



**AGENDA**  
**WATAUGA CITY COUNCIL**  
**VIDEOCONFERENCE MEETING**  
**TUESDAY, SEPTEMBER 8, 2020**  
**6:30 PM**

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a **Special 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.

If you wish to view-only, the meeting will be streamed "live" on our web-site at the normal location: <https://www.cowtx.org/1403/Agendas-and-Minutes>

If you wish to comment during the meeting, you may do so by registering using the form located at: <https://www.cowtx.org/publiccomment>. You will have the option to join the virtual meeting and comment "live" at the appropriate time using a computer, Android device, iOS device and/or a phone. Or, you can provide your comments at the time of registration and they will be read into the record for you.

 **EMERGENCY ALERT**

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Special City Council - Comment Registration - September 8, 2020

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Members of the public are invited and encouraged to attend all public meetings that are not closed to the public in accordance with the Texas Open Meetings Act. Public input is encouraged during Public Testimony, Public Hearings or Action sections of a meeting agenda. As authorized by the Executive Orders issued by the Texas Governor, the City and is making special provisions to allow the public to comment at this meeting. The meeting will be hosted using WEBEX. "Live" participation is limited. A person desiring to comment "live," during the meeting must register in advance using this form. Once registered, citizens will be provided with the meeting link information on a first come, first served basis until all slots have been filled.

Citizens may also provide their comments in writing. ALL COMMENTS MUST BE RECEIVED NO LATER THAN 1 HOUR PRIOR TO THE MEETING. All written comments must comply with applicable decorum rules for comments made during a public meeting of the City Council to be read into the record. Up to three minutes shall be allotted for each written comment to be read into the record of the meeting. All timely 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.

First Name\*

Last Name\*

Address1\*

“Live” meeting space is limited and will be provided on a first come, first served basis. If you select the “live” meeting option, the WEBEX meeting details will be emailed to you at the e-mail address you provide during registration. You will be responsible for ensuring that you are available in the WEBEX meeting at the time public testimony is requested and that you have a microphone or have called in via telephone so that your comments can be heard.

A copy of the agenda packet for this meeting may be obtained here: <https://www.cowtx.org/1403/Agendas-and-Minutes>. A recording of this meeting will be made available on-line at the city's website as soon as practicable after the meeting.

## **CALL TO ORDER**

## **ROLL CALL**

## **ANNOUNCEMENTS**

**PUBLIC TESTIMONY** Government Code Section 551.007(b) provides that a governmental body shall allow each member of the public who desires to address the body regarding an item on the agenda to address the body regarding the item at the meeting before or during the body's consideration of the item. The governing body is permitted to decide when during the meeting a member of the public speaks. The City Council encourages citizens to share their viewpoints on any item listed on the agenda. Questions raised to the Council during a meeting may be directed to the City Manager for prompt response, within a reasonable time, after the meeting. 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 must be completed truthfully and submitted to the administrative staff member prior to speaking. Once the form is received by administrative staff, the individual shall be recognized and called upon by the Chair prior to being allowed to speak. Reasonable time limitations may be placed on public testimony by the presiding officer in order to conduct an efficient and effective public meeting.

## **ACTION ITEMS**

1. Discuss and consider action to authorize a budget amendment for purposes of appropriating funds for participation in the Tarrant County aerial spraying for mosquitoes to help prevent further spread of the West Nile Virus and authorize the City Manager to execute an agreement with Tarrant County once approved to legal form by the City Attorney

## **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, September 4, 2020, before 5:00 p.m., in accordance with Chapter 551 of the Texas Government Code.



Andrea Gardner, City Secretary





# West Nile virus in Tarrant County, 2020

By: Tarrant County Public Health Staff



**Tarrant County  
Public Health**

August 31<sup>st</sup> 2020



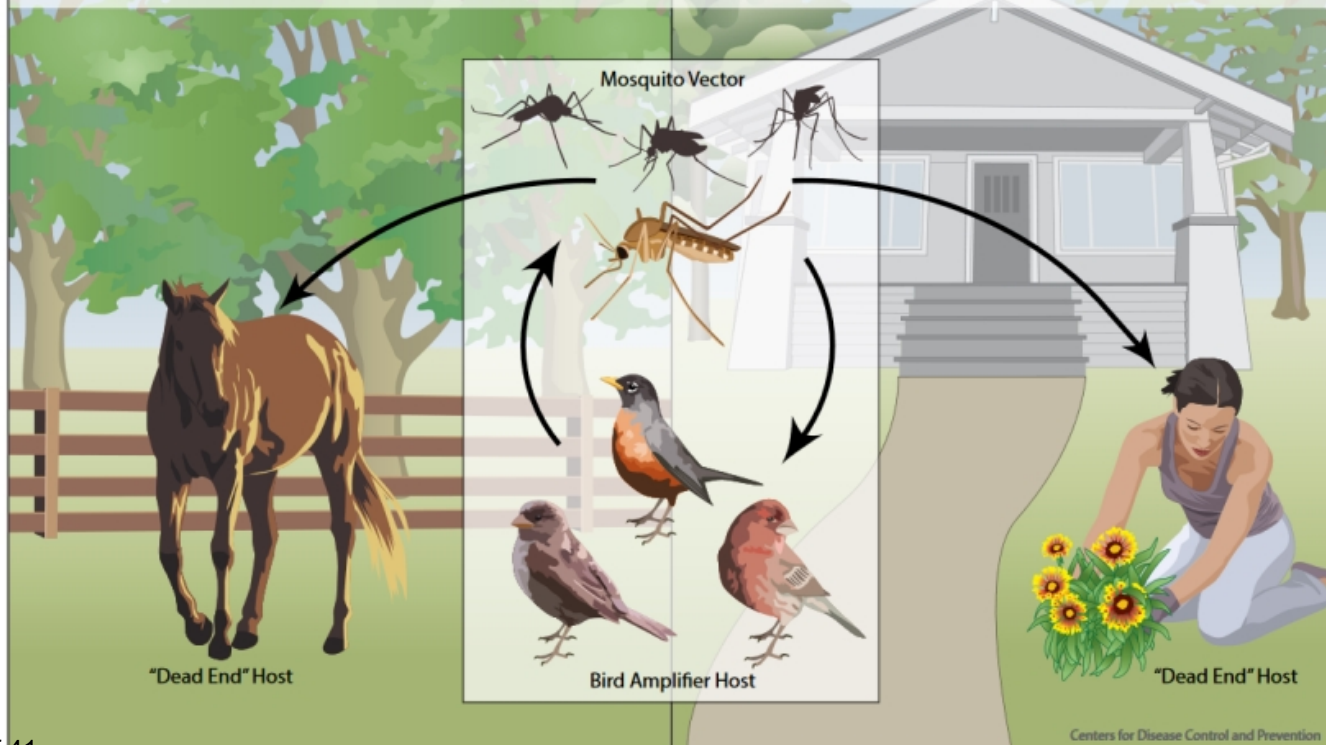
# Overview

- West Nile virus review
- Time line of the last few years
- As part of our response plan, we've expanded treatment areas and frequency with the hope to drop the numbers, but there are no signs of WNV slowing down
- It is active throughout the county, but very concentrated in the NE
- Mosquito data
- Human cases thus far
- Why aerial treatment?
- Naled/Dibrom Concentrate
- Beekeeper notification

