

**WILLOW PARK CITY COUNCIL MEETING
516 RANCH HOUSE ROAD WILLOW PARK, TEXAS 76087
MONDAY, SEPTEMBER 19, 2011**

MINUTES

I. Call to Order

Mayor Pro-tem Martin called the meeting to order at 6:30 P.M.

II. Quorum Check

Present:

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

Also Present:

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

Absent:

Mayor Marvin Glasgow

III. Invocation

Father Jay Atwood gave the invocation

IV. Pledge of Allegiance

Mayor Pro-tem Martin led the Pledge of Allegiance

V. Approval of Minutes

A. Council Regular Council Meeting of August 15, 2011

****Council Member Hickerson moved to approve the Regular Council Meeting minutes dated August 15, 2011 as written second by council member Alderman**

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

VI. Community Announcements

City Administrator Scott announced that the plans for ParkFest are going forward. The date is set for Saturday, October 22, 2011 from 10:00 am -4:00 pm

Council Member Hickerson informed the council that the land next to the park is for sale and asked that the Council consider purchasing this land to expand the park.

VII. Citizens Presentations

Connie S. Suchocki from the East Parker County Library addressed the Council and requested the City's continued support of funds for the library in the amount of \$10,000.

VIII. Mayor's Update

No update was given

IX. City Administrator Update

No update was given

X. Planning and Zoning Update

No update was given, the Commissioners present waived the update and stated they would wait until the agenda items were addressed.

XI. Recess to Public Hearing

Mayor Pro-tem Martin recessed to the Public Hearing at 6:50 P.M.

XII. Public Hearing

Proposed change to Chapter 12 "*Zoning Regulations*" "*Class V – Interstate Highway 20 Overlay District*", to clarify the interaction between any conflicting or divergent standards of the Overlay District and underlying zoning districts to give effect to the intent of the drafters.

Council Member Neverdousky explained the purpose of the hearing stating that the I-20 Overlay Ordinance has wording in it that wasn't intended to be construed as written. The original intent for the I-20 overlay wording was that more strict zoning would be the one that would be enforced. When you read the ordinance it does not say that. The purpose of the change is to make sure the right wording is going in to the ordinance. And because it is a revision to a zoning ordinance it has to have a public hearing.

Father Jay Atwood of 3001 Cactus addressed the Council with the following statement: I served on the Planning and Zoning Commission for many years and currently serve on the Board of Adjustment. One of the concerns that I have is that several items that are in the Code of Ordinances of the City are in conflict with the I-20 Overlay or are not specified. It ends up being at the discretion of the City Staff and Enforcement Officer and different Commissioners and the Boards to interpret what some of those things are. Several of these rules conflict within themselves, this becomes a problem. Father Atwood stated that he would recommend that the Code be specific as it can be.

XIII. Close Public Hearing

Mayor Pro-tem Martin closed the Public Hearing at 6:57 P.M.

XIV. Reconvene to Open Meeting

Mayor Pro-tem Martin reconvened to the open meeting at 6:57 P.M.

XV. Old Business

- A. Discussion/Action – To consider and take action on Ordinance No. 637-11, an Ordinance amending Chapter 11, “*Public Utilities*,” Article 11.209 “*Emergency Water Rationing Plan*,” Municipal Code of Ordinances (Mayor Pro-tem Martin)

****Council Member Hickerson moved to adopt ordinance No. 637-11, an ordinance amending Chapter 11, Public Utilities, Article 11.209 “Emergency Water Rationing Plan”, of the Code of Ordinances, City of Willow Park, Texas; providing for a penalty and an effective date as well as including the Amendments as read during the meeting. The effective date the hours and days of water use restriction may end shall be effective immediately. All other terms including enforcement shall not take effect until after publication. With the Amendments to pg.4 C(2) any customer who after receiving an initial citation for a water rationing stage violation may upon any subsequent violation of any term or condition. The addition of the word soaker hoses and adjustment to the various days and hours for stages 1, 2, 3 and 4, seconded by Council Member Neverdousky**

Aye votes: Council Members: Podany, Hickerson & Alderman
Nay votes: Council Member Neverdousky
Abstained: None
Motion passed with a vote of 3-1-0

