

**WILLOW PARK CITY COUNCIL SPECIAL MEETING
516 RANCH HOUSE ROAD, WILLOW PARK, TEXAS 76087
MONDAY, SEPTEMBER 28, 2009**

I. Call to Order

Mayor Hawkins called the Regular Meeting of the City Council to order at 6:39 PM

II. Quorum Check

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

Also Present:

City Administrator Candy Scott

Absent

Council Member Barry Tatum
Council Member Barry Brown
City Secretary Yael Hoffman
City Attorney Rider Scott

As we didn't have a quorum tonight. Mayor Hawkins posted a Notice of Emergency Meeting.

**CITY OF WILLOW PARK, TEXAS
NOTICE OF EMERGENCY MEETING**

An emergency meeting of the City Council of the City of Willow Park ("City") is hereby noticed for Tuesday, September 29, 2009 at 6:30 p.m. at the Municipal Building located at 516 Ranch House Road, Willow Park, Texas 76087.

The City has determined that there is an emergency or an urgent public necessity for the City Council to reschedule the posted City Council meeting of Monday, September 28, 2009 at 6:30 p.m. to the new date of Tuesday, September 29, 2009 at 6:30 p.m.

The emergency or urgent public necessity requiring immediate action is to conduct a public hearing on the Fiscal Year 2009-2010 Budget and related Tax Rate for the City and adopt a Budget and Tax Rate prior to the expiration of the Fiscal Year on September 30, 2009. Failure to conduct a public hearing and properly adopt a budget and tax rate could effect: the lawful fiscal affairs of the City, collection of revenues, administration of services and the general health, safety and welfare of its citizens.

The Emergency Notice has been caused by a reasonably unforeseeable situation, since one of the members of the City Council has become unavailable due to illness within the last 12 hours. This occurrence was not foreseeable to the City.

Two-thirds of the City Council constitute a quorum pursuant to §22.039, TEX. LOCAL GOV'T CODE, for the posted meeting. One member of the City Council was known not to be available due to a scheduling conflict when the 72 hour Notice was posted. The absence of a

second City Council Member due to illness will preclude any action by the City Council on the posted agenda due to the lack of a quorum.

TEXAS TAX CODE, §26.05, requires a taxing unit to adopt its tax rate before September 30, 2009. The failure to have a quorum present at the called meeting September 29, 2009 would preclude the City's ability to exercise its discretion in setting a budget and tax rate without the ability to meet in an emergency meeting to consider the fiscal matters of the City for Fiscal Year 2009-2010.

Posted by Candy Scott at 5:00 p.m. on September 28, 2009.

III. Adjournment

The Mayor Adjournment the meeting at 6:45 P.M

APPROVED

Kenneth Hawkins, Mayor
City of Willow Park, Texas

ATTEST:

Yael Hoffman City Secretary
City of Willow Park, Texas

**WILLOW PARK CITY COUNCIL REGULAR MEETING
516 RANCH HOUSE ROAD, WILLOW PARK, TEXAS 76087
MONDAY, September 21, 2009**

I. Call to Order

Mayor Hawkins called the Regular Meeting of the City Council to order at 6:33 PM

II. Quorum Check

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

Also Present:

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

Absent

Council Member Barry Brown

III. Invocation

Mayor Hawkins gave the Invocation

IV. Pledge of Allegiance

Mayor Hawkins led the Pledge of Allegiance

V. Community Announcements

Mayor Hawkins announced that Parkfest is scheduled to Saturday, September 26th from 10:00 AM to 4:00 PM and Flu shots will take place at the Community Center at September 24th.

VI. Citizens Presentations

None

VII. Approval of minutes

Regular City Council Meeting July 20, 2009

Special City Council Meeting July 27, 2009

Special City Council Meeting August 3, 2009

****Mayor Pro-tem Alderman moved accept the minutes of the Special Council meeting dated July 20th 2009, regular Council Meeting dated July 27th and Special Council Meeting dated August 3rd 2009, seconded by Council Member Hickerson**

Aye votes: Council Members: Tatum, Martin, Hickerson & Alderman
Nay votes: None
Abstained: None
Motion passed with a vote of 4-0-0

VIII. Mayor's Update

Strategic Plans and improvements for the City.

The Mayor update the Council on the last issues that is going on in the City: Harris Hospital, New Medical Building and the TCEQ have sent notice out the Application for the west Transfer station was complete.

