



MINUTES

REGULAR COUNCIL MEETING

January 6, 2009

The City Council of the City of Forest Hill met on the above date at 7:01 p.m. with Mayor James Gosey presiding. The following council members and officials were present: Council Members Damian Dalcour, Lyndia Thomas, Gerald Joubert, Andrew Sanders, Mayor Pro Tem Mustafa Sami, City Manager David Miller, City Secretary Debra Maness, Fire Chief Pat Ekiss, Police Chief Rex Phelps, Acting Public Works Director Roberto Dunes, Economic Development and Community Relations Director Venus Wehle, Finance Director Clifford Blackwell, III and City Attorney Bonnie Goldstein. Council Member Dulani Masimini – Excused Absence

Opening Agenda:

A. Call to Order

With a quorum present, Mayor Gosey called the meeting to order at 7:01 p.m.

B. Invocation

Invocation was delivered by Mayor Gosey.

C. Pledge of Allegiance to Flags

Pledge to the United States and Texas flags were recited.

D. Citizens Presentation: At this time, any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting.

Marco Reyna – Street Lights. Mr. Reyna did not appear.

E. Public Hearing – The City of Forest Hill has been made aware of the Texas Parks and Wildlife Department's Texas Recreation and Parks Accounts Program. It is the intent of the City to consider an application for an Outside Recreational Grant from the Department. This public hearing is to provide information about the proposed park project and the impact it may have on the floodplain/wetland area and receive public comment.

Mayor Gosey opened the public hearing at 7:03 p.m.

With no one to speak, Mayor Gosey closed the public hearing at 7:04 p.m.

F. Consent Agenda: - All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event, the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

- 1. Consider minutes of December 16, 2008 council meeting.**
- 2. Consider Resolution No. 01-2009, a resolution approving a legislative position on Rail North Texas, a primary rail legislative program with supplemental roadway improvements.**

Council Member Joubert made a motion to accept consent agenda, items 1 and 2. Motion was seconded by Council Member Thomas and **passed** as follows:

Ayes: Council Members Dalcour, Thomas, Joubert, Sanders, Mayor Pro Tem Sami and Mayor Gosey
Nays: None
Absent: Council Member Masimini

G. Deliberation Agenda

- 3. Discuss and consider Resolution No. 02-2009, a resolution designating certain officials as being responsible for, acting for, and on behalf of the City of Forest Hill in dealing with the Texas Parks & Wildlife Department, for the purpose of participating in the Local Park Grant Program.** (David Miller, City Manager)

City Manager, David Miller stated that pursuant to state law, the city is required to pass a resolution designating an official who will be responsible for dealing with the Texas Parks and Wildlife Department. This resolution also states that the City has the matching share of the application readily available.

Resolution No. 02-2009 authorizes the City Manager to act on behalf of the City when dealing with Texas Parks and Wildlife department.

It was further discussed by the Council, their desire that Section 3 of the resolution read "That the Applicant hereby authorizes and directs its City Manager, David Miller to act for the Applicant."

Council Member Joubert made the motion to accept item number 3, Resolution 02-2009, with the correction in Section 3 to read City Manager, David Miller. Motion was seconded by Council Member Sanders and **passed** as follows:

Ayes: Council Members Dalcour, Thomas, Joubert, Sanders, Mayor Pro Tem Sami and Mayor Gosey
Nays: None
Absent: Council Member Masimini

- 4. Discuss progress and changes of the LaQuinta Inn & Suites being built on Forest Hill Circle** (Pat Ekiss, Acting Building Official)

Fire Chief Ekiss gave a brief report on the progress and changes of the LaQuinta Inn & Suites being built on Forest Hill Circle. LaQuinta had come before the building official requesting a design change in the building. The roof would be flat instead of pitched. Chief Ekiss informed the Council that this is a new design for LaQuinta and that Forest Hill would be one of the first to have the new LaQuinta design in their city. Chief Ekiss also informed the Council that this change would not make changes in the SUP.

There was discussion between the Council members on the change and a poll was taken on

whether they liked it. Council Members Dalcour, Thomas, Sanders and Mayor Gosey preferred the pitch roof, while Council Member Joubert and Mayor Pro Tem Sami preferred the flat. The Council asked the City Manager to speak with LaQuinta about their concerns.

There was no action taken on this item.

5. City Manager to introduce new City Planner and Utility Billing Administrator (David Miller, City Manager)

The City Manager introduced Barbara Koerble as the City Planner and Lucy Polk as Utility Billing Administrator. Mayor Gosey gave both an official welcome to the City of Forest Hill.

H. Mayor and Council Reports

Mayor Gosey – Read “Thank You” card received from Ms. Wanda Spracklen. A copy is attached and part of the minutes.

I. RECESS INTO EXECUTIVE SESSION - Pursuant to Section 551.071, Texas Government Code, the Council reserves the right to convene in Executive Session(s) from time to time as deemed necessary during this meeting for any posted agenda item, to receive advice from its attorney as permitted by law.

6. Pending or Contemplated Litigation or to seek the advice of the City Attorney pursuant to Section 551.071.

City of Forest Hill vs. David Vestal and Charles Gardner

David Vestal vs. City of Forest Hill

Destructors, Inc. vs. City of Forest Hill

7. Section 551.074, Texas Government Code: Personnel Matters (1) to deliberate the appointment, employment, employment evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:

Annual Evaluation of City Manager, David Miller

Council recessed into Executive Session at 7:47 p.m.

J. Reconvene into regular session.

Council reconvened into regular session at 8:37 p.m.

K. Take any action necessary pursuant to executive session.

No action taken.

L. Adjournment

With no further business to discuss, council adjourned at 8:37 p.m.

Respectfully submitted,

Approval:

Debra W. Maness, City Secretary

James Gosey, Mayor