

Minutes of

**SPECIAL COUNCIL MEETING  
MAY 18, 2007**

1 The City Council of the City of Forest Hill met on the above date at 2:00 p.m. with Mayor James  
2 Gosey presiding. The following council members and officials were present: Council members  
3 Ray Rhyne, Gerald Joubert, Mayor Pro Tem Daphne Brookins, Robert Shanklin, City Manager  
4 David Miller, City Secretary Jacquelyn Allen and Acting City Attorney Monte Akers. Council  
5 members James Overton and Karen Davis - excused absence.  
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7 **Opening Agenda:**

8 **I. Call to Order**

9 With a quorum present, Mayor Gosey called the meeting to order

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11 **II. Invocation**

12 Delivered by Council member Gerald Joubert.

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14 **III. Pledge to Flags**

15 Pledge to the United States and Texas flags were recited.  
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17 **Consent Agenda:** - All consent agenda items listed are considered to be routine by the City  
18 Council and will be enacted by one motion. There will be no separate discussion of these items  
19 unless a Council member so request, in which event the item will be removed from the Consent  
20 Agenda and considered in its normal sequence on the agenda.  
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22 **2007041. Consider rescheduling June 5, 2007 regular meeting to June 19, 2007.**

23 This item was pulled from the consent agenda.  
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25 **Deliberation Agenda:**

26 **2007041. Consider rescheduling June 5, 2007 regular meeting to June 19, 2007.**

27 City Manager David Miller explained that he will be in Vegas at the ICSC  
28 Conference two weeks prior to the June 5<sup>th</sup> regular meeting and City Secretary  
29 Jacquelyn Allen will be on vacation the week prior to the regular meeting. Mr. Miller  
30 stated that there will not be enough time to prepare for the June 5<sup>th</sup> regular  
31 meeting. Motion by Council member Shanklin, seconded by Council member  
32 Joubert to approve agenda item 2007041. **Voting Aye: Council members Rhyne,  
33 Joubert, Mayor Pro Tem Brookins, Shanklin and Mayor Gosey. Voting Nay:  
34 None.**  
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36 **2007042. Discuss and consider approving budget amendments for fiscal year 2006-  
37 2007.**

City Manager David Miller stated that the amended budget is reflective of an anticipated increase in revenues of approximately \$409,000. The increase is due largely to a strong property tax collection, increased sales tax and the receipt of unanticipated revenues from gas royalty payments. The amended budget is also reflective of an anticipated year end increase in expenditures of approximately \$258,000.00 directly related to legal fees, retirement payouts, electrical costs for street lights, fire department salaries, and additional expenses incurred due to the installation of a new air conditioner at city hall and TCEQ requirements for upgrades to the city's water tower site. This budget amendment includes the purchase of one new police vehicle and upgrading the remaining outdated video systems in the other vehicles to a digital system. The purchase of an additional three patrol vehicles will be presented in the 2007-2008 fiscal year budget. In addition, Chief Ekiss is requesting a new vehicle. This vehicle would become the Fire Chief's vehicle and serve as a command vehicle. The Chief's vehicle would be assigned to Asst. Chief Bransford and Bransford's vehicle would become a staff/school vehicle, replacing an older vehicle. City Manager Miller stated that he concurred with the purchase of these needed vehicles. Mr. Miller stated that it should be noted that the proposed amendments should not make a significant impact on the year end budget. Given the current trend, it is anticipated that we will close the fiscal year with a surplus of approximately \$200,000 and recommends that the surplus be placed into the existing construction fund for the new public works building. Mr. Miller stated that due to the decrease of anticipated revenues in the water/sewer budget, he has suspended water line installations scheduled for Folkstone Street, Falmouth and Woodbridge until revenues pick back up. The temporary suspension will allow us to continue to operate within the budget and will not create a deficit of \$117,000 at year end. Mr. Miller stated that overall, the budget is strong and is pleased with the staff's due diligence on maintaining their areas of responsibility. Mr. Miller discussed bringing the Fire Chief's salary in line with the Police Chief's salary and asked the council to authorize the adjustment in the amended budget. Motion by Council member Joubert, seconded by Council member Shanklin to amend the budget to include a pay increase for Fire Chief Ekiss. **Voting Aye: Council member Rhyne, Joubert, Mayor Pro Tem Brookins, Shanklin and Mayor Gosey. Voting Nay: None.**

