



**MINUTES
REGULAR COUNCIL MEETING
February 16, 2010**

The City Council of the City of Forest Hill met on the above date at 7:11 pm with Mayor James Gosey presiding. The following Council Members and Officials were present: Mayor Pro Tem Mustafa Sami, Damian Dalcour, Lyndia Thomas, Gerald Joubert, Dulani Masimini, Andrew Sanders, Interim City Manager Debra Maness, Acting City Secretary Grace Edwards, Interim Police Chief Robert Herbert and Fire Chief Pat Ekiss, and Roberto Duenes. Council Member Damian Dalcour left the meeting at 8 pm.

Open Agenda

A. Call to Order

With a quorum present Mayor Gosey called the meeting to order at 7:11 pm.

B. Invocation

The Invocation was delivered by Council Member Sanders.

C. Pledge of Allegiance to Flags

Pledge to the United States and Texas flags were recited.

D. Citizens Presentations: 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.

E. Mary Dalton, 3711 Bisbee – Traffic and issues with parking on Bisbee Street. Ms. Dalton had concerns regarding parking violations in front of her home.

F. Sonya Starr – Whitaker, Principle – David K. Sellers Elementary School, 4200 Dorsey Street – Ms. Starr was not present at this meeting.

G. Ann Frost – 3708 Grady Street – Ms. Frost addressed the Council regarding the car lots on Mansfield parking vehicles in the parking spaces designated for the flea market customers.

PUBLIC HEARING

To receive citizens comments regarding the 36th Year Community Development Block Grand (CDBG).

Type of project: replacement of 1.125 linear feet of existing 6" cast iron main with 12" PVC pipe in Cardinal Ridge Road from Forest Oaks to Truett. The service area includes 30 (overall) residential properties and an elementary school.

Mayor Gosey opened the public hearing for citizen comments at 7:22 pm. There were no citizen comments. Mayor Gosey closed the public hearing at 7:22 pm.

Consent Agenda

All consent agenda items 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 the February 2, 2010 council meeting.**
- 2. Consider minutes of the February 9, 2010 special council meeting.**
- 3. Consider Agreement for Election Services between the City of Forest Hill and Forest Hill Library District.**

Mayor Gosey requested Item #3 be removed, corrections made and scheduled on the March 2, 2010 meeting. Mayor Pro Tem Sami moved to accept the consent agenda Seconded by Council Member Joubert; which **passed** as follows:

Ayes: Mayor Gosey, Council Members: Dalcour, Thomas, Joubert, Masimini, Sanders and Sami.

Nays: None.

Absent: None.

E. Deliberation Agenda:

- 4. Discuss and consider possible action; Grady Street repairs. (Mayor Pro Tem Sami, Kimely-Horn)**

No Action taken on this item.

- 5. Discuss and consider possible action regarding an increase of .37 cents per household water bill due to increase cost at the land fill. (Norm Bulaich, IESI). Item tabled from February 2, 2010 regular council meeting.**

Council Member Joubert moved to approve an increase of .37 cents per household water bill due to the increased cost at the land fill. Seconded by Council Member Sanders; which **passed** as follows:

Ayes: Mayor Gosey, Council Members: Dalcour, Joubert, Sanders and Sami.

Nays: Thomas and Masimini.

Absent: None.

- 6. Discuss and consider possible action authorizing the city staff to proceed with**

recommendations for additional renovations of the Public Works building located at 3101 Horton. (Pat Ekiss, Fire Chief)

Council Member Thomas moved to proceed with recommendations for additional renovations; Seconded by Council Member Masimini; which **passed** as follows:

Ayes: Mayor Gosey, Council Members: Dalcour, Thomas, Masimini and Sanders.

Nays: Mayor Pro Tem Sami and Council Member Joubert.

Absent: None.

7. Discuss and consider possible action on the City Hall Building located at 3219 California Parkway. (Pat Ekiss, Fire Chief)

Fire Chief Pat Ekiss reported that the engineer had reviewed the plans and met with the contractor and previous owner and received their approval. Fire Chief Ekiss also proposed a change to the plans which would save the City one-half of the current cost. The plans would not need to be redrawn but the changes just red-lined. Council Member Joubert stated that this project needed to move forward and requested that Mr. Crabtree be at the next meeting and have drawings prepared for the Council's review.

No action taken on this item.

8. Discuss and consider possible action regarding parking problems at the Flea Market located on Mansfield Hwy. (Mayor Pro Tem Sami)

No notes.

9. Discuss and consider possible action regarding progress report and take any appropriate action relative to the structure located at 4607 California Parkway East, Case #SSB 2009-04. (Dylan Whitehead, Building Inspector). This item was tabled at the February 2, 2010 regular meeting.

