

**WILLOW PARK CITY COUNCIL REGULAR MEETING
516 RANCH HOUSE ROAD, WILLOW PARK, TEXAS 76087
MONDAY JUNE 15, 2009**

I. Call to Order

Mayor Hawkins called the Regular Meeting of the City Council to order at 6:34 PM

II. Quorum Check

Present:

Mayor Ken Hawkins
Council Member Barry Tatum
Council Member Gene Martin
Council Member Barry Brown
Council Member Mark Hickerson
Mayor Pro-tem Hale Alderman

Also Present:

City Administrator Candy Scott
City Secretary Yael Hoffman
City Attorney Rider Scott

III. Invocation by

Council Member Barry Brown gave the Invocation

IV. Pledge of Allegiance

Mayor Hawkins led the Pledge of Allegiance

V. Approval of Minutes

A. Regular City Council Meeting of May 18, 2009

****Mayor Pro-tem Alderman moved to accept the minutes of the Regular City Council Meeting of May 18, 2009, with the requested change on item "...Lot 1 Block 1 and Block 2....", seconded by Council Member Tatum**

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

Community Announcements

Mayor Pro-Tem Alderman invited all the residents of Willow Park to celebrate the 4th of July at the City Hall between 12:00-2:00 PM

VI. Citizens Presentations

Travis Placke from 131 overland Trail addressed the Council about the Road improvements in the City.

Randy Mize from 110 Parkway addressed the Council about the standing water problem in Willow Crest.

Tim Korityohann from 138 Overland Trail addressed the Council about road improvements on Stagecoach Trail as the road situation is very unsafe.

Elizabeth Newman from 110 Pony Express addressed the Council about a walking trail next to stagecoach Trail.

Robert Sparks from 336 Verde Rd. addressed the Council about cars speeding on Verde and surrounding streets and people allowing their pets to run wild.

Marvin Glasgow from 124 Trinity Drive addressed the Council on Roads/streets; Economic development; property purchase; tax increase; water rates.

Becky Ross from 161 Overland Trail addressed the Council about adding a walking trail to Stagecoach Trail.

Donald Smith from 165 Overland Trail addressed the Council about road improvements on Stagecoach Trail

Thomas Steffen from 400 Ranch House Rd. addressed the Council about the roads.

VII. Mayor's comments – To comment on TXDOT Ramp Reversal and the Republic Waste Services Waste Transfer Station

Mayor Hawkins updated the Council about latest on the TXDOT Ramp Reversal and the Republic Waste Transfer Station.

IX. Public Hearing

Mayor Hawkins recessed to the Public Hearing at 7:35 P.M.

Application for a zoning change from 'AG'-Agriculture to 'C'-Commercial for 31.95 acres situated in the Wesley Franklin Survey, Abstract No. 468, Isaac Headley Survey, Abstract No. 619, and David Addinton survey, Abstract No. 21

Timothy Korityohann commented that a hospital in this area will be a great thing for our community.

Mayor Hawkins closed the Public Hearing at 7:45 P.M.

Mayor Hawkins Reconvened to the Open Meeting at 7:45P.M

IX. Old Business

A. Discussion/Action – To Consider and Take Action on Ordinance No. _____, Water Conservation Guidelines (Mayor Hawkins)

No Action

X. New Business

- A.** Discussion/action – To Consider and Take Action on enlisting the services of an Economic Development Firm (Mayor Hawkins)

Amy E. Wetzel from The Buxton Group gave a presentation before the Council on the strategy of her company for assisting in Economic Development of the City.

No Action

****Council Member Tatum moved to address item K and item L before item B,** seconded by Council Member Martin

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

****Council Member Brown moved to address item Q after the Executive Session,** seconded by Council Member Tatum

Aye votes: Council Members: Tatum, Brown, Hickerson & Alderman

Nay votes: Council Member Martin

Abstained: None

Motion passed with a vote of 4-1-0

- K.** Discussion/Action – to consider and take action on Road Improvements (Mayor Hawkins)

****Council Member Brown moved to authorize the Mayor or his designee to go out for bids on Stagecoach Trail,** seconded by Council Member Tatum

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

- L.** Discussion/Action – to Consider and take action on Pitchfork/Canyon extension (Mayor Hawkins)

No Action

Mayor Hawkins called for a break at 8:50 P.M.

