



MINUTES
REGULAR COUNCIL MEETING
July 20, 2010
7:00 P.M.

The City Council of the City of Forest Hill met on the above date at 7:00 P.M. with Mayor James Gosey presiding. The following Council Members and officials were present: Mayor Pro Tem Dulani Masimini, Damian Dalcour, Lyndia Thomas, Gerald Joubert, Andrew Sanders, City Manager Sheyi I. Ipaye, Acting City Secretary Grace Edwards, Police Chief Robert Herbert, Director of Economic Development & Community Relations Venus Wehle, City Attorney Warren Spencer, Council Member Mustafa Sami – absent.

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 James Gosey, Mayor.

C. Pledge of Allegiance to Flags

Pledge to the United States and Texas flags were recited.

D. City Manager's Report:

• Update concerning the Flea Market

Sheyi Ipaye, City Manager asked Robert Herbert, Chief of Police to speak in regard to adopting one-way traffic on Bisbee Street for Flea Market traffic. Chief Herbert expressed concern in the area of public safety. Chief Herbert feels that the adoption of one-way traffic on Bisbee Street is likely to cause significantly more problems than it solves.

• Update on the City of Forest Hill building located at 3219 California Parkway and Public Works Building located at 3101 Horton Road.

Sheyi Ipaye, City Manager states that the repairs at the New City of Forest Hill Building are going well. The scheduled completion date has been changed to August 15, 2010. City Manager informed the individuals in the audience who are not aware of the location for the New City of Forest Hill Building. The building is located in the Chase Bank Building locate at 3219 California Parkway.

Sheyi Ipaye, City Manager states that he would like to approach the repairs for the New Public Works Building in phases. Mr. Ipaye also hopes to find a contractor that will

understand our needs.

- **Update on 2010-2011 Budget/Budget Workshop scheduled for Saturday July 31, 2010**

James Gosey, Mayor asked the residents to please give their input on ideas for the current City Hall Building. Sheyi Ipaye, City Manager announced that the City of Forest Hill will have a Budget Workshop on Saturday July 31, 2010 from 9:00 A.M. to 2:00 P.M.

- **Discuss Economic Development Strategies in tough times for Forest Hill**

Sheyi Ipaye, City Manager announces that the City of Forest Hill will have an Economic Development Strategies Meeting. The meeting is a Web Conference designed to help municipalities. International City and County Management Association (ICMA) will host this Web Conference. The cost for this Conference is \$150.00. The City Manager invites the Mayor and Council, city staff, and residents to attend. The Conference is scheduled for Thursday July 29, 2010, from noon to 1:30 P.M.

E. Citizens Presentation:

Helen Hood, 6344 Hartman – Ms. Hood spoke in regard to Public Hearing Case # SSB 2010-03, 6340 Hartman Road, the property next door is her mother's property. Ms. Hood states that her mother has been expecting monies from a gas lease, and her mother has received this money recently. Ms. Hood asks the Mayor, Council and City Manager what expectations they have in regard to the property located at 6340 Hartman. Sheyi Ipaye, City Manager suggests that Ms. Hood and her mother contact him. The City Manager gave Ms. Hood his card.

Ann Frost, 3708 Grady Street – Mrs. Frost made a complaint about the cars for the Flea Market that has been towed from behind the Old Carnival Food Store in the past several weeks. Mrs. Frost feels that the new business signs are deceptive because they stipulate that this business owns the road. Mrs. Frost feels that the towing company and Forest Hill Police Officers are not being fair.

Teresa Norman, 3821 Cagle Drive, North Richland Hills, - Mrs. Norman spoke in regard to Public Hearing Case #SSB 2010-04, 3161 Horton Road. Mrs. Norman states that this property is rental property; she had a renter that passed away. Individuals vandalized the property Mrs. Norman states. She is in the processes of selling this property to the business owner located next door. Mrs. Norman stated that the prospective buyer wants to add on to the existing structure. Mrs. Norman does not want the property torn down and she asks the Mayor, Council and City Manager to work with her. Sheyi Ipaye, City Manager suggested that Mrs. Norman contact him. The City Manager gave Mrs. Norman his card.

Loretta Muldrew, 3300 Valley Forge Trail – Mrs. Muldrew spoke in regard to what the City of Forest Hill should do with the current City of Forest Hill City Hall and Community Center. Mrs. Muldrew feels that the Mahaney Community Center should be used a recreation center for the youth (children) of Forest Hill, and the current City Hall should be used for the same purpose. One facility (building) should be used for the older children and the other used for the younger children. Likewise, Mrs. Muldrew feels that the City should put up a basketball goal for the children of Forest Hill.

PUBLIC HEARINGS

- 1) Case #PZ 2010-07 to receive citizen's comment regarding a request to add a use to the Schedule of Uses Section 5.100 of the Zoning Ordinance for a scrap metal recycling center and to propose the allowable zoning districts for the proposed use and add a definition for a scrap metal recycling center to Section 3.100 of the Zoning Ordinance as requested by Ronnie Marks.

Mayor Gosey opened the public hearing for citizen comments at 7:35 P.M.

