

**WILLOW PARK CITY COUNCIL REGULAR MEETING
516 RANCH HOUSE ROAD WILLOW PARK, TEXAS 76087
MONDAY, AUGUST 15, 2011**

I. Call to Order

Mayor Glasgow called the Regular Meeting to order at 6:40 P.M.

II. Quorum Check

Mayor Marvin Glasgow
Council Member Richard Neverdousky
Council Member Amy Podany
Mayor Pro-tem Gene Martin
Council Member Mark Hickerson
Council Member Hale Alderman

Also Present:

City Administrator Candy Scott
City Secretary Yael Hoffman

Absent:

City Attorney Rider Scott

III. Invocation

Mayor Glasgow gave the invocation

IV. Pledge of Allegiance

Mayor Glasgow led the Pledge of Allegiance

V. Approval of Minutes

A. Regular Council Meeting of July 18, 2011

The approval of the minutes was postponed until the next regular meeting

VI. Community Announcements

Council Member Hickerson reported that a few weeks ago while on patrol Officer Erica Moore apprehended the copper thieves that evidently have been hitting several locations in Parker County. She made the stop by herself when they were observed to be stealing from the Sprouts Day Care Center at approximately 5:00 in the morning. Council Member Hickerson stated that he wanted to recognize Officer Moore in front of everyone and tell her good job.

VII. Recess to Public Hearing

An application to rezone a 26.16 acre tract of land situated in the Wesley Franklin Survey, Abstract No. 468, City of Willow Park, Parker County, Texas and being a part of the Mit-Mar Land, LP tract as recorded in Volume 2630, Page 1889, Deed Records Parker County, Texas

Due to an error in the publication of the public hearing this topic was postponed to August 29, 2011.

VIII. Close Public Hearing

IX. Reconvene to Open Meeting

X. Citizens Presentations

Dick Stokes of 700 Queensway addressed the Council praising the Fire Department and Police Department staff. Mr. Stokes stated that he had a medical emergency and after Mrs. Stokes called 911 it took the Fire Department less than 4 minutes to get to their house and take care of him. Mr. Stokes stated that he would like to recognize in particular Fire Marshall Brent Sauble, Firefighter John Schneider, Officer Richard Mabry and Officer Greg Gauntt. Mr. Stokes said he can not thank them enough and these people are very close to his heart.

Pat Laposa of 120 Olympic Drive addressed the Council and said that she agreed with Mr. Stokes that the city has the best emergency staff. Ms. Laposa stated that she has some concerns about the quality of the drinking water. Ms. Laposa also stated her concerns regarding the water rationing. She said she has dead plants, has lost a lot of vegetables and fruit, her big concern is the brick mortar and the gaps in front of the house to the point that she needed to call people out to check it which will cost lots of money.

XI. Mayor's Update

Mayor Glasgow reported that he had met with Darla Chisholm, a member of the Ad Hoc Committee, on Friday, August 5, 2011. It was an excellent meeting with her getting the answers she wanted, including a meeting with and answers from City Administrator, Candy Scott. She also received some paperwork that she requested without having to go thru the City Attorney.

Mayor Glasgow read the following statement:

Last week we were forced to go to Stage 5 Water Rationing due to main breaks and illegal watering by some of our citizens. Over 90 people were issued citations in one night alone, which happened to be the same night in which we experienced 3 main breaks before daylight, one being a major break. Due to the soil shrinkage we are experiencing from our high temperatures, our water lines are beginning to break. Most of these breaks are from older pipes. Adding to the usage is that we are required by the State to flush these lines after the breaks are repaired, which requires 10,000 to 50,000 gallons of water, depending on the size of the water main. As a result of these breaks and illegal watering, we lost over 250,000 gallons of water in that one 24 hour period. Mayor Glasgow reported that the Annettas (formerly Deer Creek Water Works) were on Stage 4 (this is the same as our Stage 5) water rationing 3 days before we issued our Stage 5 rationing. The City of Kemp had no water for several days last week. It had been turned off, and they are near Cedar Creek Lake. We are not the only cities suffering from this drought; we are only the one making all the news. Unfortunately the City cannot drill more wells, thanks to the Upper Trinity Groundwater Conservation District, which covers Hood, Parker, Wise and Montague Counties. They will

