



AGENDA
WATAUGA CITY COUNCIL
REGULAR MEETING
MONDAY, JULY 13, 2020
CITY HALL COUNCIL CHAMBER, 7105 WHITLEY ROAD
6:30 PM

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a **Regular City Council Meeting** of the City of Watauga, Texas will be held at which time the following subjects will be discussed and may be acted upon.

COVID-19 PRECAUTIONS

The operation of a municipality is an Essential Service. The Texas Governor's Order, with the guidance of DSHS Commissioner Dr. Hellerstedt, allows all persons in Texas to obtain essential services, but directs the public to do so by minimizing in-person contact with people who are not in the same household and direct the implementation of social distancing, good hygiene, environmental cleanliness and sanitation. Therefore, the following social distancing rules apply to the public attending this meeting:

- 1) Any member of the public attending the meeting shall maintain a six-foot distance from others (except for those you live in the same household). City Staff and City Officials shall practice social distancing to the extent able without interfering in the ability to carry out the essential governmental functions to be conducted at this meeting.
- 2) To enter City Hall to attend this meeting all persons must wear a face covering (i.e. a cloth mask that effectively covers the mouth and nose with more than one layer of fabric) or equivalent device.
- 3) Attendance in the Council Chamber will be limited to allow for the public in attendance to practice social distancing. Seating may be assigned.
- 4) Coughs and sneezes must be covered with a cloth or tissue, which should then be properly disposed of or washed, and shall not be exposed to others.
- 5) Public courtesies such as handshakes or other greetings shall be respectfully avoided.
- 6) Any member of the public approaching city representatives, whether they be city staff or elected or appointed officials must maintain six-foot social distancing.

Any person who fails to comply with the COVID-19 Precautions may be removed from the meeting.

EXPANDED OPPORTUNITY FOR PUBLIC COMMENT OR PUBLIC TESTIMONY:

The City shall continue to allow expanded opportunities for members of the public who do not attend to participate in Public Comment and Public Testimony. Such participation will be allowed when recognized upon the Mayor's announcement.

ANYONE WHO DOES NOT ATTEND BUT DESIRES TO COMMENT ON A MATTER NOT ON THE AGENDA OR TESTIFY ON A MATTER ON THE AGENDA AT THIS

MEETING MUST SEND THEIR COMMENT IN WRITING USING THE FORM AT www.cowtx.org/publiccomment NO LATER THAN ONE (1) HOUR PRIOR TO THE MEETING.

All written comments must comply with applicable decorum rules for comments made during a public meeting of the Watauga City Council to be read into the record. Up to three minutes shall be allotted for each written or oral comment to be read/spoken into the record of the meeting. All timely written comments will be read into the record of the meeting at the appropriate time during the meeting. While reasonable efforts will be taken to gather comments received within the hour prior to the meeting or received during the meeting, all such comments are considered untimely and may not be recognized and read during the meeting.

CALL TO ORDER (Council Members, City Staff, Members of the Public - when speaking during the meeting please speak directly into the microphones on the dais or podium)

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE United States and Texas Flags

ANNOUNCEMENTS

PRESENTATIONS

1. Presentation of Service Awards for City of Watauga Employees celebrating a milestone anniversary during the month of July 2020
Andrea Gardner, City Manager
2. Presentation of Proclamations recognizing July as Park and Recreation Month and September as Pulmonary Fibrosis Awareness Month.
Raquel Guajardo, Deputy City Secretary
Andrea Gardner, City Manager

PUBLIC TESTIMONY Members of the public are invited and encouraged to attend all public meetings of the City Council that are not closed to the public in accordance with the Texas Open Meetings Act. It is the desire of the City Council that citizens actively participate in the City's governance system and processes. Public input to the City Council is encouraged during the Public Testimony, Public Hearings, or Action Item sections of a meeting agenda. Individuals desiring to speak during Public Testimony shall be called upon to speak only after completing a Request to Speak form attached hereto as Annex E. The Request to Speak form for Public Testimony shall be submitted to the administrative staff prior to speaking. Individuals desiring to speak on an agenda item or during a public hearing shall submit the Request to Speak form prior to the introduction of that respective item by the Chair. Once the form is received by administrative staff, the individual shall be recognized and called upon by the Chair prior to speaking. Any public testimony must occur prior to formal action being taken by the City Council. The Chair shall have the power to suspend citizen comments at any time during the meeting to preserve the order and efficiency of the meeting. Reasonable time limitations may be placed on public testimony by the presiding officer in order to conduct an efficient and effective public meeting.

