

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

I. Call to Order

Mayor Hawkins called the Regular Meeting of the City Council to order at 6:38 PM

II. Quorum Check

Present:

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

Also Present:

City Administrator Candy Scott
City Attorney Rider Scott

Absent;

Council Member Barry Tatum
City Secretary Yael Hoffman

III. Invocation

Mayor Hawkins gave the Invocation

IV. Pledge of Allegiance

Mayor Hawkins led the Pledge of Allegiance

V. Community Announcements

Mayor Pro-tem Alderman introduced Mr. Dusty Renfro, a Candidate for the County Commissioner.

VI. Citizens Presentations

Robber Sloan from Duncan Disposal Management introduced Ms. Jeri Harwell to the Mayor and Council. Ms. Harwell is the new Municipal Services Manager that will be working with for the City.

Blake Smith from 216 Appaloosa addressed the Council on the traffic in Scenic Trail. Mr. Smith stated that cars are driving too fast and requested speed limit signs.

Carter Smith from 216 Appaloosa addressed the Council regarding the cars on Scenic Trail driving too fast.

Joe McIntyre from 313 Scenic Trail addressed the Council regarding the traffic on Scenic Trail.

Terry Reynolds from 205 Appaloosa addressed the Council regarding the School buses and traffic driving to fast. It is not safe for his son to ride his bike because of the traffic. Mr. Reynolds asked why the stop signs at El Chico and Surry been removed..

VII. Approval of Minutes

Regular City Council Meeting November 16, 2009

Corrections to the minutes were to change the vote on Item VII to 4-0-1 as reflected in the aye and nay votes. Item VIII will be changes to show Deer Creek “will be” sold to the town of Annetta. On page 3 line number 2 will be changed to “Mayor Hawkins too a 5 minute “break) at 7:35 p.m.

****Council Member Brown moved accept the minutes as amended,** seconded by Council Member Hickerson

Aye votes: Council Members: Martin, Brown, 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.

Mayor Hawkins updated the Council on the negotiations with the other cities for surface water. The road construction on Stagecoach Trail and Pitchfork will hopefully begin very soon, and we will soon have a firm plan in place for the construction on Ranch House Road, and the water improvements that LAN is working on. Mayor Hawkins thanked Council Member Martin on his work on the Code of Ordinances. Council Member Martin updated the Council what he progress.

IX. City Administrator Update

Update on year to date and projections of Sales & Use Tax Revenue, Permits Fees, Fine and Court Costs or other Municipal Revenue (Candy Scott)

City Administrator Scott reported that revenue should start increasing due to M & O Tax payments, and the Court seems to be showing increased revenue. In the building department it is too soon to project revenues, and sales tax are still running below projections.

****Council member Martin moved to address item I immediately following item A,** seconded by Council Member Brown

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

X. New Business

- A. Discussion/Action - To consider and take action on dedication of Trisha Trail to the City of Willow Park (Mayor Hawkins)

****Mayor Pro-tem Alderman moved to approve accepting Trisha Trail and the portion of Scenic Trail built by Aledo ISD into the City, Seconded by Council Member Brown**

After a lengthy discussion Council Member Brown removed his second

Motion Died

****Council Member Martin moved to postpone taking action on accepting the maintenance responsibility for Trisha Trail until such time that there is verification made that the records supporting this authorization are in the possession of the City, seconded by Council Member Hickerson**

Aye votes: Council Members: Martin, Brown & Hickerson

Nay votes: Mayor Pro-tem Alderman

Abstained: None

Motion passed with a vote of 3-1-0

- I. Discussion/Action – To consider and take action on safety issues for children at McCall Elementary School (Mayor Pro-tem Alderman)

****Council Member Martin moved to obtain final engineering for a traffic study to support the location and number of signs to direct the City Attorney to provide an Ordinance or Ordinances to authorize the enforcement of signage in McCall Elementary School including potential traffic blocks, not specifically adjacent to the school, seconded by Council Member Hickerson**

Aye votes: Council Members: Martin, Brown & Alderman

Nay votes: Council Member Hickerson

Abstained: None

Motion passed with a vote of 3-1-0

Mayor Hawkins called for a break at 8:21 p.m.

Mayor Hawkins reconvened the open meeting at 8:31 p.m.

- B. Discussion/Action – To consider and take action on Mayor’s negotiation of Clapp/Stacy property for Pitchfork/Canyon Extension (Mayor Hawkins)

****Mayor Pro-tem Alderman moved to authorize an additional \$35,000.00 for the purchase of the Clapp/Stacy tract, seconded by Council Member Brown**

****Council Member Martin moved to amend the motion on the table to include that the Mayor is authorized as requested to enter into a contract for sale; with inspection of the documents authorizing the donation by the Chamber of Commerce; with a title policy as required; and with \$35,000.00 of the purchase price being available from funds other than the road improvement funds, Mayor Pro-tem Alderman accepted the friendly amendment, Council Member Brown second the friendly amendment**

Aye votes: Council Members: Martin, Brown, 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 donation of Pond Property from the East Parker County Chamber of Commerce to the City of Willow Park (Mayor Hawkins)

****Mayor Pro-tem Alderman moved to accept the donation of the pond property, seconded by Council Member Martin**

****Council Member Brown moved to amend the motion and to add sending a letter of appreciation to the Chamber of Commerce, requesting a title commitment at the City's cost, and requesting a legal review the donation process, seconded by Council Member Martin**

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

- D. Discussion/Action-To consider and take action on Updates and Addition to Chapter 12 of the Code of Ordinances (Marvin Glasgow)

****Council Member Brown moved to ask the P&Z to present to the Council at some future point the R3, 12.204, and the 3rd Chapter in the Chapter 12 Zoning in three separate presentations for review, seconded by Council Member Martin**

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

- E. Discussion/Action – To consider and take Action on Engineering Report from L.A.N on Ranch House Rd. and Stage Coach Tr. Improvements (Mayor Hawkins)

No action

- F. Discussion - Update on Surface Water Study (Jeff Ground)

Mr. Scott updated the Council on the status of the study of the Willow Park water system.

- G. Discussion/Action – To consider and take action on letter requesting Surface Water (Mayor Hawkins)

This item was postpone until the next council meeting.

- H. Discussion/Action – To consider and take action on add for East Parker County Chamber 2010 Relocation/Membership Guide (Mayor Hawkins)

****Council Member Martin moved to authorize the City Administrator to expend funds from the Tourism Fund for the full page add, seconded by Mayor Pro-tem Alderman**

Aye votes: Council Members: Martin, Brown & Alderman

Nay votes: None

Abstained: Council member Hickerson

Motion passed with a vote of 3-0-1

XI. Recess To Executive Session

The mayor recess to executive session at 10:21

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

XII. Reconvene to Open Meeting

Reconvene to open meeting at 10:49

- 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

No action

XIII. New Business Continued

- J. Discussion/Action – To consider and take action on approval of contract with Town of Annetta for the Deer Creek Water and Wastewater System and the City of Hudson Oaks for the Dyegard Water System and the ETJ boundary adjustment (Mayor Hawkins)

No action

- K. Discussion /Action – to consider and take action authorizing and approving a settlement agreement disposing of :

1. City of Willow Park v. City of Aledo, Town Of Annetta, Town of Annetta South, City of Hudson Oaks.
2. Parker County Utility District No. 1 v. Deer Creek Waterworks, INC and Doyle Hanley; cause No. CV07-2129
3. 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 10:50 p.m.

APPROVED

Kenneth Hawkins, Mayor
City of Willow Park, Texas

ATTEST:

Yael Hoffman City Secretary
City of Willow Park, Texas