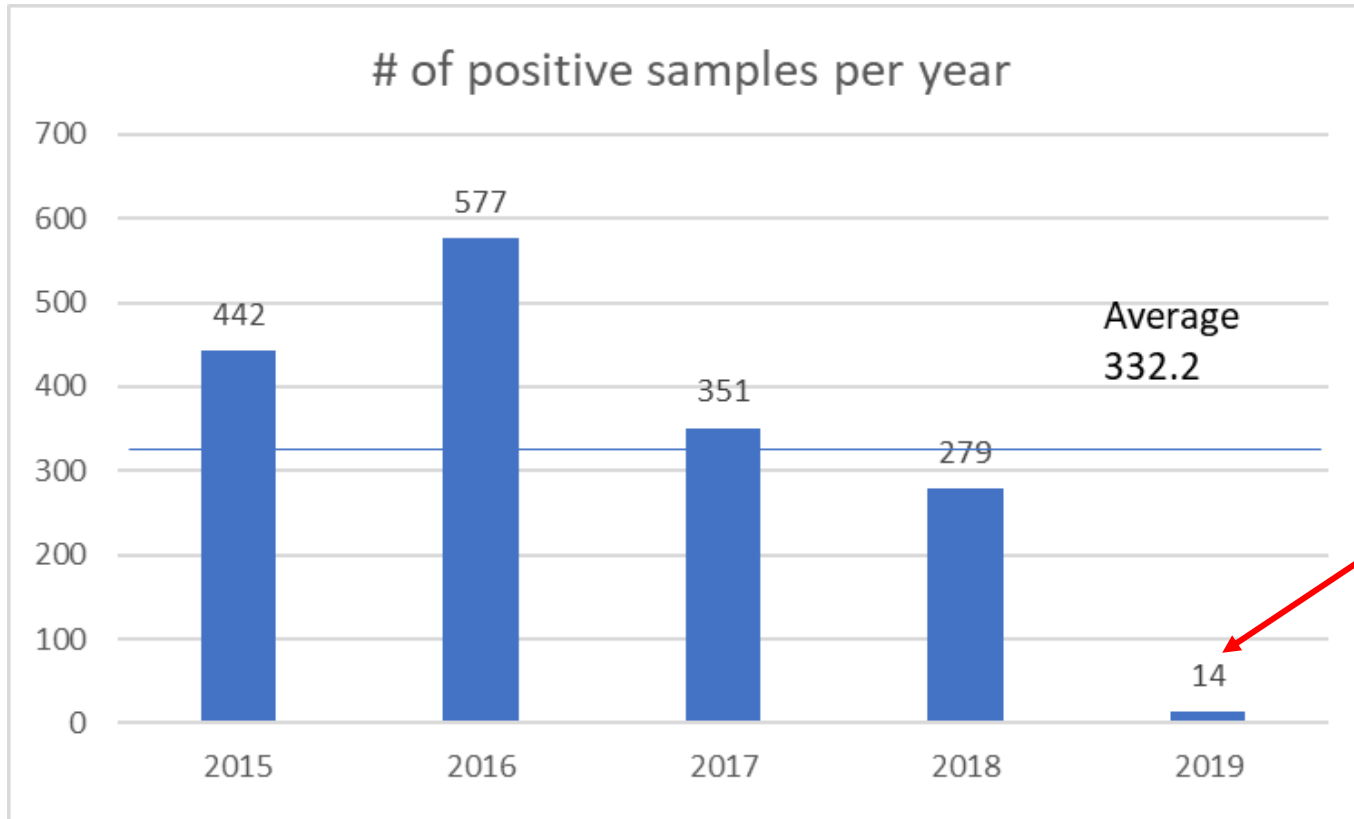
# West Nile Virus Transmission Cycle

In nature, West Nile virus cycles between mosquitoes (especially *Culex* species) and birds. Some infected birds, can develop high levels of the virus in their bloodstream and mosquitoes can become infected by biting these infected birds. After about a week, infected mosquitoes can pass the virus to more birds when they bite.

Mosquitoes with West Nile virus also bite and infect people, horses and other mammals. However, humans, horses and other mammals are 'dead end' hosts. This means that they do not develop high levels of virus in their bloodstream, and cannot pass the virus on to other biting mosquitoes.



# The Past Five Years



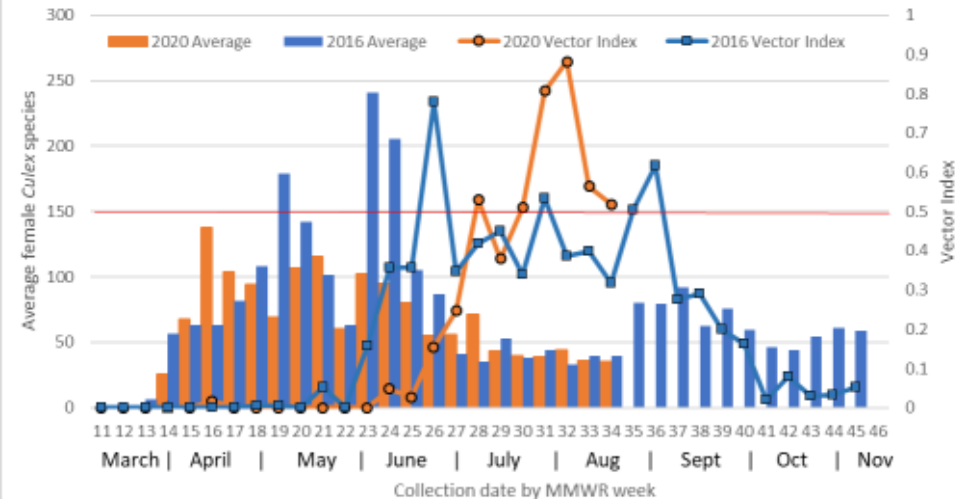
This is worrisome though less WNV activity seems like a good thing, more immune birds die off to be replaced by susceptible birds

We typically test around 5000 samples per season (April through mid November)

# Human Cases

- Intrinsic incubation is 2-14 days post infected mosquito bite until time of symptoms
- Most cases are reported to epi roughly 1 to 4 weeks post hospital release
  - 2015- 30
  - 2016- 44
  - 2017- 20
  - 2018- 18
  - 2019- 1
  - 2020- 12 so far 3 deaths, only two are fever, the rest are neuroinvasive