CONSENT AGENDA

All of the items on the consent agenda are considered to be self-explanatory by the Council and will be enacted with one motion, one second, and one vote. There will be no separate discussion of these items.

1. Consider action to accept the Watauga Crime Control and Prevention District Proposed Budget for the Fiscal Year 2020-2021
Sandra Gibson, CGFO, CGFM, Director of Finance
Andrea Gardner, City Manager
2. Consider action to set a public hearing date of August 10, 2020 for the Watauga Crime Control and Prevention District Budget for the Fiscal Year 2020-2021
Sandra Gibson, CGFO, CGFM, Director of Finance
3. Consider action on a resolution to rescind Resolution 06-08-28, designating the rights of the Mayor and the Mayor Pro Tem as having primary responsibility to execute checks on behalf of the City
Sandra Gibson, CGFO, CGFM, Director of Finance
Andrea Gardner, City Manager
George Hyde, Legal
4. Consider action on the meeting minutes for the Regular Meeting of the City Council held on August 12, 2019, the Regular Meeting of the City Council held on May 11, 2020, the Council Workshop held May 11, 2020, the Special Meeting of the City Council held on June 1, 2020, the Regular Meeting of the City Council held on June 8, 2020 and the Special Meeting of the City Council held on June 15, 2020, the Juneteenth Proclamation presentation held on June 19, 2020 and the PTSD Awareness Month Proclamation presentation held on June 26, 2020.
Raquel Guajardo, Deputy City Secretary
Andrea Gardner, City Manager
5. Consider action to amend Chapter 12, Fee Schedule, Section 12-2 of the City of Watauga Code of Ordinances to provide for the establishment of fees related to Certified Records and Deposition of Records
Sandra Gibson, CGFO, CGFM, Director of Finance
Andrea Gardner, City Manager
6. Consider action to approve the Monthly Financial Report for the period ending May 31, 2020
Sandra Gibson, CGFO, CGFM, Director of Finance
Andrea Gardner, City Manager
7. Consider action to approve the second (2nd) and final renewal term for Bid # 18-020 Parts: Water, Sewer & Utility
Sandra Gibson, CGFO, CGFM, Director of Finance
Deby Woodard, Assistant Director of Finance

Andrea Gardner, City Manager

PUBLIC HEARINGS / ACTION

1. Conduct a public hearing and consider action adopting an Ordinance of the City Council of the City of Watauga, Texas authorizing a zoning map amendment to the zoning ordinance affecting the property located at 6001 plum street, from local business (LB) to general business (GB); authorizing the issuance of a specific use permit (SUP), permitting a contractor, electrical/mechanical/plumbing facility with outside storage, as described in planning and zoning Case Z.20-01 to Meter Calibration Solutions, LLC. as the owner of property; providing for repeal; providing for severability; providing a penalty; providing an effective date; and containing other provisions relating to the subject. The property is located at 6001 Plum St., being Lot 12, Block 8 of the Original Town of Watauga, east of Denton Highway, west of Plum St. and north of Bowie St. The application was submitted by Adam Thompson

Randy Richards, CFM, Building Official

Paul Hackleman, P.E., CFM, Director of Public Works

Andrea Gardner, City Manager

ACTION ITEMS

1. Discuss and consider action to renew the contract for the purchase of health insurance with Blue Cross Blue Shield of Texas for all eligible employees
2. Discuss and consider action to adopt an Ordinance by the City Council of the City of Watauga, Texas, repealing Ordinance 2020-016, temporarily suspending enforcement of utility late fees on past due amounts and disconnect actions under sections 442.85, 42-88, and 12-42€-(f), Watauga Code of Ordinances; providing for repeal, providing for severability, and providing an effective date

