

**MINUTES
WATAUGA CITY COUNCIL
REGULAR MEETING
MONDAY, APRIL 26, 2021
CITY HALL, COUNCIL CHAMBER, 7105 WHITLEY ROAD
6:30 PM**

CALL TO ORDER

The Regular Meeting of the City Council was called to order at 6:30 p.m.

ROLL CALL

The City Council of the City of Watauga, Texas convened with the following members present:

Mayor, Arthur Miner
Mayor Pro Tem/Place 2, Tom Snyder
Council Place 1, Vacant
Council Place 3, Lovie Downey
Council Place 4, Andrew Neal
Council Place 5, Juanita King
Council Place 6, Mark Taylor
Council Place 7, Jan Hill

and

Andrea Gardner, City Manager/City Secretary
Raquel Guajardo, Deputy City Secretary
Samantha Ortega, Records Clerk
Sandra Gibson, Finance Director
Deby Woodard, Assistant Finance Director
Lana Ewell, Library Director
Marcia Reyna, Human Resources & Civil Service Director
George Hyde, City Attorney

INVOCATION

Pastor Dennis Hester, First Baptist Watauga, provided the invocation.

PLEDGE OF ALLEGIANCE

Mayor Miner led the pledge to the flags.

ANNOUNCEMENTS

Mayor Miner announced that early voting ends April 27, 2021 and encouraged all to research ballot items and to contact him with questions.

Council Member Neal announced that election day is Saturday, May 1, 2021, and encouraged all to vote.

PRESENTATIONS

1. **Proclamation to recognize the 52nd Annual Professional Municipal Clerk Week as May 2-8, 2021**

Mayor Miner presented the proclamation.

2. **Proclamation to recognize May 9-15, 2021 as “National Economic Development Week”**

Mayor Miner presented the proclamation.

3. **Proclamation to recognize Alliance for Children in honor of Child Abuse Prevention Month - April 2021**

Mayor Miner presented the proclamation to Alliance for Children.

4. **Presentation by Texas Police Chiefs Association for Watauga Police Department achieving Re-Recognition**

Mr. Patrick Arata, Chief of Police, Town of Trophy Club, and member of Texas Police Chiefs Association, presented an award in recognition of the Watauga Police Department.

PUBLIC COMMENT

Mayor Miner recognized Ms. Andra Dunn, 6516 Alta Vista Drive, Watauga. Ms. Dunn commented regarding ensuring online broadcasts are fully available to view in their entirety and asked Council to speak loudly into the microphone, so all comments are clearly heard.

PUBLIC TESTIMONY FOR ACTION ITEMS

Mayor Miner read the following Public Testimony submission (attached to meeting minutes) into the record: Ms. Jillian Giles of 6605 Sunny Hill Drive, Watauga.

Mayor Miner responded to the comments submitted by Ms. Giles.

Mayor Miner recognized Ms. Lindsey Neal, 6920 Cheatham Drive, Watauga. Ms. Neal suggested consideration of Mr. Mickey Nevill as a Hometown Hero 2021 nomination and spoke of his many actions in support of the Watauga community.

CONSENT AGENDA

1. **Consider action to amend Ordinance Chapter 12-30(e) to provide for Cabana Rental fees and after hours event fees at the Capp Smith Park Splash Pad**
2. ~~Consider action to accept the Monthly Financial Report for the period ending March 31, 2021~~ *(Moved to Action Item #2)*
3. **Consider action to approve the meeting minutes of the Regular Council meeting held April 12, 2021**
4. ~~Consider action to approve a resolution authorizing the submission of projects in consideration in the Tarrant County Transportation Bond Program 2021~~ *(Moved to Action Item #1)*
5. **Consider action on a Professional Service Agreement between the City of Watauga, Texas and Burgess & Niple, Inc. for the Risk and Resilience Assessment (RRA) and Emergency Response Plan (ERP) that complies with the America's Water Infrastructure Act (AWIA)**

Mayor Miner announced the relocation of Consent Agenda #4 to Action Item #1.

Council Member Neal Made a motion to accept the Consent Agenda as modified. Motion seconded by Council Member King.

Council Member Taylor requested Consent Agenda #2 be relocated to the Action Item section of the agenda.

Council Member Neal Made a motion to accept the Consent Agenda as modified. Motion seconded by Council Member King. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill

Nays: None

Abstain: None

Absent: None

PUBLIC HEARINGS / ACTION

A public hearing was not held.