not permit us to drill a well unless it is on a minimum of two acres and at least ¼ mile away from the nearest well. That prohibits us from drilling a deeper well beside some of our current wells, even though the new well will be going into a different aquifer. You can thank our local and State Representative for promoting and pushing this taxing entity into reality. Not only that, we are paying them \$25,000 plus every three months for producing water for you to drink and use as you deem necessary, but we get nothing in return for this tax. Maybe we, as citizens, should be looking into some type of rainwater collection system for personal use around our homes. We should seriously consider putting in drip irrigation systems for our shrubs and our home foundations. That would definitely conserve water and help our plants at the same time. Trust me; I feel your pain, too. We (my wife and I) have already lost two rose bushes that we planted this year and three new shrubs, with at least 8 more looking like they will not survive. At least two of our trees look like they have given up, and several more may not make it, either. I am actively working with Fort Worth to get water from them, but that is 2 – 6 years away, and probably \$4,000,000 to \$15,000,000 in costs before the first drop of water flows into Willow Park. We will keep looking for property where we can drill more wells, if at all possible. I have appointed a Utility Advisory Committee consisting of former Mayor Jim Poythress, former Mayor Terry Skaggs, Jim Martin, Doyle Hanley and City Administrator Candy Scott. Their job will be to research and find the best solutions to our water and wastewater problems and concerns.

XII. City Administrator's Update

City Administrator Scott reported that there will be another meeting on the 25th of this month for Parkfest. The date has been set for October 22, 2011 from 10:00 am to 4:00 pm. The vendors and the bands are signing up and the radio station has been booked.

XIII. Planning & Zoning Update

P&Z Chairman Fritz stated that he would not give a report but will wait until the agenda items come up.

XIV. New Business

- A. Discussion/Action –To consider and take action on a Final Plat, Lot 1, Block 1 and Lot 1, Block 2, 12.55 acres, being a portion of the Fawcett Addition, being a replat of Lot 1, Block 1 an addition to Parker County, Texas, according to plat recorded in Plat Cabinet c, Slide 170, Plat Records, Parker County, Texas, if the errors and omissions provided to the City on July 28, 2011 in writing have been corrected. (Chairmen Fritz)

****Council Member Alderman moved to deny the request for the Final Plat, seconded by Council Member Neverdousky**

Council Member Neverdousky withdrew his second.
Council Member Alderman withdrew his motion

****Mayor Pro-tem Martin moved to approve the Final Plat, Lot 1, Block 1 and Lot 1, Block 2, 12.55 acres, being a portion of the Fawcett Addition, being a replat of Lot 1, Block 1 an addition to Parker County, Texas, according to plat recorded in Plat**

Cabinet c, Slide 170, Plat Records, Parker County, Texas dated by signature dated August 12th and August 15th of 2011 as provided on the Mylar copy to the City Administrator incorporating all corrections required by Planning and Zoning Commission and s reflected on mylars reviewed during the council meeting that are signed as of 12 and 15 Aug. seconded by Council Member Alderman

Aye votes: Council Members: Neverdousky, Martin, & Alderman
Nay votes: Council Member Podany
Abstained: Council Member Hickerson
Motion passed with a vote of 3-1-1

Mayor Glasgow called for a short break at 7:40 PM
Mayor Glasgow reconvened to open meeting at 7:58 PM

- B. Discussion/Action – To accept the letter of resignation of Debbie Kerrigan, Planning and Zoning Commissioner (Chairmen Fritz)

****Mayor Pro-tem Martin moved to accept the letter of resignation of Debbie Kerrigan and expressed appreciation of the City for her three years of service, second by Council Member Alderman**

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

- C. Discussion/Action – To consider the appointment and confirmation of Kayla Davis as Planning and Zoning Commissioner (Chairmen Fritz)

****Mayor Pro-tem Martin moved to accepted the Planning and Zoning Commission's recommendation and appoint Ms. Kayla Davis to the Commission, second by council member Alderman**

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

- D. Discussion/Action – To consider the appointment and confirmation of Marci Parker as an Alternate Planning and Zoning Commissioner (Chairmen Fritz)

****Mayor Pro-tem Martin moved to accepted the Planning and Zoning Commission's recommendation and appoint Marci Parker as alternate to the Planning and Zoning Commission, second by Council Member Neverdousky**

Aye votes: Council Members: Neverdousky, Martin, Podany, 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 Ordinance No. _____, an Ordinance amending 591-09 Water Restrictions (Mayor Glasgow)

****Council Member Neverdousky moved to defer this item to the next Council Meeting, second by Council Member Podany**

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

- F. Discussion/Action – To consider and approve the filing of the Fiscal Year 2011-2012 Willow Park Municipal Budget (all funds) with the City Secretary (Mayor Glasgow)

****Mayor Pro-tem Martin moved to file in the office of the City Secretary the draft Willow Park Municipal Budget of the 2011-2012 Fiscal Year as distributed for review by the City Council dated August 12' 2011, second by Council Member Neverdousky**

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

- G. Discussion - To review and discuss the existing Building Permit and Fee Schedule and discuss modifications (Councilmember Podany)

There was no action taken on this item.