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**2007043. Discuss and consider a Resolution canvassing the results of the May 12, 2007 General and Special Election.**

Gwen Barbee, Election Judge, addressed the council. Ms. Barbee stated that On Monday, May 14, 2007 Daphne Brookins, candidate for Mayor request a manual recount of all ballots cast in the May 12, 2007 Mayor's race. A recount committee recounted the ballots on May 17, 2007 at the Tarrant County Election's Division. During the recount of the ballots by mail, the one over vote was given to Daphne Brookins. Clearly, the "intent" of the voter was to vote for Daphne Brookins. Therefore, Ms. Brookins gained one vote in the Mayor's race and it is reflected in the Resolution in front of you.

The canvass showed the following results:

<b><u>Mayor</u></b>	<b><u>Total Number of Votes</u></b>
James Gosey	413
Daphne Brookins	225
Pearl Jones	227
<b><u>Council Place 4</u></b>	<b><u>Total Number of Votes</u></b>
Malinda Miller	330

Dulani Masimini 273  
James Humphreys 257

**Council Place 5** **Total Number of Votes**  
Karen Davis 359  
Chad E. McCarty 81  
Andrew Sanders 407

**Council Place 6** **Total Number of Votes**  
Bob Shanklin 335  
Mustafa Sami 519

All twenty four propositions on the ballot to amend the Charter passed.

City Secretary Jacquelyn Allen read aloud the following:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FOREST HILL, TEXAS:

Section 1: That the above canvass be and the same is hereby approved.

Section 2: That Mustafa Sami is hereby declared to have been elected to the office of City Council Place 6 and to serve until May, 2009.

Section 3: That a runoff election shall be held on June 16, 2007 between James Gosey and Pearl Jones for the office of Mayor.

Section 4: That a runoff election shall be held on June 16, 2007 between Malinda Miller and Dulani Masimini for the office of City Council Place 4.

Section 5: That a runoff election shall be held June 16, 2007 between Karen Davis and Andrew Sanders for the office of City Council Place 5.

Section 6: Early voting shall commence June 4<sup>th</sup> and end on June 12<sup>th</sup>. Tarrant County Election Division will conduct the election. The same election Judge and Clerks who were appointed for the general/special election shall serve as election Judge and Clerks for the runoff election.

Section 7: That the above stated propositions are hereby accepted by the City Council.

AND IT IS SO RESOLVED.

Motion by Council member Joubert, seconded by Mayor Gosey to accept agenda item 2007043. **Voting Aye: Council members Rhyne, Joubert, Mayor Pro Tem Brookins, Shanklin and Mayor Gosey. Voting Nay: None.**

Before stepping down as Council member Place 6, Bob Shanklin made the following statement:

“The time I spent on the council has been a very enjoyable and informative time. There were many ups and downs, but in all, things worked for the best. I want to at this time thank everyone that supported me in my endeavors. The support was and is appreciated.

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In my life, I have had defeats, and have accepted them without a problem. This defeat, however, is different. I feel it was caused by innuendoes, lies and character defamation. As a result, this defeat is very hard to take. I can't imagine anyone wanting a nonpaying position bad enough to go to these lengths. I feel sure they would not like having this done to their name. Everything I used in my campaigns were true and verifiable. As time go on, I will deal with this, but it will be very difficult to do so.

I hope the new council, whatever makeup it will be, will follow the lead of the City Manager, David Miller, to bring the economic development to the city that has been started and is moving so good at this time. While I may not be a voting member, I will remain active in our community and be a voice for the positive changes in Forest Hill.

Again, I want to thank all of the people who supported me. Good luck and God speed to the city in it's entirety."

**2007044. Issue Certificate of Election to newly elected Council Member and Library Board Trustees.**

Mayor Gosey issued Certification of Election to Council member Mustafa Sami and Library Board Trustees, Charlotte Hogan-Price, Alice Singleton and Johnnie Turner.

**2007045. Oath of Office to newly elected Council Member and Library Board Trustees.**

City Secretary Jacquelyn Allen administered the Oath of Office to Council member Place 6, Mustafa Sami and Library Board Trustee Place 1, Charlotte Hogan-Price, Place 2, Alice Singleton and Place 3, Johnnie Turner.

no further business to discuss, council adjourned at 2:31 p.m.

pectfully submitted,

\_\_\_\_\_  
Jacquelyn Allen, City Secretary

Approval:

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James Gosey, Mayor