



**MINUTES
REGULAR COUNCIL MEETING
December 7, 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, City Secretary Grace Edwards, Police Chief Robert Herbert, Fire Chief Ed Henderson, and City Attorney Warren Spencer.

Opening Agenda:

A. Call to Order

With a quorum present Mayor James Gosey called the meeting to order at 7:00 P.M.

B. Invocation

Invocation was delivered by Fire Chief Ed Henderson.

C. Pledge of Allegiance to Flags

Pledge to the United States and Texas flags were recited.

D. City Manager's Report:

- **Update regarding 2011 Holiday Schedule**

The city manager has approved 12 paid holidays FY 2011. This year January 3, 2011 is the city's official new year's holiday.

- **Update on the New Police and Fire Department Sub-Station located at 6800 Forest Hill Drive**

The work has been completed at the New Police and Fire Department Sub-Station. Mr. Johnson has done an excellent job. The expected move in date is before the end of December 2010. The Police Chief Robert Herbert and Fire Chief Ed Henderson will both reside at the Police and Fire Department Sub-Station.

- **Update on the Tarrant County Street Rehabilitation Project**

The joint project with Tarrant County has completed almost 25,000 feet of street length. Four of the streets were overlaid. Nine streets were totally reconstructed. In total 13 streets have been completed in the last four months. The city manager thanked the Public Works Staff, Commissioner Brooks' Office, and the City Council for their efforts. The following streets have been completed: Queen Ann, Embassy Drive,

Regal Drive, Plantation, Robindale, Carriage Hill, Rough Creek, Rustic, Cobblestone Drive, Cobblestone Court, Shiloh Court, Candlewick Court, and Valley Forge Trail. The projected streets FY 2011 are as follows: Burleson, Bunker Hill, Meadows, Nantucket, Alhambra, Independence, Sabine, Twin Oak, Story, Forest Oak/Forest Haven (Cardinal Ridge-Orchard), Forest Hill Drive (Orchard-George), Trailwood Drive.

- **Update on the 36th CDBG Forest Hill Water Line for Cardinal Ridge**

The city manager thanked Mayor Gosey for his dedication and persistence with regard to the Mayor's Council. Mayor Gosey's persistence paid off. The City of Forest Hill received \$73,659.00 of grant money on the behalf of the mayor. The 36th year CDBG from Forest Oak to Truitt. The benefits of the new waterline replacement will include added water pressure, and alleviating water main breaks. The city manager has budgeted for the purchase of a new sewer truck in FY 2011.

- **Update on Texas Commission on Environmental Quality**

The City of Forest Hill has submitted a compliance plan to the Texas Commission on Environmental Quality. The estimated cost to clear the site is one-half million dollars. The City of Forest Hill plans to work in a partnership with the Texas Commission on Environmental Quality.

- E. **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.

Jimmie Sanders, 7005 Stonewall Road – Mr. Sanders expressed his opinions regarding a letter that is in circulation. Mr. Sanders states that council members need to stop trying to hurt one another and work together. His remarks were of a general nature with regard to council members wanting to possibly run for another council member's seat. Mr. Sanders feels that the City of Forest Hill is in a bad state; when they spend half the night on the same topics. The possible action regarding the performance of city secretary should not continue to be placed on the agenda. Mr. Sanders feels that the city manager has enough to do, and all of the council members should do what is best for the City of Forest Hill.

- 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 of September 21, 2010 regular council meeting.

Council Member Thomas made a motion to accept consent agenda item #1, with corrections made to deliberation agenda item #5; which reads Council Member Joubert made a second motion asking that we accept deliberation agenda item #5, excluding if Chesapeake will construct a Police and Fire Sub-Station located at 6800 Forest Hill Drive (Old City Hall Building); and deliberation agenda item #8 was amended to read Discuss and consider possible action to establish the City of Forest Hill Area Chamber of Commerce, seconded by Council Member Joubert which passed as follows:

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

Nays: None

Absent: None

G. Deliberation Agenda:

2. Discuss and consider possible action regarding a Resolution canvassing the results of the November 2, 2010 Special Joint Election, the reauthorization of the local sales and use tax in the City of Forest Hill at the rate of one-fourth of one percent. (Grace Edwards, City Secretary)

Mayor Pro Tem Masimini made a motion to accept deliberation item #2, seconded by Council Member Sami which *passed* as follows:

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

Nays: None

Absent: None

3. Discuss and consider possible action regarding Interlocal Agreement with the City of Fort Worth concerning Rabies Control Services FY 2011. (Sheyi Ipaye, City Manager)

Mayor Gosey made a motion to approve the Interlocal Agreement with the City of Fort Worth, seconded by Council Member Joubert which *passed* as follows:

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

Nays: None

Absent: None

4. Discuss and consider procedures and options available to City Council to investigate and enforce allegations of ethics violations by the council members. (Lyndia Thomas, Council Member)

Deliberation Item #4 was pulled by Council Member Thomas.

5. Discuss and consider possible action on Ordinance No. 2010-12-001, an amendment to Appendix A of the Code of Ordinances increasing the charge per 1000 gallons of water used over 2000 gallons. (Sheyi Ipaye, City Manager)

Council Member Thomas made a motion to accept deliberation agenda item #5, seconded by Council Member Dalcour which *passed* as follows:

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

Nays: None

Absent: None

6. Discuss and consider possible action regarding a Mutual Aid Service Agreement with Tarrant County and surrounding cities. (Sheyi Ipaye, City Manager)

Council Member Joubert made a motion to accept deliberation agenda item #6, seconded by Council Member Thomas which *passed* as follows:

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

Nays: None

Absent: None

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.

7. 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 and consider possible action regarding performance of City Secretary. (Lyndia Thomas, Council Member)
2. Discuss and consider possible action regarding goals/duties, evaluation tools, and performance of City Manager, City Secretary, City Attorney, and Municipal Judge. (Dulani Masimini, Mayor Pro Tem)
3. Discuss and define a clear definition of the responsibilities and duties of the City Secretary Office. (Mustafa Sami, Council Member)

The Council did not go into executive session due to the absence of the city attorney. Executive session items #1, #2, and #3 were pulled by the individuals who placed the items on the agenda.

Mayor Pro Tem Masimini confirmed that City Council Members can go into executive session without the city attorney if they are not seeking an opinion.

H. Reconvene into regular session.

I. Take any action necessary pursuant to executive session.

J. Adjournment

With no further business to discuss the Council adjourned at 7:47 P.M.

Grace Edwards, City Secretary

Dulani Masimini, Mayor Pro Tem