Mr. Mike Lee, 1541 Meadow Run Drive, Prosper, Texas – spoke in regard to possibly having a recycling center located in the City of Forest Hill. Mr. Lee was a representative for Mr. Ronnie Marks. Mr. Lee stated that he and Mr. Marks feel that the City of Forest Hill would benefit from having a recycling center. He expects to have ten (10) job opportunities for the residents of Forest Hill.

Mayor Gosey closed the public hearing at 7:37 P.M.

- 2) Case #SSB 2010-01 to receive citizen's comments on whether the structure located at 6105 Hartman Road with the legal description being Lot 2, Block 2 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Mrs. Josephine Clinton, 6105 Hartman Road, Forest Hill, TX 76119.

This item has been pulled by the City Manager.

- 3) Case # SSB 2010-02 to receive citizen's comments on whether the structure located at 6337 Hartman Road with the legal description being Lot 10, Block 10 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Charles Edwards, 914 N Miller Avenue, Mt. Pleasant, TX 75455.

This item has been pulled by the City Manager.

- 4) Case # SSB 2010-03 to receive citizen's comments on whether the structure located at 6340 Hartman Road with the legal description being Lot 14, Block 9 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Lorene B. Hood, 1438 FM 2048, Boyd, TX 76023.

This item has been pulled by the City Manager.

- 5) Case #SSB 2010-04 to receive citizen's comments on whether the structure located at 3161 Horton Road with the legal description being Lot 18, Block 31 of the Trentman City Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Teresa & Steve Norman, 3821 Cagle Drive, Richland Hills, TX 76118.

This item has been pulled by the City Manager.

- 6) Case #SSB 2010-05 to receive citizen's comments on whether the structure located at 6320 Wanda Lane with the legal description being Lot 19, Block 12 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Brenda G. Sivorsane Etal, 2109 Haltom City, TX 76117.

This item has been pulled by the City Manager.

F. **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 the minutes July 20, 2010 regular council meeting.

Mayor Pro Tem Masimini made a motion to accept the consent agenda item, seconded by Council Member Dalcour, which *passed* as follows:

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

Nays: None

Absent: Council Member Sami

Deliberation Agenda:

2. Discuss and consider possible action on Case #PZ 2010-07 to approve a request to add a use to the Schedule of Uses Sections 5.100 of the Zoning Ordinance for a scrap metal recycling center and to propose the allowable zoning districts for the proposed use and add a definition for a scrap metal recycling center to Section 3.100 of the Zoning Ordinance as requested by Ronnie Marks. (Sheyi Ipaye, City Manager)

Mayor Pro Tem Masimini made a motion to add a use and definition to the Schedule of Uses Sect. 5.100, and Sect. 3.100 of the Zoning Ordinance, seconded by Council Member Joubert, which *passed* as follows:

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

Nays: None

Absent: Council Member Sami

Bernice Johnson, Chairperson for Planning and Zoning Commission – Informed the Mayor and Council that the Planning and Zoning Commission had met on June 28, 2010 in regard to adding a use and a definition to the Schedule of Uses and Zoning Ordinance. Mrs. Johnson stated that the Commission voted unanimously to approve adding a use and a definition to the Schedule of Uses and a definition to the Zoning Ordinance. The commission feels that a recycling program would be beneficial to the residents of Forest Hill.

3. Discuss and consider possible action on Case #SSB 2010-01 to determine whether the structure located at 6105 Hartman Road with the legal description being Lot 2, Block 2 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Mrs. Josephine Clinton, 6105 Hartman Road, Forest Hill, TX 76119. (Sheyi Ipaye, City Manager)

This item was pulled by the City Manager.

4. Discuss and consider possible action on Case # SSB 2010-02 to determine whether the structure located at 6337 Hartman Road with the legal description being Lot 10, Block 10 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Charles Edwards, 914 N. Miller Avenue, Mt. Pleasant, TX 75455. (Sheyi Ipaye, City Manager)

This item was pulled by the City Manager.

5. Discuss and consider possible action on Case #SSB 2010-04 to determine whether the structure located at 6340 Harman Road with the legal description being Lot 14, Block 9 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Lorene B. Hood, 1438 FM 2048, Boyd, TX 76023. (Sheyi Ipaye, City Manager)

This item was pulled by the City Manager.

6. Discuss and consider possible action on Case #SSB 2010-04 to determine whether the structure located at 3161 Horton Road with the legal description being Lot 18, Block 31 of the Trentman City Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Teresa & Steve Norman, 3821 Cagle Drive, Richland Hills, TX 76118. (Sheyi Ipaye, City Manager)

This item was pulled by the City Manager.

7. Discuss and consider possible action on Case #SSB 2010-05 to consider and determine whether the structure located at 6320 Wanda Lane with the legal description being Lot 19, Block 12 of the Twin Oaks Addition in the City of Forest Hill, Tarrant County, Texas complies with the standards set out in Section 4 of the Ordinance 200167. Should the structure be found in violation of the standards set forth in this Ordinance, the Council may order that the building be demolished by the owner, mortgagee, or lien holder within thirty (30) days from the date of order. The owner of record is Brenda G. Sivorsane Etal, 2109 Haltom City, TX 76117. (Sheyi Ipaye, City Manager)

This item was pulled by the City Manager.