Mayor Hawkins reconvened the Open Meeting at 9:03 P.M

- B.** Discussion – To review Waste Water Facility improvements (Mayor Hawkins)

No Action

- C.** Discussion/Action – To Consider and Take Action on Application for a zoning change from 'AG'-Agriculture to 'C'-Commercial for 31.95 acres situated in the Wesley Franklin Survey, Abstract No. 468, Isaac Headley Survey, Abstract No. 619, and David Addinton survey, Abstract No. 21 (Donna Smith)

No Action

- D.** Discussion/Action – To Consider and Take Action on amended Site Plan for the Willow Park Medical Office Building (Donna Smith)

****Council Member Brown moved to approve the amended site plan for the Willow Park Medical Office building contingent upon receiving sign off from the Pipe Line Gas Company as per Chapter 756 of the Texas Health and Safety Code seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

- E.** Discussion/Action – To Consider and Take Action on the resignation of Mark Hickerson from the Planning & Zoning Commission. (Donna Smith)

****Council Member Martin moved to accept the resignation of Mark hickerson from the Planning and Zoning Commission seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Martin, Brown & Alderman

Nay votes: None

Abstained: Mark Hickerson

Motion passed with a vote of 4-0-1

- F.** Discussion/Action – To consider and take Action on the resignation of Donna Smith from the Planning and Zoning Commission (Donna Smith)

****Council Member Brown moved to accept the resignation of Donna Smith from the Planning and Zoning Commission seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

- G. Discussion/Action – To consider and Take Action on filling the vacancies on the Planning and Zoning Commission (Donna Smith)

****Council Member Brown moved to accept the appointment of Marvin Glasgow and David Carlisle of the Planning and Zoning Commission, seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

****Council Member Brown moved to accept the nomination of Esta Austin as Vice-Chair of the Planning and Zoning Commission and to postpone the nomination of the Chair until the next Council Meeting seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Brown and Hickerson

Nay votes: Council Member Alderman

Abstained: Council Member Martin

Motion passed with a vote of 3-1-1

- H. Discussion/Action – To Consider and Take Action on resignation of Marvin Glasgow from the Water Review Board (Mayor Hawkins)

****Council Member Martin moved to accept the resignation of Marvin Glasgow from the Water Review Board, seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

- I. Discussion/Action – To Consider and Take Action on a Resolution Opposing the Permit Application by Republic Waste Services of Texas, LTD (Mayor Hawkins)

****Council Member Brown moved to adopt Resolution No. 03-09 a Resolution opposing the permit application by or for Republic Waste Services of Texas, LTD by the City of Willow Park, Texas, for a certain solid waste transfer facility and related services near the city; and, providing for an effective date seconded by Council Member Tatum**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

J. Discussion – To review contract with Duncan Disposal (Mayor Hawkins)

Mayor Hawkins requested the contract be reviewed by City Attorney Rider Scott

M. Discussion/Action – To consider and Take Action on an award of contract for Paving of Willow Crossing Drive West (Mayor Hawkins)

****Council Member Brown moved to accept the bids for paving of Willow Crossing Drive West, seconded by Council Member Martin**

Aye votes: Council Members: Martin, Brown, Hickerson

Nay votes: Council Member Tatum, Alderman

Abstained: None

Motion passed with a vote of 3-2-0

****Council Member Brown moved to give the Mayor or his designee permission to use the bid packets to enter into negotiations with the well permittee or his designee for assistance in the paving of Willow Crossing West, seconded by Council Member Martin**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson

Nay votes: Council Member Alderman

Abstained: None

Motion passed with a vote of 4-1-0

N. Discussion/Action – To Consider and Take Action on Ordinance Condemnation of property being a portion of Block 19R, El Chico Addition, an addition to the City of Willow Park, Parker County, Texas according to the plat recorded in Plat Cabinet B, Slide 681, Plat Records, Parker County Texas (Mayor Hawkins)