Average female *Culex* and Vector Index 2016 and 2020



## 2020 Overall County Data

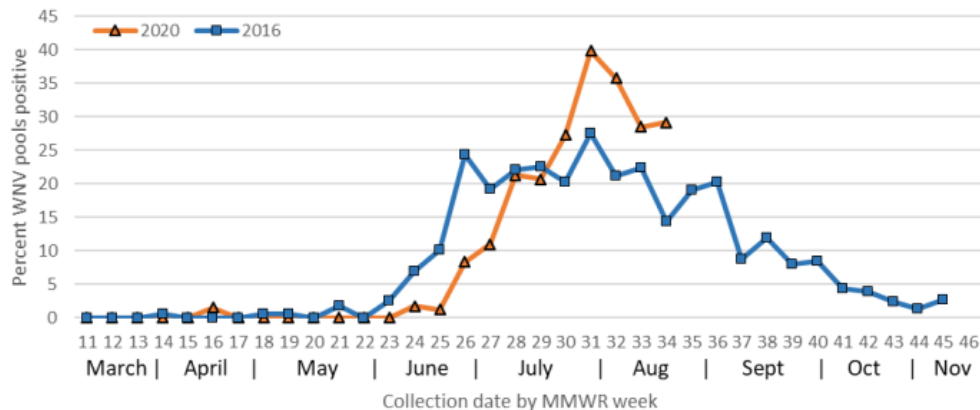
Thus far, we have 459 positives

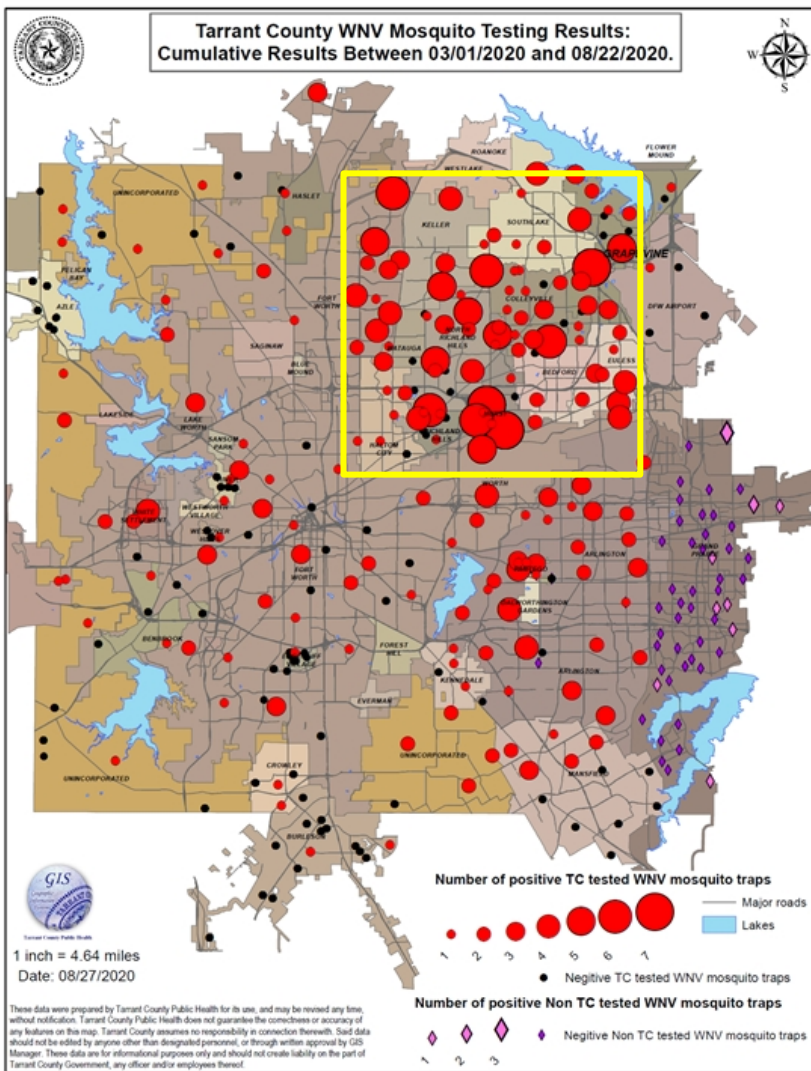
Our peak positivity for the county has been as high as 40%

The above graph shows the average number of vector mosquitoes (bars) and the vector index (lines). The vector index is the infection rate of tested mosquitoes multiplied by the average number of mosquitoes per trap night and is accepted as the best indicator of risk for human illness.

Chung et al. 2013 Analyzed the vector index for Dallas County in 2012 and found that aerial treatment at 0.5 would have been a good impact to prevent human cases

2016 and 2020 WNV Pool Positivity





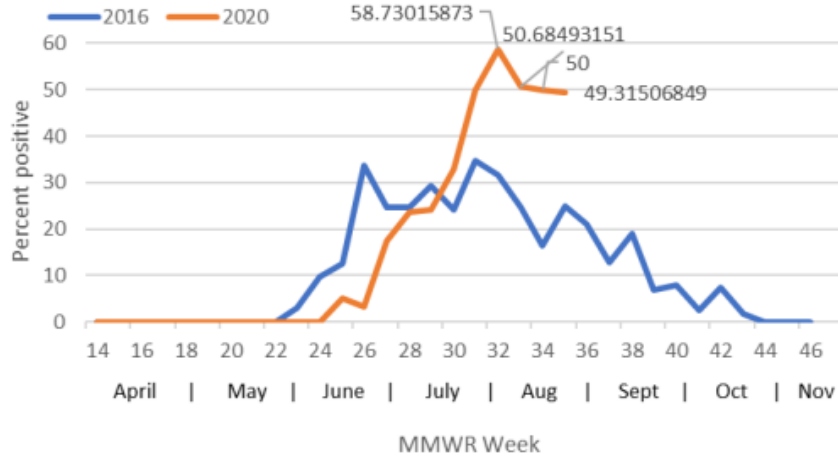
6 of the 11 human cases  
are from the NE

As expected, our NE area is  
a hotspot for WNV activity,  
Followed by the SE

This is likely due to riparian  
habitat (trees surrounding  
tributaries/creeks/streams)

This is also likely where many  
passerine birds hang out, along  
with vector mosquitoes

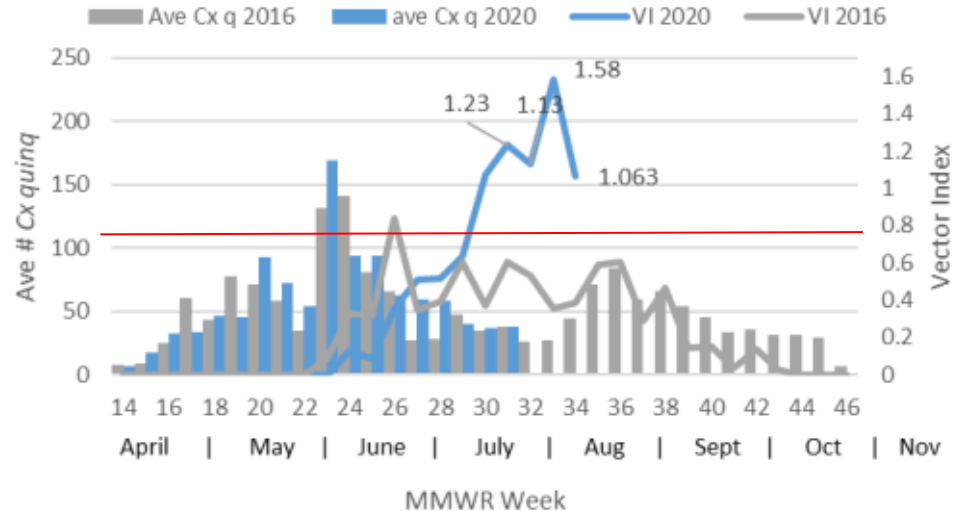
Percent pools positive 2016 vs 2020 NE Quad



Many of our pools from the NE have been positive over the past month

We believe that treating via aerial applications for two nights should drop the vector index below 0.7 saving human lives

Ave *Culex quinq* and vector index NE Quad



# Why aerial application?

- We have already both expanded our treatment areas and increased the number of treatment nights, we need more help to bring these indicators of human risk down.
- Reaches areas where truck based and ATV based applications cannot (limited by streets, height, and thick vegetation).
- Covers a much wider area and therefore is more effective than spot treatments via ground based application.
- Uses a different chemical class than all folks are using from ground-based applications (organophosphate vs pyrethroid) therefore avoiding any chances for resistance in the mosquito population.
- Can penetrate vegetation better than pyrethroids (it is “chemically heavy” and can reach targets better than pyrethroids).
- Degrades very quickly in sunlight.

# Why aerial application?

- Application rate is .66 ounces of active ingredient per acre (roughly 1.5 tablespoons per football field).
- Research has indicated that multiple treatments is best when treating for *Culex* mosquitoes. One night, skip a night or two, and then treating again has been shown to be more effective than one night alone. This is because treatments only kill mosquitoes that are flying around, not those that are resting (and it takes about 3 days to produce and lay eggs).
- Naled is recommended for disease treatment by both DSHS and the CDC. It is considered safe and effective at the dosage recommended for aerial treatment.
- It was used post hurricane Harvey and used frequently along the Gulf and Atlantic coasts where areas would be uninhabitable without aerial mosquito treatments.
- Should break the WNV cycle, reducing the number of positives, treatments, and help restore normal procedures in ground based treatments.