ACTION ITEMS

1. **Consider action to approve a resolution authorizing the submission of projects in consideration in the Tarrant County Transportation Bond Program 2021** *(Formally Consent Agenda Item #4)*

Mr. Hyde presented the item to Council stating that a substitute reading is required to comply with the written documentation submission requirements as the resolution was modified to include a ratification to April 16, 2021.

Mayor Miner read Resolution 2021-019.

Council Member Hill made a motion to accept the amended resolution. Motion seconded by Mayor Pro Tem Snyder. Mayor Miner called for discussion and hearing none, called for the Council to vote. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill

Nays: None

Abstain: None

Absent: None

2. Consider action to accept the Monthly Financial Report for the period ending March 31, 2021 (*Formally Consent Agenda Item #2*)

Council Member Taylor made points of clarification regarding sales tax revenue and certificates of obligation.

Mr. Hyde asked Council Member Taylor to refrain from discussing any measures related to the election.

Mayor Miner commented regarding sales tax.

Council Member Taylor made a motion to accept the financial report. Motion seconded by Mayor Pro Tem Snyder. Mayor Miner called for discussion and hearing none, called for the Council to vote. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill

Nays: None

Abstain: None

Absent: None

3. Discuss and consider action to adopt a Resolution by the City Council of the City of Watauga, Texas adding Policy 13.06 Non-Travel Related Food Purchases to the Personnel, Administration and Financial Policies and Procedures Manual; providing for repeal; providing for severability; providing an effective date

Ms. Reyna presented the item to Council.

Council Member Hill made a motion to approve the policy as presented. Motion seconded by Mayor Pro Tem Snyder. Mayor Miner called for discussion and hearing none, called for the Council to vote. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill
Nays: None
Abstain: None
Absent: None

4. Discuss and consider action to reappoint members and a parent liaison to the Youth Advisory Council for the City of Watauga

Mayor Miner presented the item to Council recommending appointment of Ms. Lindsey Neal. Mayor Miner stated that Youth Members with expired terms had been contacted by email but had not responded.

Council Member Hill made a motion to accept the item as presented. Motion seconded by Mayor Pro Tem Snyder. Mayor Miner called for discussion and hearing none, called for the Council to vote. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill
Nays: None
Abstain: None
Absent: None

Mayor Miner encouraged youth interested in being considered for appointment to apply.

5. Discuss and consider action on a resolution finding that Oncor Electric Delivery Company LLC's application for approval to amend its distribution cost recover factor to increase distribution rates within the City of Watauga should be denied; authorizing participation with OCSC; authorizing the hiring of legal counsel and consulting services; and finding that the City's reasonable rate case expenses shall be reimbursed by the Company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel

Ms. Gardner presented the item to Council stating that Oncor filed a rate case on April 8, 2021. Ms. Gardner recommended the denial of the rate case to allow an opportunity to negotiate with Oncor representatives.

Mayor Pro Tem Snyder made a motion to accept the item as presented. Motion seconded by Council Member Hill. Mayor Miner called for discussion and hearing none, called for the Council to vote. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill
Nays: None
Abstain: None
Absent: None

6. **Discuss and consider action to adopt a Resolution by the City Council of the City of Watauga, Texas amending Policy 10.09 Drug and Alcohol Free Workplace in the Personnel, Administration and Financial Policies and Procedures Manual regarding the policy to maintain a drug and alcohol free workplace; providing for repeal; providing for severability; providing an effective date**

Ms. Reyna presented the item to Council.

Mayor Pro Tem Snyder made a motion to accept the item as presented. Motion seconded by Council Member King. Mayor Miner called for discussion.

Council Member Neal inquired regarding a list of specific drugs included within the policy for General and DOT employees. Ms. Reyna responded that there is a list of five (5) and a list of seven (7) drugs covered by DOT law. The occupational health clinic refers to a specific list when testing general employees.

As there was no further discussion, Mayor Miner called for the Council to vote. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill

Nays: None

Abstain: None

Absent: None

7. **Discuss and consider action to nominate an individual(s) for the Hometown Hero Award**

Mayor Miner presented the item to Council.

Council Member Downey recommended Mr. Mickey Nevill and spoke of his generous support to those in need during the recent snowstorm and assistance to neighbors with lawn care maintenance or mechanical issues.

