



**AGENDA
REGULAR COUNCIL MEETING
December 6, 2011
7:00 P.M.**

Notice is hereby given that on the 6th day of **December, 2011** the City Council of the City of Forest Hill will hold a **regular council meeting** at **7:00 P.M.**, in the City of Forest Hill Building, 3219 California Parkway, 76119. The subjects are listed on the agenda which is attached to and made a part of this notice.

Opening Agenda:

- A. Call to Order**
- B. Invocation**
- C. Pledge of Allegiance to Flags: Harlean Beal Elementary**
- D. Proclamation: Gwen Barbee, Color Me Beautiful**
- E. Presentation: Presentation regarding Peak Energy Saver**
- F. Mayor's Report:**
 - **Report regarding National League of Cities information on Utilities**
- G. Citizens Presentation:** At this time, any person with business before the City Council not scheduled on the agenda may speak to the City Council, provided that a "Speaker's Request Form" has been completed and submitted to the City Secretary prior to the start of the meeting. All comments must be directed towards the Chairperson, rather than individual members or staff. All speakers must limit their comments to the subject matter as listed on the "Speaker's Request Form." No formal action can be taken on these items at this meeting.
- H. Public Comments:** Receive public comments on CHRISTAL'S business presence

PUBLIC HEARINGS

- 1.** Case # PZ 2011-17 to receive citizen's comments regarding a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property is R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.
- 2.** Case # PZ 2011-18 to receive citizen's comments regarding a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property is R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G

Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.

3. Case # PZ 2011-19 to receive citizen's comments regarding a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property is R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.
 4. Case # PZ 2011-20 to receive citizen's comments regarding a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property if R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.
 5. Case # PZ 2011-21 to receive citizen's comments regarding a request to add a use to the Schedule of Uses Section 5.100 of the Zoning Ordinance of the City of Forest Hill for a Health & Fitness Center and to propose the allowable zoning districts for the proposed use and add a definition for a Health & Fitness Center to Section 3.100 of the Zoning Ordinance of the City of Forest Hill as requested by Ken Jonson.
- I. 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 of November 15, 2011 regular council meeting.
 2. Consider possible action regarding moving regular council meeting from January 3, 2011, to January 10, 2012.
 3. Consider possible action regarding Case # PZ 2011-17 to consider approval of a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property is R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.
 4. Consider possible action regarding Case # PZ 2011-18 to consider approval of a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property is R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.
 5. Consider possible action regarding Case # PZ 2011-19 to consider approval of a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property is R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.
 6. Consider possible action regarding Case # PZ 2011-20 to consider approval of a request for a Specific Use Permit to allow for the drilling of a gas well. The current zoning of this property is R-2 (Single Family Residential). The property is located at 4556 Forest Hill Circle with the legal description being Lots 1 & 2 of the Florence G Whitlock Subdivision and Tract 42B of the Shelby County School Land Survey, Abstract 1375 in the City of Forest Hill, Tarrant County, Texas as requested by Walter Dueease with XTO Energy, Inc.
 7. Consider possible action regarding Ordinance No. #2011-12-001 and Ordinance amending the Comprehensive Zoning Ordinance by changing the official Zoning Map and the Zoning Classification.

8. Consider possible action regarding Case # PZ 2011-21 to consider approval of a request to add a use to the Schedule of Uses Section 5.100 of the Zoning Ordinance of the City of Forest Hill for a Health & Fitness Center and to propose the allowable zoning districts for the proposed use and add a definition for a Health & Fitness Center to Section 3.100 of the Zoning Ordinance of the City of Forest Hill as requested by Ken Johnson.
9. Consider possible action regarding Ordinance No. #2011-12-002 an Ordinance amending the Comprehensive Zoning Ordinance by amending Chapter V-Section 5.100-Schedule of Uses by adding the use of a Health and Fitness Center; Amending Section 3.100 by adding a definition for a Health and Fitness Center; Establishing a penalty and authorizing publication.
10. Consider approval of a contract retaining Monte Akers as an advisor for the charter amendment process and election.
11. Consider possible action regarding amending the budget to cover unanticipated expenses.

J. Deliberation Agenda:

12. Discuss and consider possible action regarding a sign variance request for Clear Channel Outdoor Inc., for an electronic billboard. The proposed location is 5111 E. California Parkway with the legal description being A-1376, Tract 3301 of the David Strickland Survey in the City of Forest Hill, Texas. (Sheyi Ipaye, City Manager)
13. Discuss and consider possible action regarding authorizing the City Manager to proceed and award bid for the Police Department building for the sum not to exceed \$33,000.00. (Sheyi Ipaye, City Manager)
14. Discuss and consider possible action regarding Execution of Engagement Contracts with the Financial Advisor and Bond Counsel. (Sheyi Ipaye, City Manager)
15. Discuss and consider possible action regarding Ordinance Authorizing the Issuance of City of Forest Hill, Texas, General Obligation Refunding Bonds, Series 2011, Approving an Official Statement, Authorizing the Execution of a Purchase Agreement and an Escrow Agreement, making provisions for the security thereof, Providing an Effective Date and Ordaining Other Matters relating to the subject. (Sheyi Ipaye, City Manager)

K. City Manager's Report:

- **Report regarding FY 2010-2011 Year-end Activities**
- **Report regarding furlough day for December 2011**
- **Report on possible violations at Stone Masonry Company located at 5703 Crawford Lane**
- **Report regarding resignation of Robert Herbert, Chief of Police**
- **Report regarding Texas Department of Licensing and Regulation**

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:**
 1. Discuss Performance Evaluation and Performance Plan for the City Secretary. (Malinda Miller, Council Member)

L. Reconvene into regular session.

M. Take any action necessary pursuant to executive session.

N. Adjournment

I, Grace Edwards, City Secretary, do hereby certify that notice of the above meeting was posted on a bulletin board, located in the front of the main entrance to City Hall of the City of Forest Hill, a place readily accessible to the public at all times, on the **2nd day of December, 2011** on or before **7:00 P.M.** and remained continuously posted for at least 72 hours immediately preceding said meeting and that said notice was posted in accordance with Chapter 551 of the Texas Government Code.

Grace Edwards, City Secretary