City Attorney Bonnie Goldstein stated that a lawsuit has been filed on the title issue. The property owner stated that he had not heard from the bank but would like to see the liens lifted and equitable measures taken. The property owner was asked to return to the March meeting with options.

13. Item thirteen was moved ahead so that Council Member Dalcour could vote before he needed to leave the meeting.

Council Member Masimini moved to approve all of the propositions; Seconded by Council Member Dalcour, which **passed** as follows:

Ayes: Mayor Gosey, Mayor Pro Tem Sami, Council Members: Dalcour, Thomas, Joubert, Masimini and Sanders.

Nays: None.

Absent: None.

10. Discuss and consider possible action on the process of selecting city manager. (Dulani Masimini, Council Member).

The Council discussed meeting Saturday, February 20, 2010 to interview the three (3) candidates for the City Manager position.

11. Discuss and consider possible action on the 36th Year Community Development lock Grant (CDBG). (Debbie Maness, Acting City Manager)

Mayor Pro Tem Sami moved to approve the 36th Year Community Development Block Grant; Seconded by Council Member Masimini, which **passed** as follows:

Ayes: Mayor Gosey, Mayor Pro Tem Sami, Council Members: Thomas, Joubert, Masimini and Sanders.

Nays: None.

Absent: Dalcour

12. Discuss and consider possible action adding a voluntary donation "box" to the City's current water bill. (Dulani Masimini, Council Member)

There was discussion on whether to be flexible with the donation, such as allowing it to be designated for parks, parks and recreation, the library, and/or recreation center. Council Members Joubert and Sami suggested if the money was designated to one specific purpose more money would be collected.

Council Member Thomas moved to accept item #12 by adding a voluntary donation box to the current water bill for a recreation center; Seconded by Council Member Sanders, which **passed** as follows:

Ayes: Mayor Gosey, Mayor Pro Tem Sami, Council Members Thomas, Joubert, Masimini and Sanders.

Nays: None.

Absent: Dalcour.

13. Discuss and consider possible action of proposed charter propositions for May 8, 2010 election as recommended by the Charter Review Commission.

Voted on after Item #8 above.

14. Discuss and consider possible action: Boards and Commission membership and appointment. (James Gosey, Mayor) Item tabled from the February 2, 2010 regular council meeting.

This item was pulled from the agenda.

15. Discuss and consider possible action on rescheduling the March 2, 2010 meeting due to elections. (Debbie Maness, Interim City Manager)

Interim City Manager Debbie Maness explained that the primary election was being held that day and the polls were open until 7 pm. Council Member Masimini requested that all department heads have a calendar for the entire year so they will not have to deliberate on overlapping meetings at the last moment.

Council Member Masimini moved to call a meeting for Monday, March 7, 2010 at 7:30 pm and to have a calendar prepared for the rest of the year with the meetings listed; Seconded by Council Member Thomas.

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

RECESS INTO EXECUTIVE SESSION – Pursuant to Section 551.071, Texas Government Code, the City 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.

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

- a) Destructors, Inc. vs. City of Forest Hill
- b) Barbara Koeble

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

- a) City Attorney – Appointment of Interim City Attorney
- b) City Manager Applicants

G. Reconvene into regular session.

Reconvened into regular session at 9:28 p.m.

H. Take any action necessary pursuant to executive session.

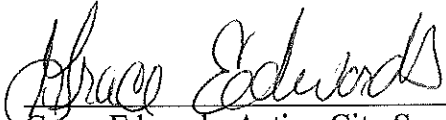
Mayor Gosey announced that City Attorney Bonnie Goldstien had submitted her letter of resignation because she is running of a place on the District Court of Appeals.

Council Member Thomas moved to appoint Alicia Johnson as Interim City Attorney; Seconded by Mayor Gosey; which was a tie as follows:

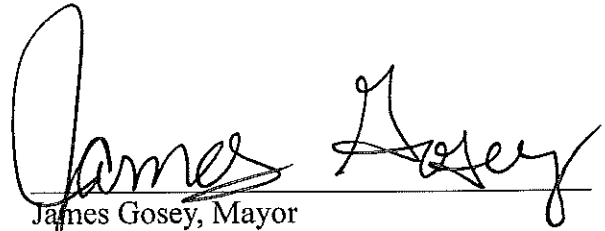
Ayes: Mayor Gosey, Council Members: Thomas, and Sanders.
Nays: Council Members Joubert, Masimini and Sami.
Absent: Dalcour.

I. Adjournment.

The meeting was adjourned at 9:52 pm.



Grace Edwards, Acting City Secretary



James Gosey, Mayor