- H. Discussion/Action – To consider and act on Resolution No. _____ subsequent to Public Works Director Report on infrastructure adequacy and water capacity for a Second Water Service Agreement with Republic Waste Services of TX, Ltd. (Mayor Glasgow)

****Mayor Pro-tem Martin moved to approve and adopt Resolution No. 04-11, a Resolution providing authorization for the execution of a second Water Service Agreement by and between the City of Willow Park, Texas and Republic Waste Services of Texas, LTD. for extension of a water transmission line to provide service, and cost allocation; and, providing for an effective date, second by Council Member Neverdousky**

Aye votes: Council Members: Neverdousky, Martin, & Hickerson
Nay votes: Council Member Podany
Abstained: Council Member Alderman

Motion passed with a vote of 3-1-1

- I. Discussion/Action – To consider and take action on authorization of payment of invoices submitted for municipal recognition memorabilia. (Mayor Glasgow)

****Mayor Pro-tem Martin moved to pay the invoice dated November 05, 2011 from Ken's Custom Frames in the amount of \$3,318.14 from the Willow Park Water Utilities for frames associated with the Multi City Memorable Plaques, second by Council Member Hickerson**

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

Nay votes: Council Member Podany

Abstained: None

Motion passed with a vote of 4-1-0

****Mayor Pro-tem Martin moved to reimburse Ken Hawkins in the amount of \$432.00 from the Willow Park Water Utilities fund for expenses related for the Multi City Memorable Plaques, second by Council Member Hickerson**

Aye votes: Council Members: Neverdousky, Martin & Hickerson

Nay votes: Council Members Podany & Alderman

Abstained: None

Motion passed with a vote of 3-2-0

****Council Member Alderman moved to move item J to Executive Session, second by Council Member Neverdousky**

Aye votes: Council Members: Podany, Hickerson & Alderman

Nay votes: Council Member Martin

Abstained: Council Member Neverdousky

Motion passed with a vote of 3-1-1

- K. Discussion – To discuss legislative function of governing body in consideration of regulatory action through Ordinance or Resolution (Council Member Alderman)

Council Member Alderman made a statement regarding the intrusion of government into the lives of private citizens based on ordinance 343-93.

XV. Recess To Executive Session

Mayor Glasgow recessed to Executive Session at 10:00 P.M.

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

A ...Section 551.074 – Personnel Matters

1. Employment Agreement for Public Works Director.
2. Position of City Attorney

B ...Section 551.072 – Consultation with Attorney

XVI. Reconvene to Open Meeting

Mayor Glasgow reconvened to open meeting 11:02PM

- A. Discussion/Action – To consider and act on Resolution _____ authorizing execution of an Employment Agreement with the Public Works Director (Mayor Glasgow)

****Council Member Hickerson moved to accept Resolution No. 05-11, a Resolution providing authorization for the execution of an Employment Agreement by and between the City of Willow Park, Texas, and Lance Petty, for employment as the Public Works Director; and, providing for an effective date with the correction to the front page, the 2010 date will be correct to 2011, second by Council Member Alderman**

Aye votes: Council Members: Neverdousky, Martin, Podany, Hickerson & Alderman
Nay votes: None
Abstained: None 5-0-0

- B. Discussion/Action – To discuss any item discussed in Executive Session (Mayor Glasgow)

There was no action taken on this item.

- J. Discussion – To discuss existing City Policy Manuals and consider revisions and updates thereto (Mayor Glasgow)

This item was postponed to the next agenda as a discussion action.

XVII. Adjournment

Mayor Glasgow adjourned the meeting at 11:05 P.M.

APPROVED

Marvin Glasgow, Mayor
City of Willow Park, Texas

ATTEST:

Yael Hoffman City Secretary
City of Willow Park, Texas