8. Discuss and consider possible action regarding appointments to Boards, Committees, and Commissions. (Lyndia Thomas, Council Member) No action was taken on this item from the 07-06-10 regular council meeting.

This item was pulled by Council Member Thomas

9. Discuss and consider possible action in regard to public transportation service for the residents of Forest Hill provided by the Fort Worth Transportation Authority the "T." (James Gosey, Mayor)

No action was taken on this item.

10. Discuss and consider possible action on giving authorization to the City Manager to enter into an agreement with the City of Fort Worth for water service. (Sheyi Ipaye, City Manager) This item was pulled from the 06-01-10 regular council meeting.

Council Member Joubert made a motion to give authorization to the City Manager to enter into an agreement with the City of Fort Worth for water service, seconded by Council Member Thomas, which *passed* as follows:

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

Nays: None

Absent: Council Member Sami

11. Discuss and consider possible action regarding the approval of Resolution No. 09-2010, final allocation for the CDBG-R Stimulus Project; Cen Tex Underground. (Sheyi Ipaye, City Manager)

Council Member Thomas made a motion to approve Resolution No. 09-2010, seconded by Council Member Joubert, which *passed* as follows:

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

Nays: None

Absent: Council Member Sami

12. Discuss and consider possible action regarding the approval of Ordinance No. #2010-05-003, an Ordinance adding Chapter 113, Stormwater Pollution Control to the City's Code of Ordinances. (Sheyi Ipaye, City Manager)

Mayor Pro Tem Masimini made a motion to approve Ordinance No. #2010-05-003, seconded by Council Member Joubert, which *passed* as follows:

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

Nays: None

Absent: Council Member Sami

13. Discuss and consider possible action regarding the approval of Ordinance No. #2010-05-004, an Ordinance amending Chapter 54, Above-Ground Storage Tanks for Flammable or combustible liquids. (Sheyi Ipaye, City Manager)

Council Member Thomas made a motion to approve Ordinance No #2010-05-004, seconded by Mayor Pro Tem Masimini, which *passed* as follows:

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

Nays: None

Absent: Council Member Sami

14. Discuss and consider possible action regarding the approval of Ordinance No. #2010-05-005, Parking/Traffic issues at the Flea Market. (Sheyi Ipaye, City Manager)

This item was pulled by the City Manager.

15. Discuss and consider possible action regarding approving funds for an automatic door opener for people with disabilities. (Sheyi Ipaye, City Manager)

Mayor Pro Tem Masimini made a motion granting permission to the City Manager to spend no more than \$5000.00 with a minimum of three (3) bids, seconded by Council Member Thomas, which *passed* as follows:

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

Nays: None

Absent: Council Member Sami

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.

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

- a) Discuss, consider and take action regarding the letter issued to Council Member Mustafa Sami concerning the credit card use
- b) Discuss and take action on Charter Amendments relative to Personnel Issues (City Secretary)

G. Reconvene into regular session.

Council reconvened into regular session at 9:16 P.M.

H. Take any action necessary pursuant to executive session.

Council Member Thomas made a motion to suspend Mustafa Sami Council Member for a term of days effective July 22, 2010 through October 22, 2010, suspension shall mean Mustafa Sami shall not represent the City of Forest Hill, conduct business for the City of Forest Hill, or participate in any official function of the City of Forest Hill as an elected official, seconded by Council Member Sanders, which *passed* as follows:

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

Nays: Council Member Joubert

Absent: Council Member Sami

Council Member Masimini made a motion to further define the position of City Secretary by Ordinance, Seconded by Council Member Thomas, which *passed* as follows:

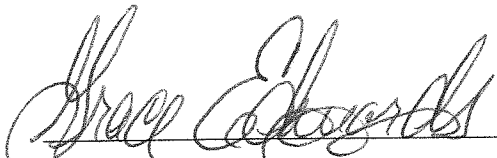
Ayes: Mayor Gosey and Council Members: Dalcour, Thomas, Joubert, Sanders, and Mayor Pro Tem Masimini

Nays: None

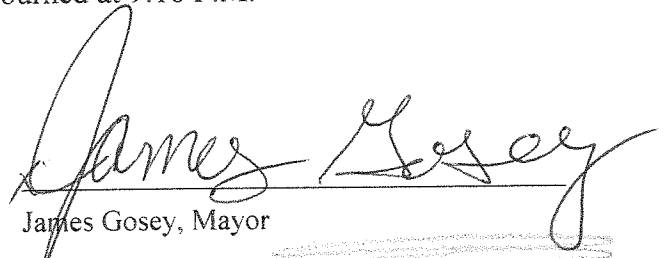
Absent: Council Member Sami

I. Adjournment

With no further business to discuss the Council adjourned at 9:18 P.M.



Grace Edwards, Acting City Secretary



James Gosey, Mayor