IX. Department Had Updates

City Administrator Scott updated the Council on year to date Sales & Use Tax Revenue, Permits Fees, Fine and Court Costs or other Municipal Revenue.

Lieutenant Brent Sauble briefed the Council on the H1N1 virus, and gave information on websites that have more information.

X. New Business

A. Discussion/Action – To consider and take action on recommendation of Public Works Director to increase ground storage well production, or both (Mayor Hawkins)

****Council Member Martin moved to authorized Willow Park Utility to solicit bids to construct a 100,000 gallon storage tank and well at 9, seconded by Council Member Hickerson**

Aye votes: Council Members: Tatum, Martin, Hickerson & Alderman
Nay votes: None
Abstained: None
Motion passed with a vote of 4-0-0

B. Discussion/Action – To Consider and Take Action on Resolution No. _____, authorizing the Willow Park Police Department to utilize certain City owned vehicles to perform official duties of the Police Department without official markings (Mayor Hawkins)

****Mayor Pro-tem Alderman moved to adopt resolution No. 09-09 a Resolution of the City Council of the City of Willow Park, Texas, authorizing exception of certain municipal vehicles from inscription when used for official duty; and, providing for an effective date, seconded by Council Member Martin**

Aye votes: Council Members: Tatum, Martin, Hickerson & Alderman
Nay votes: None
Abstained: None
Motion passed with a vote of 4-0-0

- C. Discussion/Action – To Consider and Take Action on Ordinance no. _____, an ordinance amending ordinance No. 536-05 to clarify certain building standards (Mayor Hawkins)

****Mayor Pro-tem Alderman moved to take no action in this item, seconded by Council Member Tatum**

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

- D. Discussion/Action – To Consider or Adopt an Addendum to the Professional Services Agreement of Kiblinger, Simmons & Wylie, LLP, Certified Public Accountants & Consultants to perform an annual municipal audit (Mayor Hawkins)

****Mayor Pro-tem Alderman moved adopt the addendum to the professional Service Agreement of Kiblinger, Simmons & Wylie, LLP Certified Public Accountants & Consultants to perform an annual municipal audit under the prevision that the City will go for bids from at list three accounting firms for the next audit. A letter of disclosure needs to be prepared for to the City by the accounting firm, seconded by Council Member Tatum**

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

- E. Discussion/Action – To Consider and Discuss the status of streets or the dedication of streets in Willow Park Village to the City of Willow Park (Mayor Hawkins)

No Action

- F. Discussion/Action – To Consider and Act on certain Road repairs (Mayor Pro-tem Alderman)

No Action

- G. Discussion/Action – To Consider or Adopt Resolution No _____, a resolution authorizing an application by and for the City for Safe Routes to Schools funding (Council member Hickerson)

****Council Member Hickerson moved to adopt resolution No. 10-09 a Resolution declaring the eligibility and intent of the City of Willow Park to submit an**

application to the Texas Department of Transportation for use of Safe Routes to Scholl Funds seconded by Council Member Tatum

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

H. Discussion/Action – To consider and take Action on an application for a Special Event Permit for the Big Top Circus Show (Mayor Hawkins)

This item is postponed until next Monday.

XI. Recess To Executive Session

Mayor Hawkins recessed the meeting to Executive Session at 8:40 PM

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

- a. 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
- b. TCEQ Docket No. 2006-0188-UCR; Parker County Community Coalition Appeal of Outside City Water Utility Rates (Mayor Hawkins)

XII. Reconvene to Open Meeting

Mayor Hawkins reconvened to the open meeting at 9:37

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

- a. Discussion/action – To consider and take Action on 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

No Action

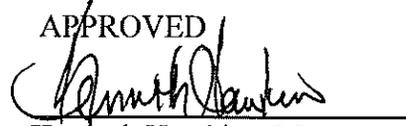
- b. Discussion/action – To consider and take Action on TCEQ Docket No. 2006-0188-UCR; Parker County Community Coalition Appeal of Outside City Water Utility Rates (Mayor Hawkins)

No Action

XIV. Adjournment

Mayor Hawkins adjourned the meeting at 11:45 P.M.

APPROVED

A handwritten signature in black ink, appearing to read "Kenneth Hawkins", written over a horizontal line.

Kenneth Hawkins, Mayor
City of Willow Park, Texas

ATTEST:

Yael Hoffman City Secretary
City of Willow Park, Texas