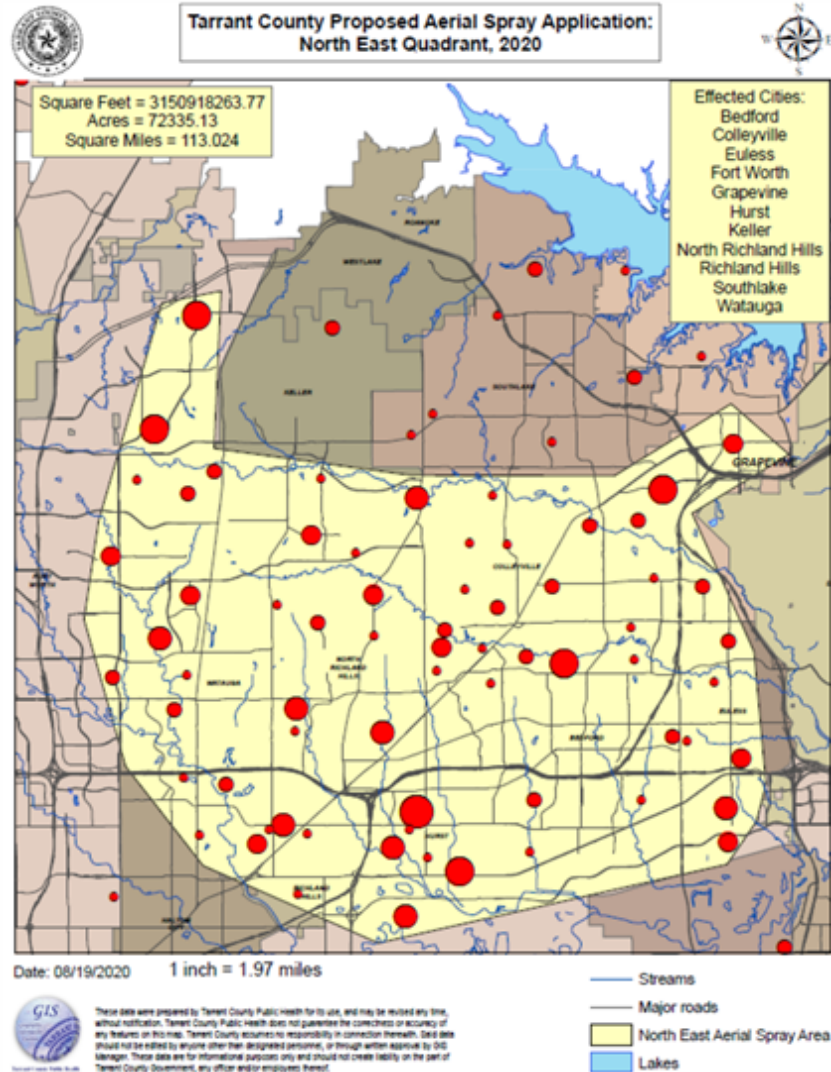
# What about the bees?

- To help reduce exposure, we have contacts through Texas A&M apiary association for quick notification of treatment so that they can best prepare (cover) their hives



<https://www.scientificamerican.com/article/beekeepers-look-for-resistance-to-the-honeybees-most-fearsome-enemy/>

Suggested spray area



This is the area with the most  
WNV activity week after week

## Main Address:

1101 S. Main Street  
Fort Worth, TX 76104

## Phone:

817-321-4700

## Website:

[health.tarrantcounty.com](http://health.tarrantcounty.com)

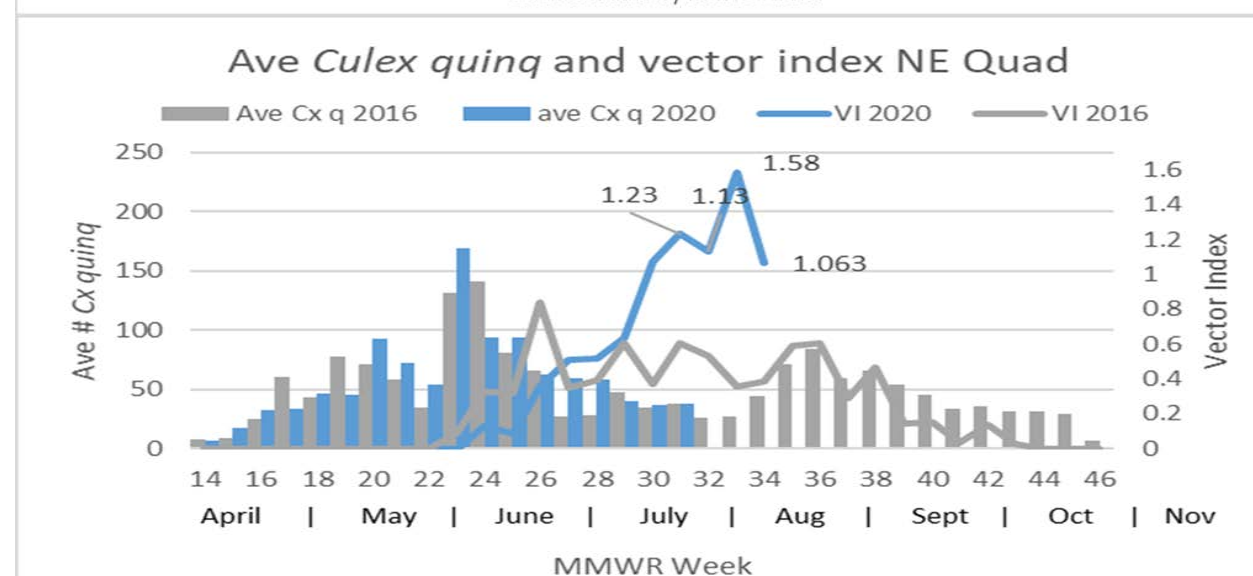
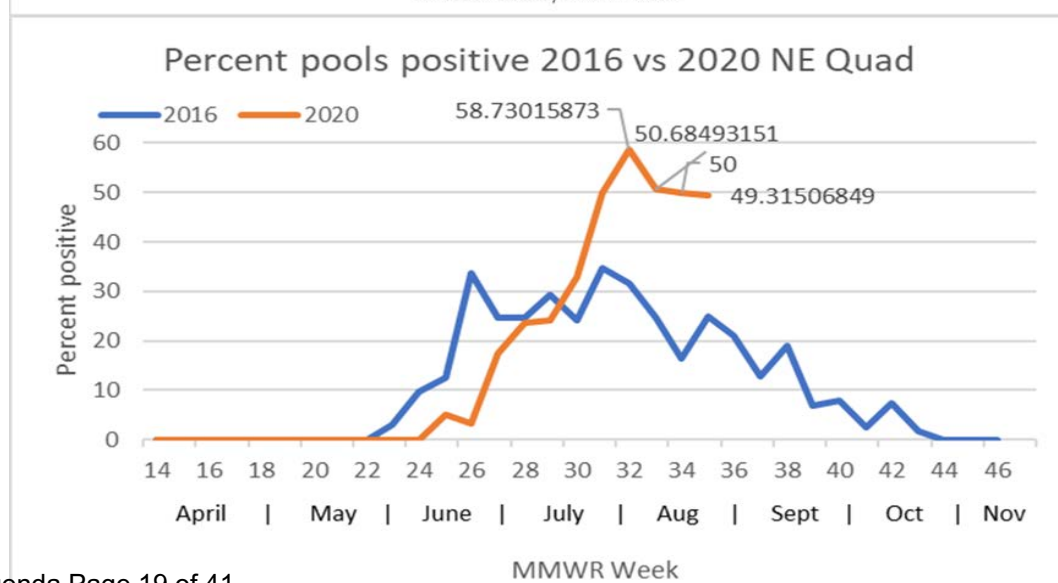
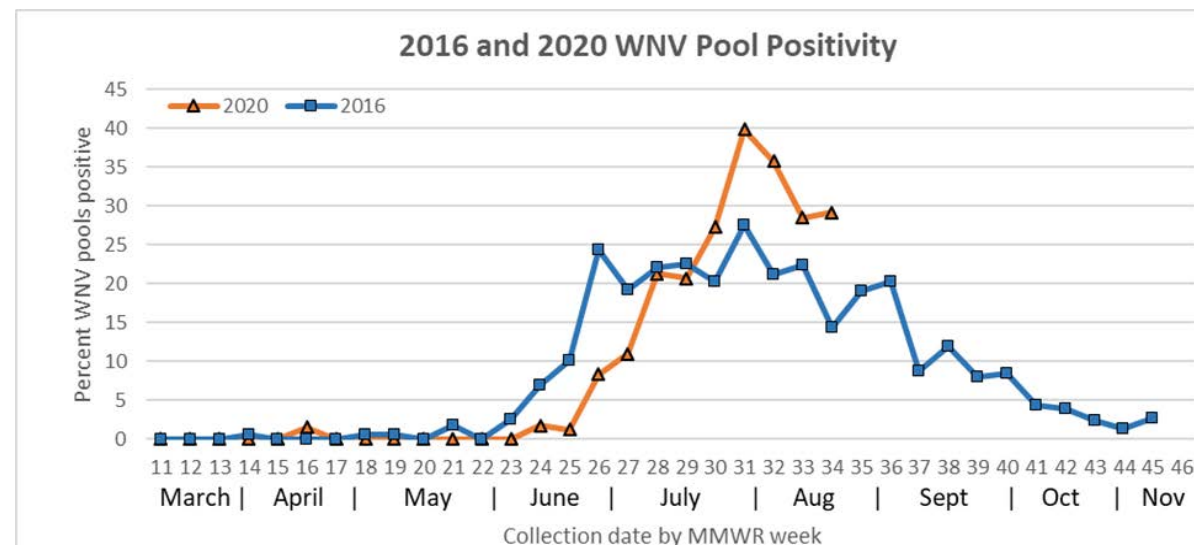
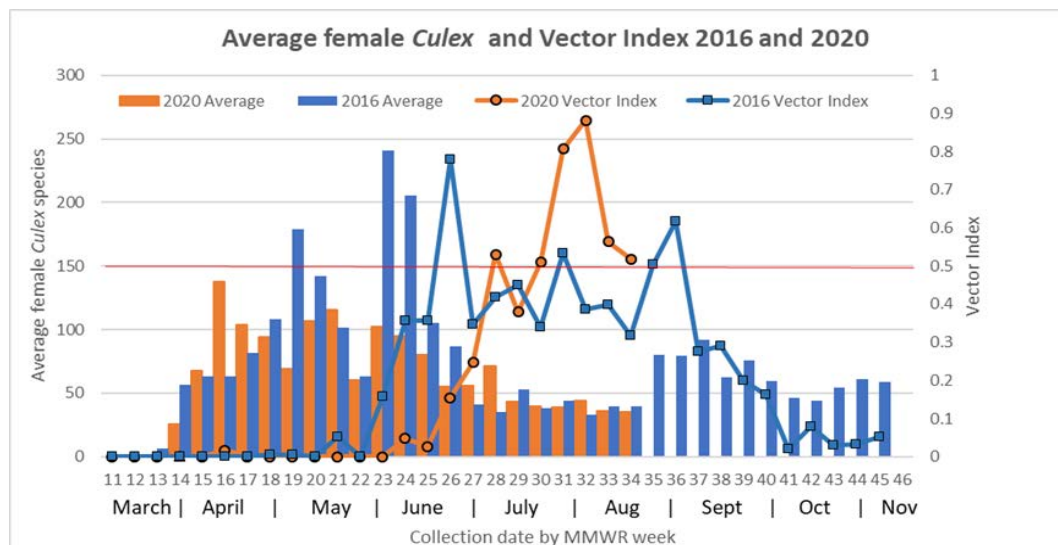
## Social Media:



# Situational Awareness for West Nile Virus 2020

- There are 12 reported human cases of WNV in Tarrant County, including 3 reported deaths. 7 cases are from the NE Tarrant County. More investigations are underway at TCPH.
- Mosquito traps testing positive for WNV, are currently the highest in the NE areas of Tarrant County. This indicates a very high possibility of human disease transmission.
- TCPH has issued a “West Nile Warning” for an impending human outbreak
- TCPH has recommended increasing spray areas and spraying multiple nights due to the high number of positive mosquito infected with WNV. This is costly and resource intensive.

# What does Mosquito Data Show?

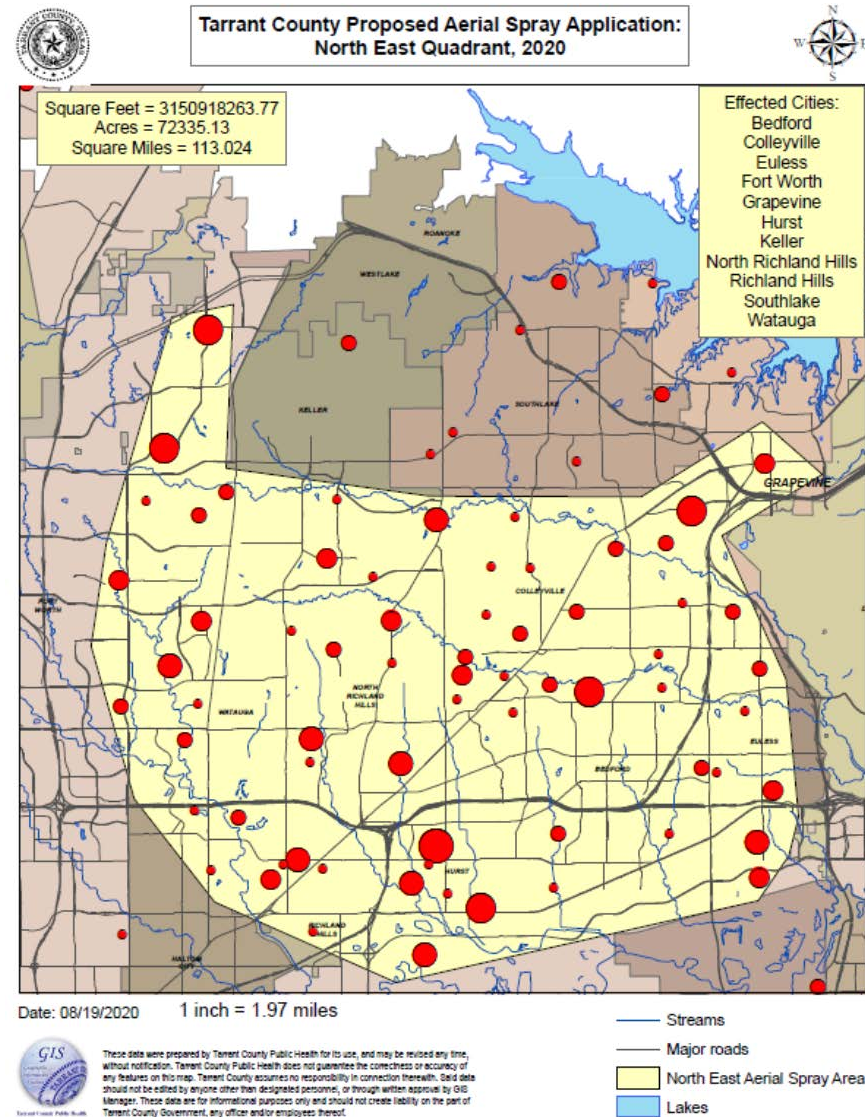


# Why consider aerial application?

- Aerial treatment is highly effective in reducing the mosquito population. It will help mitigate the spread of WNV illness among Humans.
- Aerial application reaches areas where truck based and ATV based applications cannot (limited by streets, height, and thick vegetation). It will help reduce burden on Cities related to ground based spraying on multiple nights.
- Aerial spraying uses a different chemical class than typical ground-based applications. TCPH recommends using an Organophosphate called Naled (Dibrom). This is done to avoid any chances for resistance in the mosquito population.
- Naled (Dibrom), has been shown to be effective in breaking the WNV cycle by reducing the number of infected mosquitoes, which will help save human lives. It can penetrate vegetation better than pyrethroids used for ground spraying. It was used post Hurricane Harvey. Over one million acres were treated without any ill effects reported.
- When used according to the label, Naled (Dibrom) is considered safe and effective. It degrades very quickly in sunlight. It is recommended by both TX DSHS and the CDC. A typical application uses 1.5 Tablespoons of Naled, for an area the size of a football field.