Marcia Reyna, Human Resources and Civil Service Director

Andrea Gardner, City Manager

Sandra Gibson, CGFO, CGFM, Director of Finance

Andrea Gardner, City Manager

3. Discuss and consider action adopting an Ordinance Amending the FY 2019-2020 Budget to decrease revenues and expenditures in the General Fund and Crime Control and Prevention District Fund; authorize transfers between departments in the General Fund; and authorize transfers from Equipment Replacement Fund

Sandra Gibson, CGFO, CGFM, Director of Finance

Andrea Gardner, City Manager

4. Discuss and consider direction on scheduling regular town hall meetings and the release of a weekly Mayor Message

Mayor Arthur L. Miner

Andrea Gardner, City Manager

5. Discuss and consider action on a resolution to nominate an individual(s) to serve as a TML Intergovernmental Risk Pool Board Trustee

Andrea Gardner, City Manager

6. Discuss and consider action on resolution to amend the bylaws for the Watauga Economic Development Corporation

Andrea Gardner, City Manager

7. Discuss and consider adopting a Resolution by the City Council of the City of Watauga, Texas in support of equality and justice.

Andrea Gardner, City Manager

ITEMS FOR FUTURE CITY COUNCIL MEETINGS

EXECUTIVE SESSION / MEETING

The City Council will recess its open meeting and reconvene in executive session to discuss the following items pursuant to the below referenced section(s) of the Texas Government Code:

The City Council will convene in executive session pursuant to (Texas Open Meetings Act), Chapter 551 of the Texas Government Code, Section 551.072 Deliberation regarding Real Property, which allows the following:

1. Pursuant to Section 551.071 and 551.074, to deliberate upon and seek the advice of the City Attorney regarding the duties of the City Manager

Andrea Gardner, City Manager

2. Pursuant to Section 551.071, deliberate upon and seek the advice of the City Attorney regarding the calling of the election to renew the Watauga Crime Control and Prevention District

George Hyde, Legal

Andrea Gardner, City Manager

3. Pursuant to Section 551.071 to deliberate upon and seek the advice of the City Attorney regarding Empower Texans Foundation, Inc. v. The City of Watauga, et al. Case No. 44:20-cv-00416-O filed in the U.S. District Court for the Northern District of Texas, Fort Worth Division.

George Hyde, Legal

Andrea Gardner, City Manager

4. Pursuant to Section 551.071 deliberate and seek the advice of the City Attorney regarding the ability to enforce or regulate the use of the City Seal, city logos and city trademarks

George Hyde, Legal

Andrea Gardner, City Manager

5. Pursuant to Section 551.071 and 551.074, to deliberate upon and seek the advice of

the City Attorney regarding the duties of Council Member Place 1, Danielle Tucker
Mayor Arthur L. Miner
Andrea Gardner, City Manager
George Hyde, Legal

RECONVENE

The City Council will return to open session in the City Council Chamber for possible discussion and action as a result of the Executive Session.

ITEMS OF EXECUTIVE SESSION DELIBERATION

1. Consider action to amend the Ordinance regarding Sections 2-2 and 2-3 of Chapter 2, Article I of the Code of Ordinances of the City of Watauga, Texas; prohibiting secretly recording certain oral and electronic communications of city employees and city officials; providing for severability; establishing a penalty; and providing an effective date

George Hyde, Legal
Andrea Gardner, City Manager

ADJOURNMENT

Meeting Notices and Reservation of Rights

The City Council may retire to executive session any time between the meeting's opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code; discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code if the requisite information is otherwise posted; deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code; deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code; and/or deliberation regarding the deployment, or specific occasions for implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code (as applicable) when determined necessary by the to address a subject matter on the agenda. Action, if any, will be taken in open session.

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other governmental bodies, and/or city council, boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible meeting of the other body, board, commission and/or committee, whose

members may be in attendance, if such numbers constitute a quorum. The members of the city council, boards, commissions and/or committees may be permitted to participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that city council, body, board, commission or committee subject to the Texas Open Meetings Act.

NOTICE

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (817) 514-5825, OR FAX (817) 514-3625.

I, Andrea Gardner, City Secretary for the City of Watauga, hereby certify that this agenda was posted on the bulletin boards at City Hall, 7105 Whitley Road, Watauga, Texas, on Friday, July 10, 2020, before 6:00 p.m., in accordance with Chapter 551 of the Texas Government Code.



Andrea Gardner, City Secretary

