None  
Abstained: None  
Motion passed with a vote of 5-0-0

- F. Discussion/Action – To Consider and Take Action on an Ordinance Amending Ordinance 542-05, An Ordinance amending the I-20 Overlay Zoning District (Donna Smith)

Chairperson Donna Smith reported that the Planning & Zoning Commission voted to amend the I-20 Overlay Zoning by amending the “Maximum Height Restrictions”

**\*\* Mayor Pro-tem Hawkins moved to adopt Ordinance No. 575-08, An Ordinance providing for the amendment of Chapter 12 “Zoning”, Article 12.5000 “Use Restrictions and Zoning Regulations”, Section 12.512, “IH 20 Overlay District”, Subparagraph E “Lot and Setback Standards”, Willow Park Municipal Code of Ordinances; providing for Publication and an Effective Date, seconded by Council Member Alderman**

Aye votes: Council Members: Tatum, Welch, Brown, Hawkins & Alderman  
Nay votes: None  
Abstained: None  
Motion passed with a vote of 5-0-0

- H. Discussion/Action – To Consider and Take Action on an Ordinance to Ratify Authorization and Contracts for “Step 3 Road” repairs and improvements (Mayor Glasgow)

**\*\* Mayor Pro-tem Hawkins moved to adopt Resolution No. 07-08, A Resolution providing for the ratification and validation by the City Council of the City of Willow Park, Texas, of contracts for certain road and thoroughfare improvements in and for the City of Willow Park, Texas; and, authorizing the City Administrator to enter into said contracts; and, providing for an effective date, seconded by Council Member Alderman**

Aye votes: Council Members: Tatum, Hawkins & Alderman  
Nay votes: Council Members: Welch & Brown  
Abstained: None  
Motion passed with a vote of 3-2-0

- I. Discussion/Action – Amend Budget to Accommodate any or all Contracted Street Re-Improvement Projects (Gordon Swift)

No Action

- J. Discussion/Action – Plans and specifications of the Pitchfork Trail/Canyon Court Connection (Gordon Swift)

No Action. This item will be placed on the August Agenda.

- K. Discussion/Action – Petition and Statement of Intent of Oncor Electric Delivery Company, LLC for authority to Change Rates in Accordance with the Public Utilities Regulatory Act (Susan Greene)

Suzan Greene from Oncor was present to answer questions from the Council on this item.  
**\*\* Mayor Pro-tem Hawkins moved to adopt resolution No. 08-08, A Resolution of the City of Willow Park, Texas suspending the August 8, 2008, effective date of Oncor Electric Delivery Company requested rate change to permit the City time to study the request and to establish reasonable rates: approving cooperation with Oncor Cities Steering Committee to hire Legal and Consulting Services and to negotiate with the Company and direct any necessary litigation and appeals and direct and necessary litigation and appeals; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal council of the Steering, seconded by Council Member Brown**

Aye votes: Council Members: Tatum, Welch, Brown, Hawkins & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

- L. Discussion/Action – To Consider and Take Action on a Resolution applying for Participation in TexStar or Tex Pool to Invest Local Funds consistent with the Public Funds Investment Act.

City Secretary Scott reported to the Council on her research into TexStar and TexPool. Ms Scott recommended participation in the TexStar Program.

**\*\* Council Member Alderman moved to adopt resolution No. 09-08, A Resolution authorizing the application for and participation in the TexStar program, seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Welch, Brown, Hawkins & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

### **XIII. Recess To Executive Session**

Mayor Glasgow recessed the meeting to Executive Session at 10:35 P.M.

Pursuant to the Provision of Chapter 551, Government Code, Vernon's Texas Codes Annotated, in Accordance with Authority contained in...

A. ...Section 551.071 – Consultations with Attorney on Legal Advice or Contemplated Litigation

B. ...Section 551.074 – Personnel Matters

1. Performance Review

**XIV. Reconvene to Open Meeting**

Mayor Glasgow reconvened the open meeting at 11:45 P.M.

A. ...Discussion/Action – Resulting from Consultations with Attorney on Legal Advice or contemplated Litigation (Mayor Glasgow)

No Action

B. ...Discussion/Action – Personnel Matters (Mayor Glasgow)

1. Performance Review

No Action

**XV. Adjournment**

The meeting adjourned at 9:05 P.M.

APPROVED

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Marvin Glasgow, Mayor  
City of Willow Park, Texas

ATTEST:

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Candice J. Scott, City Secretary  
City of Willow Park, Texas