# Suggested Spray Zone

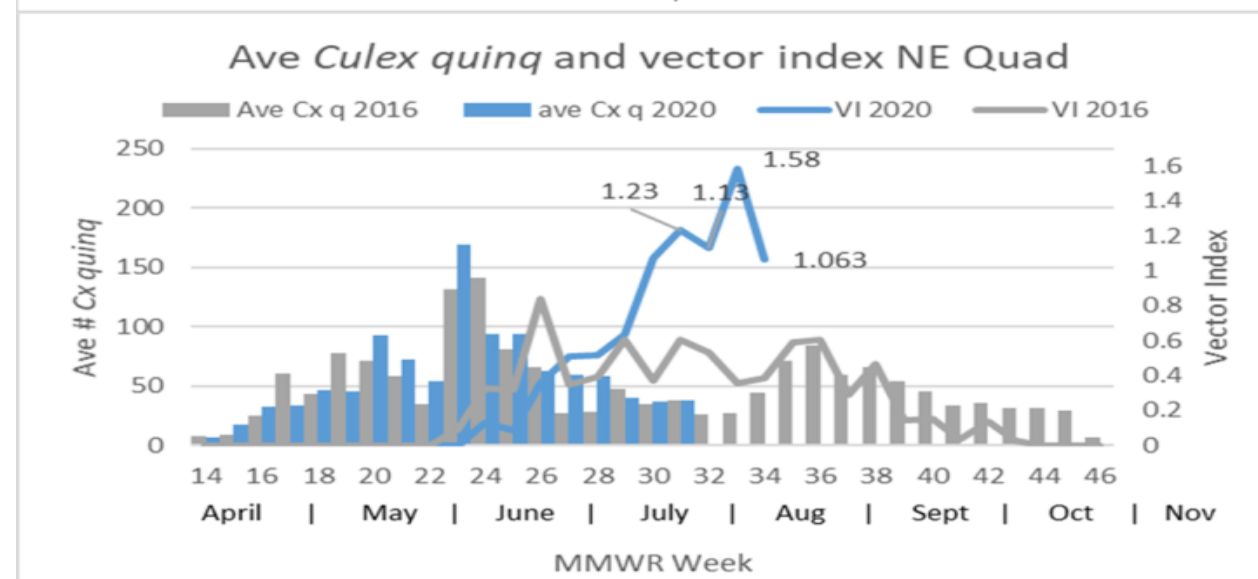
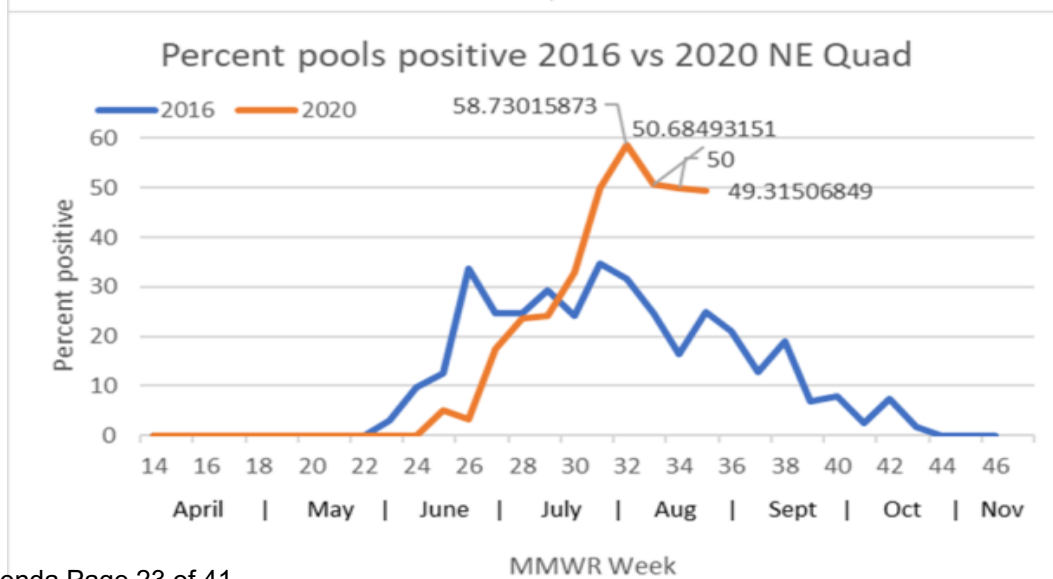
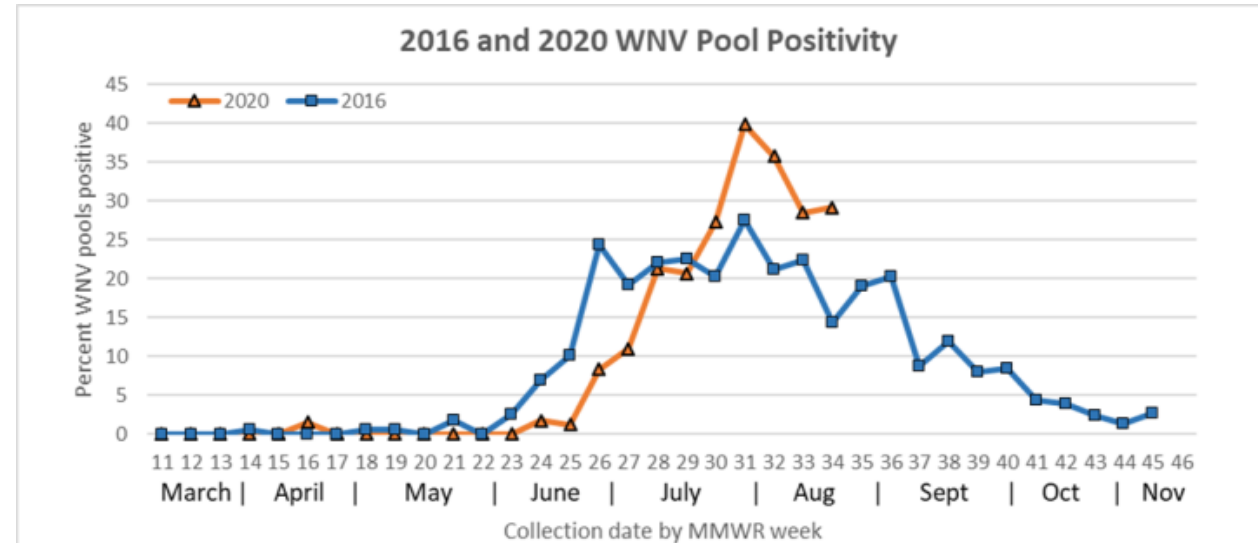
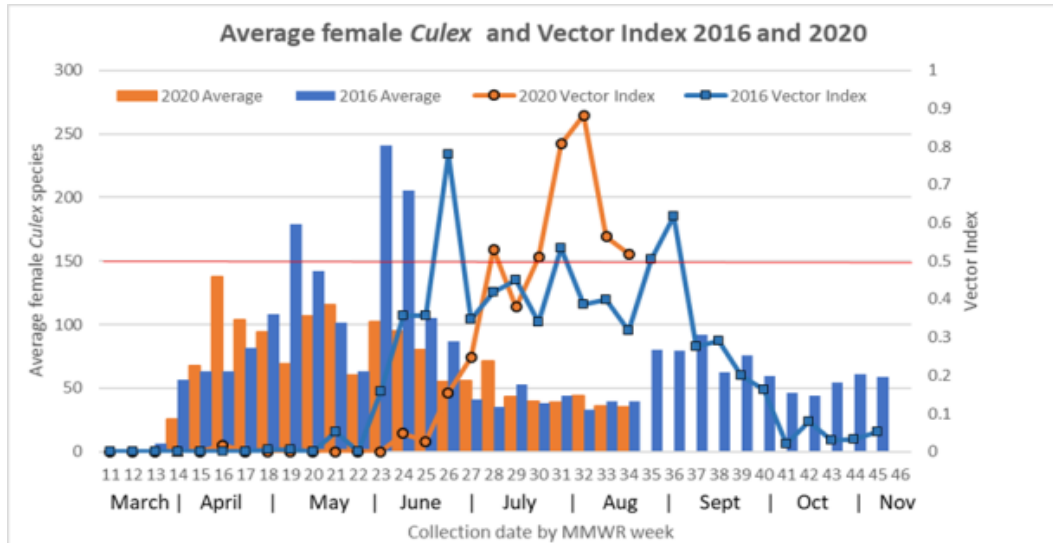
This is the area with the most  
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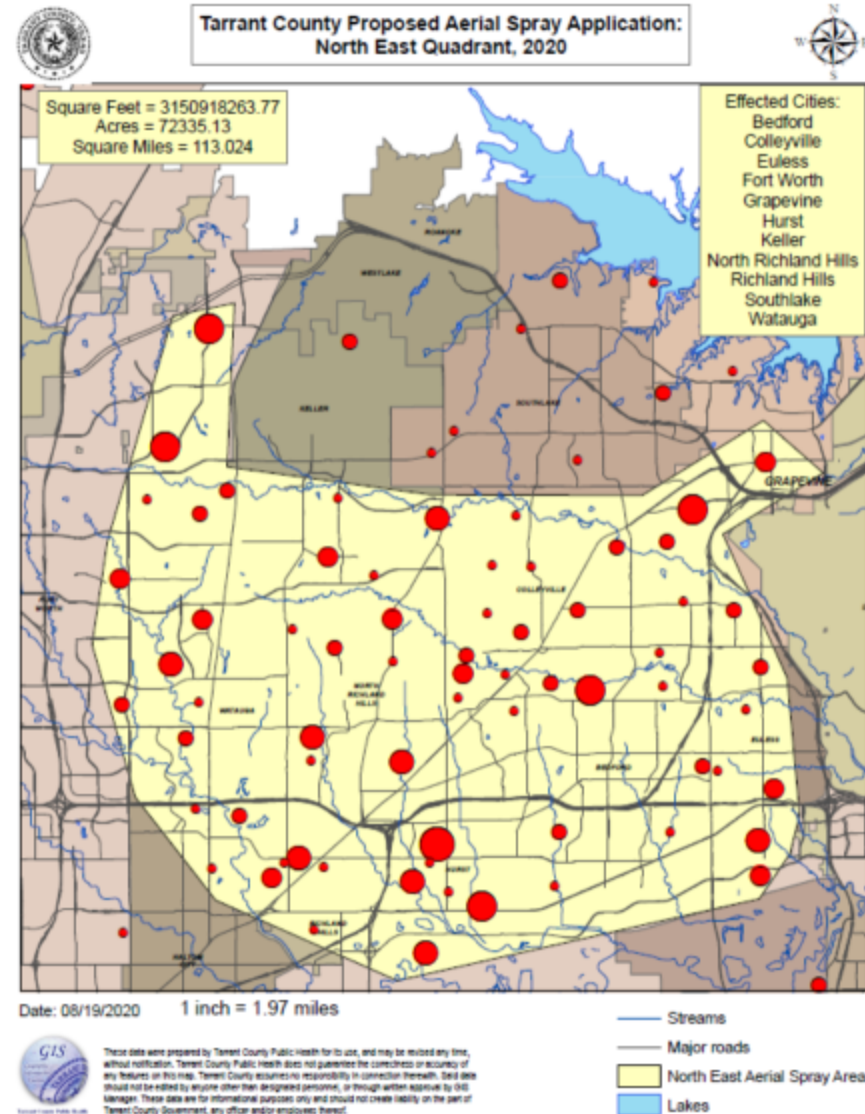


