



MINUTES

REGULAR COUNCIL MEETING

June 16, 2009

The City Council of the City of Forest Hill met on the above date at 7:05 p.m. with Mayor James Gosey presiding. The following Council Members and officials were present: Council Members Damian Dalcour, Lyndia Thomas, Gerald Joubert, Dulani Masimini, Andrew Sanders, City Manager David Miller, Acting City Secretary Ofilia Rueda, Fire Chief Pat Ekiss, Interim Police Chief Robert Herbert, Acting Public Works Director Roberto Duenes, Economic Development and Community Relations Director Venus Wehle and Finance Director Clifford Blackwell, III. Mayor Pro Tem Sami was absent.

Opening Agenda:

A. Call to Order

With a quorum present, Mayor James Gosey called the meeting to order at 7:05 p.m.

B. Invocation

Invocation was delivered by Council Member Andrew Sanders.

C. Pledge of Allegiance to Flags

Pledge to the United States and Texas Flags were recited.

D. Swearing in of newly appointed Sergeant Willie R. Easley, Jr.

The swearing in was done by Interim Chief of Police Herbert

E. Presentation: Issue Certificate of Appreciation to Robert Daniels

Mr. Daniels was not present.

F. 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.

Ms. Leslie Lalande, 7309 Woodbridge Drive, inquired about the Elections. She stated that during the Elections, there was confusion due to some ISD candidates not being on the ballots. City Manager, David Miller, explained to her that the Elections were coordinated through Tarrant County and that he was going to bring her issues to the City Secretary's attention.

Ms. Anne Frost, 3708 Grady, stated that her street was done and that it looked great. She stated that every town has a Town Square where people can take pictures, and get together. She said that having a Town Square will bring our residents together and perhaps during Christmas there will be carolers and people taking Christmas pictures, she also stated that the local businesses and hotels will welcome the visitors.

G. Staff Report

City Manager –

2009-2010 Budget Workshops: A Budget Workshop is scheduled for June 27, 2009 at 9:00 a.m. at the Forest Hill Church of Christ. There will be future workshops after that. Update on stimulus fund for fire station: We are moving forward with the Public Safety Building. The grant money will only fund the Fire Department building. If we still want to build a joint facility with the Police Department, we have to fund it with our own money.

Interim Chief of Police – The Police Department responded to 3,160 calls for service during the month of May. Members of the Police Department are actively engaged with their current duties and responsibilities. However, the concern is that they have 3 positions that are currently frozen. It is crucial that we find ways to fund these positions during the upcoming fiscal year 2010. Safety of our citizens is the utmost importance during these tumultuous times.

Acting Public Works Director – Tarrant County has completed the street improvements that were selected for the year 2009. These streets were Shady Hill, Matthews Ct., Anmar Ct., Appletree Ct., Chatham Ct., a section of Horton Road and the parking area of Anglin Park.

The street project that was awarded to Reynolds Asphalt Company has completed 6 of the 7 streets on the list. These are Banbury, Banbury Ct., Manordale, Chimney Rock, Bowlinggreen and Burly. Work on the final street, Grady, is still in progress.

Fire Chief – The Fire Department has logged 853 runs related to call for emergency service during the calendar year and another 187 called related to customer service activities. They anticipate an overall increase this summer. The Chief announced the dates of the CPR certification course that will be offered in the month of July. He encouraged citizens to attend, but reminded them that spaces are limited. The Chief also announced that he has received final approval on the city Emergency Management Plan from the NCTCOG and will be forwarding the changes for final approval to the Advanced level. Many individuals within our organization were involved in this process and he is grateful for their enthusiastic participation.

Finance Director – As of May 31, 2009, the City had completed 66% of the fiscal year.

General Fund had collected 76.2% of the revised budgeted revenues and expended 67.6% of the budget.

Forest Hill CDC has collected \$385,571 or 66.5% of budgeted 4B Sales tax for the current year and has expensed \$488,133 or 78.9% of its current operating budget.

Street Improvement Fund has collected \$192,786 of its Sales tax, and expensed \$131,280 or 30.8% of its operating budget.

Water and Sewer Fund has collected 66.1% of its budgeted revenues and expensed 54.1% of its operating budget.

