

**REGULAR CITY COUNCIL MEETING
FEBRUARY 6, 2007**

1 The City Council of the City of Forest Hill met on the above date at 7:00 p.m. with Mayor
2 James Gosey presiding. The following council members and officials were present: Council
3 members Ray Rhyne, James Overton, Gerald Joubert, Mayor Pro Tem Daphne Brookins,
4 Karen Davis, Bob Shanklin, City Manager David Miller, Acting City Attorney Bonnie
5 Goldstein and Acting City Secretary Michael Duehring.

6 **Opening Agenda:**

7 **I. Call to Order**

8 With a quorum present, Mayor Gosey called the regular meeting to order.

9 **II. Invocation**

10 Delivered by Mayor Gosey.

11 **III. Pledge of Allegiance to Flags**

12 Pledge to the United States and Texas flags were recited.

13 **IV. Proclamations - Gladys Hardeman, Malinda Miller, Carl Holmes, Mustafa Sami
14 and Robert Linkenhoker.**

15 Mayor Gosey presented Proclamations to the above stated citizens and honored
16 them for their exemplary service to the city.

17 **Proclamation - Black History Month**

18 Mayor Gosey proclaimed the month of February as "Black History Month" in the City
19 of Forest Hill and urged all citizens to be cognizant of the progress of our black
20 citizens.

21 **V. Presentation by Cindy Kras - National Night Out Award.**

22 Ms. Kras displayed a "National Night Out" award that the city was awarded for the
23 2006 National Night Out program.

24 **VI. Citizens Presentation - Robert Davis, 3229 Oak Timber Drive - Ethics among
25 council members.**

26 Mr. Davis did not appear.

27 **Citizens Presentation - Jesse Majors, 4200 Forest Hill Circle - Taxes.**

28 Mr. Majors did not appear.

29 **PUBLIC HEARINGS**

30 **1) To receive citizens comments regarding the 33rd Year Community
31 Development Block Grant (CDBG) program for the Nell Street Improvements.
32 No one spoke on this item.**

33 **2) To receive citizens comments regarding applicants' request for a Specific Use
34 Permit in heavy industrial zoning to allow for a recycling and disposal**

35 **business for construction materials at 3101 Horton Road. Legal description**
36 **is Block 19, Lots 19 through 21, Trentman City Addition. Property is located**
37 **in the west triangle of the junction of Bisbee Street and Horton Road.**
38 **Applicant is Mr. Lynn Boyer. Boyer Recycling and Disposal LLC.**

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40 Citizen(s) speaking against the Specific Use Permit - Gladys Hardeman, 4204 Burly
41 Street.

42 Mike Duehring, Public Works Director, stated that the Planning and Zoning
43 Commission, with a unanimous vote, voted to deny the Specific Use Permit for the
44 above stated location. Mr. Deuhring stated that staff also recommends denial.

45 With no one else to speak, Mayor Gosey closed the public hearings.

46 **Consent Agenda:**

- 47 **2007005. Consider minutes of December 14, 2006 regular council meeting.**
48 **2007006. Consider minutes of January 9, 2007 regular council meeting.**
49 **2007007. Consider minutes of January 23, 2007 special council meeting.**
50 **2007008. Consider a Resolution awarding the 32nd year Community Development**
51 **Block Grant.**
52 **2007009. Consider a Resolution calling an election to elect officers of Mayor, City**
53 **Council Place 4, 5 and 6 to serve until May 2009.**
54 **2007010. Consider a Contract between the Forest Hill Library District and City of**
55 **Forest Hill for election services.**

56 **Item(s) pulled from the Consent Agenda:**

- 57 **2007011. Consider appointing an interim City Attorney.**
58 This item was pulled so that the City Manager could give the names of the
59 attorneys.

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61 Motion by Council member Joubert, seconded by Council member Davis to
62 approve the consent agenda. **Voting aye: Council members Rhyne,**
63 **Overton, Joubert, Mayor Pro Tem Brookins and Mayor Gosey. Council**
64 **member Shanklin abstained (excused absence from last council**
65 **meeting). Voting Nay: None.**

- 66 **2007011. Consider appointing an Interim City Attorney.**
67 City Manager Miller stated that the Interim attorneys would be Bonnie
68 Goldstein, Bettye Lynn and Julie Ross.
69 Motion by Council member Davis, seconded by Council member Joubert to
70 approve agenda item 2007011. **Voting aye: Council members Rhyne,**
71 **Overton, Joubert, Mayor Pro Tem Brookins, Davis, Shanklin and Mayor**
72 **Gosey. Voting nay: None.**

73 **Deliberation agenda:**

74 **2007012. Consider an Ordinance approving a Specific Use Permit in heavy**
75 **industrial zoning to allow for a recycling and disposal business at 3101**
76 **Horton Road.**

77 After much discussion on this agenda item, a motion was made by Council
78 member Joubert, seconded by Shanklin to deny the Specific Use Permit.