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# Suggested Spray Zone

This is the area with the most WNV activity week after week





## AGENDA MEMORANDUM

**DATE:** August 24, 2016

**TO:** Honorable Mayor and Members of the City Council

**FROM:** Paul Hackleman, P.E., Public Works Director

**SUBJECT:** Discussion and Action to commit to authorize aerial spraying application for mosquitos with Tarrant County.

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### **BACKGROUND/INFORMATION:**

The purpose for this agenda item is for discussion and action to commit to authorizing aerial spraying application within the City of Watauga to reduce the risk of West Nile Virus (WNV) exposure from mosquitos with Tarrant County, if the county decides the risk is high enough to spray. At the current time, Tarrant County would like a list of cities willing to allow aerial spraying, and a list of cities willing to pay for their fair share.

Currently, the City contracts for ground spraying near the locations of the mosquito traps if we have one positive WNV readings two weeks in a row. The Storm Water Division of Public Works Department also maintains all earthen channels by mowing and trimming, thereby reducing mosquito habitats. During the mowing, mosquito dunks are placed in standing water sources to kill mosquito larva. On occasion, Gambusia (fish) are released into the creek system to assist in eating mosquito larva.

The City Website is linked to Tarrant County's website with action citizens can take to reduce exposure to WNV. The main steps are: dump all standing water, use larvicides where water cannot be dumped, and use hand held sprayers for your yard.

Currently, the County is a Risk Category 3 and only may perform aerial spraying at Risk Category 4. By deciding early which cities are willing to participate, the County is able to implement the aerial spraying in a timely manner if conditions warrant. As of August 20, 2016 (Week 33 – see Attachment 2), the County has a total of 3,316 mosquito pools submitted and 364 pools have tested positive for WNV. Of the 364 pools which tested positive, Watauga had 5 positive pools. Currently, there are no reported human cases of WNV in Watauga, and there are 16 human cases within Tarrant County. If the number of human cases increase or there is a significant increase in positive pool tests, the County may move to Risk Level 4 and vote on whether to implement aerial spraying.

The City of Watauga has four options regarding the aerial spraying:

1. No participation now or at later date

2. Participate at later date if conditions warrant – assumes County has not sprayed yet or will spray again
3. Allow aerial spraying – not cost sharing with the County
4. Allow aerial spraying – cost share with the County

Please note, Tarrant County desires only to know who plans to participate and to what level. If they decide to perform aerial spraying, there would be a Commissioner's Court Meeting to vote on the issue. If the County chooses to spray and Watauga chose to participate with no cost sharing, the County may not choose to spray in Watauga.

If the City Council chooses to cost share with the County for the aerial spraying, the cost to the City of Watauga would be \$5,028.88 (see Attachment 3) for one event.

There are environmental impacts associated with mosquito spraying. Due to this, the spraying would take place either at night or early in the morning. The County uses a chemical that is the least toxic (according to Tarrant County Health Department) and would post public notices prior to spraying.

**FINANCIAL IMPLICATIONS:**

Aerial Spraying Cost Sharing      \$5,028.88      Funds are available

**RECOMMENDATION/ACTION DESIRED:**

Authorize Tarrant County to perform aerial spraying once Risk Category 4 is reached and reimburse Tarrant County \$5,028.88.

**ATTACHMENTS/SUPPORTING DOCUMENTATION:**

- 1) Approval letter from Mark Daniel, City Attorney
- 2) Arbovirus Report Week 33 - 2016
- 3) Tarrant County Spraying Cost per City
- 4) Resolution

# Aerial Mosquito Spraying Tarrant County - West Nile Virus



Culex Mosquito  
West Nile Virus  
Dusk and Dawn



Aedes aegypti  
Zika Virus  
Daytime



Aedes albopictus  
Zika Virus  
Daytime

# Tarrant County Risk Categories



**Tarrant County has five (5) risk categories listed from 0 to 4.**

- A. Risk Category 0 (None) – No evidence of mosquito or viral activity**
- B. Risk Category 1 (Low) – Normal mosquito activity with little or no evidence of viral activity**
- C. Risk Category 2 (Moderate) – Virus detected in mosquito samples**
- D. Risk Category 3 (High) – Virus detected in multiple samples from different times and locations and confirmed human cases**
- E. Risk Category 4 (Outbreak in progress) – Multiple human cases confirmed and detection of increased or continual viral mosquito activity**

**Tarrant County is currently at Risk Category 3 (High) – Human cased confirmed.**

## **Response Plan (Category 3):**

**A. Surveillance – increase in areas where spread of virus is likely**

### **B. Information/Education**

- 1. Public health warning released**
- 2. Publicize vector control measures within target communities**
- 3. Warn the public of the probability of disease & provide guidance**

### **C. Control Measures**

- 1. Ground based spraying of area around confirmed human cases after traps confirms the presence of disease**
- 2. Ground based spraying of positive mosquito sites and expanded areas**
- 3. Consider aerial treatment(s)**

**If Tarrant County falls into Risk Category 4 (Outbreak in progress) – Multiple Human cases confirmed and detection of increased or continued viral mosquito activity**

## **Response Plan (Category 4):**

**A. Surveillance – continued surveillance in areas of confirmed human cases**

### **B. Information/Education**

- 1. Public health emergency considered**
- 2. Declaration of public health emergency/distribution of emergency alerts**