Economic Development & Community Relations Department – The Summer Lunch Program started June 8th and will continue through August 21st. Children ages one to eighteen are served free nutritious lunch and snacks Monday through Friday at the Community Center. The program is sponsored by The Heloise Munson Foundation. “Off the Board” 3-on-3 basketball tournament & slam dunk contest will be held on Saturday, July 25th. Registration is underway. ICSC follow up: Staff is continuing with follow-up call to retailers and developers.

H. 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 the June 2, 2009 council meeting.
2. Consider Ordinance No.200910, an ordinance approving the agreement dated June 16, 2009 between the State of Texas and the City of Forest Hill, for maintenance, control, supervision and regulation of certain state highways and/or portions of state highways.
3. Consider Resolution 09-2009, a resolution establishing guidelines and criteria for economic incentives, economic development programs and tax abatements with the city.

Council Member Joubert made motion to accept consent agenda as presented. Seconded by Council Member Thomas and **passed** as follows:

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

Nays: None

Absent: Mayor Pro Tem Sami

I. Deliberation Agenda

4. Discuss and consider waivering deposit required by Council Members to rent the Community Center. (James Gosey, Mayor)

This item pulled from the agenda at the request of Mayor Gosey.

5. Discuss and consider tutoring proposal “The Write to Read Program” submitted by Ms. Wakefield. (Dulani Masimini, Council Member)

This item pulled from the agenda at the request of Mayor Gosey.

6. Discuss and consider awarding contract to GSBS Architects for update of 92 acre site master plan. (David Miller, City Manager)

Marty Weider with GSBS Architects reviewed the current site plan for the 92 acres and redesigned due to the Texas Regional Water District changes in their policies and not allowing any streets to be constructed in their easement. Due to their changes, the plan will need to be revised some buildings shifted to the north.

Mr. Weider also presented a draft of the new design for the 92 Acre. He also explained that Mr. Fred Kimble is interested in building a VA Assisted Living Facility and Corporate Offices on the southwest corner of the 92 acre site.

GSBS Architects propose to redesign the 92 acre Site Master Plan for about \$7,000, and suggested the City name the project “Brambleton Place”. In addition, he explained that there could be a workshop to discuss more about the project if needed.

Council Member Joubert made motion to accept Item # 6 as presented. Seconded by Council Member Masimini and **passed** as follows:

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

Nays: None

Absent: Mayor Pro Tem Sami

7. Discuss and consider awarding contract to Catalyst Commercial for creation of overlay districts, merchandising and marketing plans. (David Miller, City Manager)

Jason Claunch of Catalyst Commercial made a presentation to the City Council. He stated that the information obtained from these plans will be used for marketing and help the city to capture and deliver the best retailers to the City.

Council Member Masimini made motion to accept Item # 7 as presented. Seconded by Council Member Thomas and **passed** as follows:

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

Nays: None

Absent: Mayor Pro Tem Sami

8. Discuss and consider proposal from Buras Architecture for the 92 acre site. (David Miller, City Manager)

This item was pulled from the agenda at the request of Mayor Gosey.

9. Discuss and consider Ordinance No. 200911, an ordinance amending Chapter 2, Article VI of The Forest Hill Code of Ordinances relating to a code of ethics and conduct for city elected officials and board, commission and committee members. (Mustafa Sami, Mayor Pro Tem)

This item was pulled from the agenda at the request of David Miller, City Manager.

Council recessed into executive session at 8:45 p.m. to receive legal advice from the City Attorney.

J. RECESS INTO EXECUTIVE SESSION – Pursuant to Section 551.071, Texas Government Code, the Council reserves the right to convene into 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.

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

Destructors, Inc. vs. City of Forest Hill

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

Contract of City Manager

K. Reconvene into regular session.

Council Member Dalcour was excused at 10:25 p.m.

Council reconvened into regular session at 11:07 p.m.

L. Take any action necessary pursuant to executive session.

Council Member Thomas made a motion to accept the contract for the City Manager with amendment that Mayor Pro Tem Sami and Council Member Dalcour have authority to sign the contract if they choose. Seconded by Council Member Sanders and **passed** as follows:

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

Nays: None

Absent: Mayor Pro Tem Sami and Council Member Dalcour

M. Adjournment

With no further business to discuss, council adjourned at 11:13 p.m.

Respectfully submitted,

Approved:

Ofilia Rueda, Acting City Secretary

James Gosey, Mayor