79 **Voting aye: Council members Rhyne, Overton, Joubert, Mayor Pro Tem**
80 **Brookins, Davis, Shanklin and Mayor Gosey. Voting nay: None.**

81 **2007013. Consider an Ordinance amending Chapter 2, Article VI of the Forest Hill**
82 **Code relating to a Code of Ethics and conduct for city elected officials**
83 **and Board and Committee members; providing that this Ordinance**
84 **shall be cumulative of all Ordinances; providing a severability clause;**
85 **providing for a penalty for violation hereof; providing a savings clause;**
86 **providing for publication in pamphlet form; providing for publication in**
87 **the official newspaper and providing an effective date.**

88 **Voting aye: Council members Rhyne, Overton, Joubert, Mayor Pro Tem**
89 **Brookins, Davis, Shanklin and Mayor Gosey. Voting nay: None.**

90 After much discussion on this agenda item, a motion was made by Council
91 member Joubert, seconded by Council member Shanklin to schedule a
92 workshop to discuss details of the Ordinance. **Voting aye: Council**
93 **members Rhyne, Overton, Joubert, Mayor Pro Tem Brookins, Davis,**
94 **Shanklin and Mayor Gosey. Voting nay: None.**

95 **2007014. Consider authorizing the City Manager to publish notice for Request for**
96 **Qualifications (RFQ) for architectural service for the design of a new**
97 **city hall.**

98 Motion by Council member Shanklin, seconded by Mayor Pro Tem Brookins
99 to approve agenda item 2007014. **Voting aye: Council members Rhyne,**
100 **Overton, Joubert, Mayor Pro Tem Brookins, Davis, Shanklin and Mayor**
101 **Gosey. Voting nay: None.**

102 **2007015. Discuss and consider a new logo for the City of Forest Hill.**

103 Following the PowerPoint presentation of a redesigned logo, a motion was
104 made by Council member Overton, seconded by Mayor Gosey to adopt the
105 new design. **Voting aye: Council members Rhyne, Overton, Joubert,**
106 **Mayor Pro Tem Brookins, Davis, Shanklin and Mayor Gosey. Voting**
107 **nay: None.** City Manager David Miller reported that the design was based
108 on an entry submitted by City Secretary Jacquelyn Allen who would receive
109 a \$150.00 gift card and two extra days of vacation. ☺☺

110 **VII. Staff Report**

111 *** City Manager's Report**

112 - Target date for website - March 23, 2007

113 - Will discuss the taping of executive sessions at a later date

114 - Charter Review Commission meetings have been delayed due to the

- 115 resignation of the city attorney
116 - Interim City Attorney Goldstein has stated that the council should not attend
117 Charter Review Commission meetings so they could work as a free-thinking
118 body but that citizens are encouraged to attend
119 - Community Development Corporation is meeting monthly
120 - A report from the Buxton Corporation on a study and design for
121 development of the commercial 90 acre tracts will be finished in time for the
122 International Conference of Shopping Centers (ICSC) Conference
123 - Addressing concerns with road repairs on Lon Stephenson, Anglin and
124 Wichita
125 - A meeting is scheduled with the city engineer regarding Fort Worth's water
126 problems
127 - Police Chief search is ongoing and the North Central Texas Council of
128 Governments is screening applicants
129 - Finance Director's search is ongoing

130 **VIII. Mayor and Council Reports**

131 **Mayor Gosey** reported on a Tarrant County Housing meeting attended on
132 February 5, 2007 and learned that funds are available for low income
133 families for housing and emission

134 **Mayor Pro Tem Brookins** reported that the Youth Advisory Commission will
135 attend the Youth Advisory Summit in Fort Worth on February 17-18th
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137 Requested information on freezing senior citizens taxes

138 Announced the Entrepreneur Expo in Fort Worth

139 **Council member Davis** reported on a Job Fair to be held on February 7,
140 2007

141 **Council member Shanklin** stated that he respectfully requests to not be
142 associated with proclamations issued earlier in the meeting because of
143 **inaccuracies and being politically motivated. Council member Shanklin**
144 **stated that he supports the Proclamation issued for Black History**
145 **Month. Mayor Pro Tem Brookins** also asked that her name not be included
146 because she thought they were done unethically and that the proclamations
147 said "people of Forest Hill" and the people had voted to recall some of those
148 honored. **Council member Overton** stated that he had nothing against the
149 proclamations except how they were done. **Mayor Gosey** stated that they
150 were recalled in error, has been demonized and the council is benefitting
151 from their shame and sorrow.

152 Council member Shanklin stated that he wanted an executive session
153 agenda item dealing with him (**Council member Shanklin spending too**
154 **much time in City Hall**) be discussed in open session. After a brief

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discussion, City Manager Miller stated that he is able to control his schedule and Shanklin calls for an appointment.

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IX. RECESS INTO EXECUTIVE SESSION - Pursuant to Section 551,071, Texas Government Code, the Council reserves the right to convene in an 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.

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- A. Pending or contemplated litigation or to seek the advice of the City Attorney pursuant to Section 551.071.
 - Investigation of funds possibly paid out in error to former City Manager David Vestal
 - Protocol for council members
 - Payment of ad valorem taxes

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- B. Personnel matters pursuant to Section 551.074 - to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer of an employee; or to hear a complaint or charge against an officer or employee
 - Municipal Court Judge Charles Thorn's contract

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Council recessed to an executive session at 9:15 p.m.

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X. Reconvene into regular session.
Council reconvened into regular session at 10:15 p.m.

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XI. Take any action necessary pursuant to an executive session.
No action taken.

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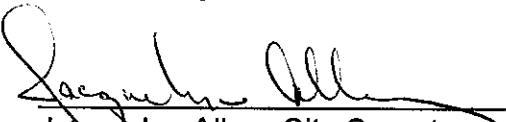
XII. Adjournment.
Council adjourned at 10:17 p.m.


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Respectfully submitted,

Approved:

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Jacquelyn Allen, City Secretary


James Gosey, Mayor