The consensus of the Council was to make one motion to include the three (3) nominations.

Council Member Taylor requested a process and procedure be created for future recommendations prior to April meetings.

Council Member Taylor recommended Police Chief Robert Parker and Fire Chief Shawn Fannan, as they have taken on additional responsibilities and assist with WEDC and local businesses.

Ms. Gardner commented that the NE Chamber provided the information late in the week prior to the Council meeting. Typically, Council discusses nominations February through April.

Mayor Miner agreed that the discussion for recommendations should begin in January or early February as it is an annual event.

Council Member Downey stated that due to the pandemic and recent storm, the NE Chamber is catching up on event scheduling and agreed that Council should start considering recommendations in January and February to gather ideas and to also reach out to the public.

Mayor Miner called for a motion to accept the recommendations of Mr. Mickey Nevill, Chief Robert Parker and Chief Shawn Fannan.

Council Member Taylor made a motion to accept the nominations for Hometown Hero as presented. Motion seconded by Council Member Hill. As there was no further discussion, Mayor Miner called for the Council to vote. Motion carried 6-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill

Nays: None

Abstain: None

Absent: None

8. **Discuss and consider action on a resolution of the City Council of the City of Watauga, Texas, amending Resolution 2021-015 by changing the due date for recommended changes to February 1, 2022 and changing the projected election to the May 2022 election ballot; providing that all resolutions in conflict herewith are hereby repealed to the extent that they are in conflict; providing a savings clause; providing an effective date**

Mayor Miner presented the item to Council stating that the deadline had passed and that there is no room in the budget for the Charter Review Commission meetings needed to discuss recommended changes. Mayor Miner also stated that he is not aware of the current charter having any items that require urgent attention.

Council Member Taylor inquired if a specific election cycle should be referenced or be kept open ended. Mr. Hyde responded that a deadline does not have to be referenced and stated that four (4) months is an adequate time to review each article.

Council Member Hill made a motion to accept the item as presented. Motion seconded by Mayor Pro Tem Snyder. As there was no further discussion, Mayor Miner called for the Council to vote. Motion carried 6-0-0-0.

Ayes: Snyder, Downey, Neal, King, Taylor, Hill
Nays: None
Abstain: None
Absent: None

ITEMS FOR FUTURE AGENDAS

Council Member Taylor requested the following future agenda items: (1) revisit the COVID emergency declaration; and (2) bulk trash parameters, rules, and violations.

ADJOURNMENT

Mayor Miner adjourned the meeting at 7:44 p.m.

APPROVED:

this 24TH day of MAY, 2021

SIGNED:

this 26TH day of MAY, 2021

APPROVED:

Arthur L. Miner /s/

Arthur L. Miner, Mayor

ATTEST:

Andrea Gardner /s/

Andrea Gardner, City Secretary



NOTE: Original Audio and Video Recording of this meeting is preserved and maintained by the City Secretary's Office

Print**City Council Meeting Registration - April 26, 2021 - Submission #30193**

Date Submitted: 4/25/2021

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.

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 THIS FORM 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.

First Name*

Jillian

Last Name*

Giles

Address1*

6605 Sunny Hill Dr

Address2**City***

Watauga

State*

TX

Zip*

76148

Email***Phone**

512-787-0002

I wish to comment during (check all that apply):*

- ☒ Public Comment
- ☐ Action Item 1
- ☐ Action Item 2
- ☐ Action Item 3
- ☐ Action Item 4
- ☐ Action Item 5
- ☐ Action Item 6

Comments - Indicate which section of the meeting your comments refer to:

My comments are in reference to Consent Agenda Item #1 Cabana Rental Fees and After Hours Event Fees at the Capp Smith Park Splash Pad.

1. What are regular operating hours of the splash pad and what are the hours available the "after hours events?" I do not see these hours listed in the packet, only the hours available for regular cabana rentals. The information regarding the After Hours and Private Splash Parties states that the renter will have "3 hours of private splash pad use." This seems to indicate that the general public would not be allowed to access the splash pad during these private parties- is that correct? If so, I would ask that this change not be approved as the splash pad was paid for with public funds and should therefore be open to the public at all times the park is open, which should be the same hours that Capp Smith and other parks are open.
2. Why is there a \$150 deposit fee for rentals of the cabanas and after hours private splash parties? None of the other facilities listed show any deposit fees. What does this deposit cover and what are the terms for refund of the deposit?