XVI. New Business

- A. Discussion/Action – To consider and take action on Request for funding from the Tourism Fund for the Aledo Band Boosters (Barry Brown)

****Council Member Alderman moved to take no action, seconded by Council Member Neverdousky**

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

- B. Discussion/Action – To consider recommendations from the Planning & Zoning Commission to accept the scope of work proposed by the Board of Adjustments to review and suggest amendments, clarifications or changes to certain chapters, articles and sections of the Code of Ordinances (Chairman Fritz)

No Action

- C. Discussion/Action – To consider and take action on Ordinance _____ to amend Chapter 12 “*Zoning Regulations*”, Section 12.512 “*Class V - Interstate Highway 20 Overlay District*,” subparagraph ‘A’, to confirm any inconsistencies and provide certainty for application of the overlay district in relation to those zoning districts it overlays (Chairman Fritz)

****Council Member Alderman moved to adopt Ordinance No. 639-11, an Ordinance of the City of Willow Park, providing for the amendment of Chapter 12, “Zoning Regulation”, Section 12.512 “IH-20 Overlay District” to conform zoning district restrictions and regulations with the IH-20 Overlay District to give effect to both; and, providing for publication and an effective date as changed, seconded by Council Member Hickerson**

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

- D. Discussion/Action – To consider and discuss the current municipal application form and instructions used for Chapter 9 subdivision projects and to suggest changes to facilitate use by the development community and expedite administrative review (Councilmember Podany)

No action

- E. Discussion/Action – To consider and recommend certain changes and updates to the Building Permit and Fee Schedule to recover applicable administrative costs (Councilmember Podany)

The Fee Schedule will be presented at the October City Council meeting.

- F. Discussion/Action – To consider and take action on Ordinance No. _____, to amend Chapter 1 “*General Provisions*,” Article 1.400 “*City Council*,” Section 4.404 “*Meetings*” to provide for a meeting date and time (Councilmember Podany)

****Council Member Alderman moved to adopt Ordinance No. 640-11, an Ordinance providing authorization to amend Chapter 1, “General Provisions”, article 1.400 “City Council”, section 4.404 “Meetings” authorizing a change of the date and/or time of the Regular Meeting of the**

City Council of the City of Willow Park, Texas; and providing for publication and an effective date, seconded by Council Member Hickerson

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

Nay votes: None

Abstained: None

Motion passed with a vote of 4-0-0

- G. Discussion/Action – To consider budgetary assumptions and projections for the FY 2011-2012 Preliminary City Budgets on file with the City Secretary, including line item allocations (Mayor Pro-tem Martin)

No action

- H. Discussion – To discuss the two AC units that were funded all or in part by a SECO Grant (City Administrator Scott)

City Administrator updated the Council on the progress of the SECO Grant funding.

XVII. Recess To Executive Session

Mayor Pro-tem Martin 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 551.071 – Consultation with Attorney

1. Pending or Contemplated Litigation
2. Legal Advice from Counsel

B. ...Section 551.074 – Personnel Matters

1. Performance of City Engineer or related staffing
2. Scope of work or contract options for City Engineer or related staffing

XVIII. Reconvene to Open Meeting

Mayor Pro-tem Martin reconvened to the open meeting at 10:30 P.M.

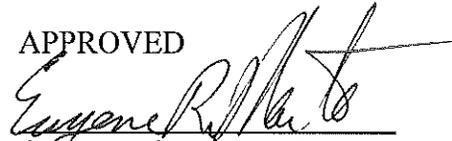
- I. Discussion/Action – To consider and take action on any item discussed in Executive Session (Mayor Pro-tem Martin)

No Action

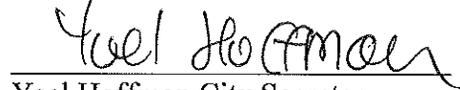
XIX. Adjournment

Mayor Pro-tem Martin adjourned the meeting at 10:30 P.M.

APPROVED


Gene Martin, Mayor Pro-tem
City of Willow Park, Texas

ATTEST:


Yael Hoffman City Secretary
City of Willow Park, Texas