### **C. Control Measures**

- 1. Ground based spraying of areas of clustered human cases**
- 2. Ground based spraying of positive mosquito sites and expanded areas**
- 3. Recommend aerial spraying in targeted zones**

### **Adulticide Chemical - Pyrethroids**

**Pyrethroids are a class of pesticides which are derived from botanicals found in certain species of flowers in the genus Chrysanthemum. They are non-persistent in the environment and are broken down in a short amount of time by UV light (sunlight).**

**These insecticides may be broad range (meaning they can affect many types of insects). To avoid beneficial pollinators such as bees and butterflies, and to optimize the number of adult mosquitoes killed, these insecticides are typically sprayed at night when mosquitoes are most active and pollinators are resting.**

**Bodies of water should be avoided when using these chemicals because they can be toxic to other benthic wildlife including fish and beneficial insects.**

# Is aerial spraying safe for people/pets?



## Dallas Morning News Article August 14, 2012

**“The Environmental Protection Agency and the Centers for Disease Control and Prevention say no unreasonable risk comes from the kind of chemical that local agencies are already spraying from trucks and could start spraying from aircraft later this week.”**

**“Some scientists and health organizations dispute the all-clear for synthetic pyrethroids, a family of insecticides used in government-run spraying programs and thousands of commercial and home-use products.”**

**“Even if the government assurances are correct, any aerial spraying will come with advice to the public: People and pets should stay indoors when neighborhood spraying is scheduled.”**

**“Dallas County’s chosen product, Duet, is a pyrethroid insecticide that is a “quick knockdown” control for mosquitoes, gnats, biting and nonbiting midges and black flies, according to the product label from manufacturer Clarke Mosquito Control.”**

# Current Testing & Case Status



## **A. Tarrant County pools testing positive out of 3,316 pools tested**

- 1. 2016 – 364**
- 2. 2015 – 217**
- 3. 2014 – 59**

## **B. Watauga has 5 pools testing positive out of 66 pools tested**

- 1. 2016 – 5**
- 2. 2015 – 2**
- 3. 2014 – Not in program for entire season**

## **C. Human Cases – None in Watauga**

- 1. Zika Virus – 15 imported – not from mosquitos here (2016)**
- 2. West Nile Fever – 5 (2016) and 1 (2015)**
- 3. West Nile Neuroinvasive Disease – 11 (2016) and 5 (2015)**

# Facts about West Nile Virus



## **A. 80% of people infected with West Nile Virus**

### **1. No symptoms**

## **B. About 20% of people infected with West Nile Virus - Fever**

### **1. Fever**

### **2. Headache, body aches, joint pains**

### **3. Vomiting/Diarrhea**

### **4. Most people completely recover**

## **C. Less than 1% of people infected with West Nile Virus – Neuroinvasive Disease**

### **1. Inflammation of the brain or surrounding tissue**

### **2. Neurologic illness, headache, disorientation**

### **3. Coma, tremors, seizures or paralysis**

## **D. Vaccine – none exist**

# Request from Tarrant County



**County Judge Whitley would like the Cities input:**

- A. City Council to vote for or against aerial spraying for mosquitos**
- B. City Council to vote for or against reimbursing the County for each cities portion.**

**The City of Watauga's cost share for spraying would be \$5,028.88.**

**A yes vote to spray does not mean Tarrant County will spray for mosquitoes. They will only spray if the Risk Category increases to level 4 and the Commissioner's Court votes to spray.**

**A yes vote to spray and reimburse Tarrant County means if they spray, Watauga would be included in the aerial spraying.**

**A yes vote to spray and not reimburse Tarrant County means if they spray, Watauga may not be included in the aerial spraying.**

**A no vote to spray means Watauga would not be included in aerial spraying.**

Questions ???



## Positive Pools Data – Tarrant County



### Number of West Nile Virus Positive Pools per Month, Tarrant County 2012-2016

| Month         | 2012 | 2013 | 2014 | 2015 | 2016         |
|---------------|------|------|------|------|--------------|
| May           | 0    | 0    | 0    | 1    | 5            |
| June          | 14   | 1    | 2    | 12   | 76           |
| July          | 31   | 3    | 19   | 85   | 162          |
| August        | 37   | 9    | 94   | 171  | 121 – Aug 22 |
| September     | 2    | 7    | 154  | 104  |              |
| October       | 0    | 3    | 2    | 4    |              |
| Total         | 85   | 37   | 317  | 424  | 364          |
| Watauga Total |      |      | 4    | 4    | 5 – Aug 22   |

**Note: Data for 2012 is based on limited traps. Watauga has 2 trap locations.**

ORDINANCE NO. 2020-038

**AN ORDINANCE OF THE CITY OF WATAUGA, TEXAS, AMENDING THE GENERAL BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020; APPROVING SUPPLEMENTAL APPROPRIATIONS; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO TAKE ACTION NECESSARY TO ACCOMPLISH SAME; AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF WATAUGA AND TARRANT COUNTY PROVIDING FOR PARTICIPATION IN AN AERIAL SPRAYING PROGRAM; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS the City Council finds, on July 30, 2020, Tarrant County Public Health issued a West Nile Virus warning that positive West Nile Virus mosquito activity is now at record levels; and

WHEREAS the City Council finds Tarrant County Public Health is reminding residents to take the proper protective measures to protect themselves against the West Nile Virus; and

WHEREAS the City Council finds, as of August 31, 2020, there are 12 reported human cases of West Nile Virus in Tarrant County, including 3 reported deaths; and

WHEREAS the City Council finds that 7 of the 12 reported cases are from North East Tarrant County; and

WHEREAS the City Council finds that Tarrant County is proposing a cost sharing agreement for participation in an aerial spraying program; and

WHEREAS the City Council finds that participation in the aerial spraying program is a proper protective measure against the West Nile Virus, as advised by Tarrant County Public Health; and

WHEREAS the City Council of the City of Watauga, Texas, passed, adopted and approved the City of Watauga, Texas, General Budget for the fiscal year beginning October 1, 2019 and ending September 30, 2020 ("Fiscal Year 2019-2020); and

WHEREAS Section 102.010 of the Local Government Code allows the City Council of the City of Watauga to make changes in the Fiscal Year 2019-2020 budget for municipal purposes; and

WHEREAS the City Council finds that the allocation of emergency appropriations for a public emergency which affects the life, health, property, or the public peace of the residents of the City of Watauga is authorized under Section 9.04B of the City Charter; and

WHEREAS the City Council finds the record levels of positive West Nile Virus mosquito activity within Tarrant County is the sort of public emergency contemplated under Section 9.04B of the City Charter

WHEREAS, in accordance with state law and the City Charter, the City Council is of the opinion that the budget should be amended;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WATAUGA, TEXAS, THAT:**

I.

The facts and recitations set forth in the preamble of this Ordinance are hereby found to be true and correct.

II.

The General Budget of the City of Watauga, Texas, for Fiscal Year 2019-2020 is hereby amended to allow for the emergency appropriations necessary for participation in the Tarrant County aerial spraying program.

III.

The appropriate officials are hereby authorized and directed to take those steps necessary to accomplish such amendment and to cause the same to be duly reflected in the records of the City.

IV.

The City Manager is hereby authorized to execute an interlocal agreement with Tarrant County for participation in an aerial spraying program, once approved by the City Attorney as to legal form.

V.

This ordinance shall be and is hereby cumulative of all other ordinances of the City of Watauga, Texas and this Ordinance shall not operate to repeal or affect any such other ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this Ordinance, in which such event conflicting provisions of this Ordinance, in which such event conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

VI.

If any section, subsection, sentence, clause, or phrase of this Ordinance shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

VII.

This Ordinance shall become effective and shall be in full force and effect from and after the date of passage and adoption by the City Council of the City of Watauga, Texas, and upon application of law and in accordance with Sections 3.11 and 3.13 of the Charter of the City of Watauga, Texas.

PASSED AND ADOPTED By the City Council of the City of Watauga, Texas this 8th day of August, 2020.

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Arthur L. Miner, Mayor

ATTEST:

\_\_\_\_\_  
Andrea Gardner, City Secretary

APPROVED AS TO FORM AND LEGALITY:

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George Hyde, City Attorney