****Council Member Tatum moved to authorize the Mayor to have this property appraised, seconded by Council Member Martin**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

O. Discussion/Action – To Consider and Take Action on amending Crest View Development agreement (Mayor Hawkins)

****Council Member Brown moved adopt Resolution No. 04-09 a Resolution providing authorization to amend that certain Development and Limited Annexation Agreement (“Agreement”) entered into between Boswell Interests, LTD., a Texas Limited Partnership, and the City of Willow Park, by the parties executing an addendum thereto pursuant to the terms and conditions stated therein;**

and, providing for an effective date, contingent upon a correction to the representation of Kenneth Hawkins as the Mayor and Candice Scott as the City Administrator seconded by Council Member Tatum

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

- P. Discussion/Action – To consider and Take Action on a request for rate increase from Texas Gas Service (Mayor Hawkins)

****Council Member Martin moved to not to take any action in this item,** seconded by Council Member Tatum

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

Mayor Hawkins called for a break at 10:30 PM

Mayor Hawkins reconvened to the open meeting at 10:40 P.M

- R. Discussion/Action – To Consider and Take Action on acquisition of Surface Water (Mayor Hawkins)

No Action

- S. Discussion/Action – To consider and Take Action on Agreement Regarding Provision of Water Utility Service to the Property Located on Bankhead Road, 280.24' west of Russell road being lot 1A and 2A, Block 3 of the Dun Roamin Estates (Mayor Hawkins)

****Council Member Martin moved Mayor Hawkins and City Administrator Scott are authorized to respond affirmatively to a formal request from the City of Hudson Oaks for Willow Park to provide water utility service to the property described as “Lot 1A and 2A, Block 3” of the Dun Roamin Estates. The request should clearly indicate the desire by Hudson Oaks to have the City of Willow Park provide this specific service within the CCN #12273 boundaries and provide terms and notice should Hudson Oaks desire to terminate this assistance from Willow Park.”,** seconded by Mayor Pro-tem Alderman

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

The Mayor recessed to Executive Session at 11:15 PM

XI. Recess To Executive Session

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

1. City of Willow Park v. City of Aledo, Town Of Annetta, Town of Annetta South, City of Hudson Oaks, and Parker County Utility District No. 1 v. Deer Creek Waterworks, INC and Doyle Hanley; cause No. CV07-2129

B. ...Section 551.074 – Personnel Matters

1. Filling of vacancy for Police Officer

The Mayor Reconvene to Open Meeting at 12:15AM

XII. Reconvene to Open Meeting

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

1. Discussion/Action - City of Willow Park VS City of Aledo, Town Of Annetta, Town of Annetta South, City of Hudson Oaks, and Parker County Utility District No. 1 v. Deer Creek Waterworks, INC and Doyle Hanley; cause No. CV07-2129 (Mayor Hawkins)

No Action

B. ...Section 551.074 – Personnel Matters

1. Discussion /Action To consider and Take Action on filling a vacancy for Police Officer (Mayor Hawkins)

****Council Member Tatum moved to authorized the Chief of Police to fill a vacancy for Police Officer, seconded by Council Member Brown**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

Abstained: None

Motion passed with a vote of 5-0-0

Q. Discussion/Action – To Consider and Take Action on meter rates (Mayor Hawkins)

****Council Member Tatum moved to not take any action or have any further discussion on this item, seconded by Council Member Martin**

Aye votes: Council Members: Tatum, Martin, Brown, Hickerson & Alderman

Nay votes: None

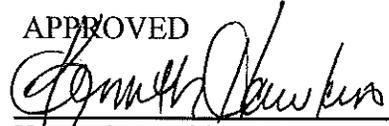
Abstained: None

Motion passed with a vote of 5-0-0

XIII. Adjournment

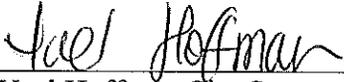
The Mayor adjourned the meeting at 12:18AM

APPROVED



Kenneth Hawkins, Mayor
City of Willow Park, Texas

ATTEST:



Yael Hoffman City Secretary
City of Willow Park, Texas