WATAUGA
TEXAS
"A GREAT PLACE TO LIVE"

MINUTES
WATAUGA CITY COUNCIL
REGULAR MEETING
MONDAY, MAY 9, 2022
CITY HALL COUNCIL CHAMBER, 7105 WHITLEY ROAD
6:30 PM

CALL TO ORDER
Mayor Arthur L. Miner called the meeting to order at 6:30 p.m.

ROLL CALL
The meeting convened with the following members present:

Arthur L. Miner	Mayor
Andrew Neal	Mayor Pro Tem/Council Member Place 4
Pat Shelbourne	Council Member Place1 - Absent with notice
Tom Snyder	Council Member Place 2
Lovie Downey	Council Member Place 3
Malissa Minucci	Council Member Place 5
Mark Taylor	Council Member Place 6
Jan Hill	Council Member Place 7
and	
Joshua Jones	City Manager
Linda Proskey	City Secretary
Deby Woodard	Assistant Finance Director
Bradley Fraley	Chief Information Officer
David Berman	City Attorney
Randy Richards	Building Official
Robert Parker	Police Chief
Keith Hartman	Assistant Chief of Police
Jeannette Garcia	Planning & Zoning Coordinator
Chad Stephens	Interim Director of Parks & Comm. Services

INVOCATION
Police Chaplin Dennis Hester, Senior Pastor at First Baptist Watauga provided the invocation.

PLEDGE OF ALLEGIANCE
United States and Texas Flags

ANNOUNCEMENTS
Mayor Pro Tem Neal announced the summer reading fest at the public library starting June 1 and

Wataugafest this weekend.

Mayor Miner Added that the summer reading at the public library will kick off at the splashpad.

PRESENTATIONS

1. **Presentation of a proclamation to KISD for Teacher Appreciation week/month**
   Mayor Miner presented the proclamation to Superintendent Dr. Rick Westfall

2. **Presentation of a proclamation to BISD for Teacher Appreciation Month.**
   Mayor Miner presented the proclamation to Dr. Lorene Ownby, Executive Director of Elementary Education and Clarence Simmons, Executive Director of Secondary Education

3. **Presentation of Service Awards for City of Watauga Employees celebrating a Milestone Anniversary during the month of May**
   City Manager Joshua Jones presented the service awards to Keith Hartman for 20 years of service and Andrew Ivy for 30 years.

4. **Presentation of a proclamation for Ehlers-Danlos Syndromes and Hypermobility Spectrum Disorders awareness month**
   Mayor Miner presented the proclamation to Joanne Meyers.

PUBLIC COMMENT

There were no requests for public Comment

REPORTS

1. **Update from Parks and Recreation on upcoming events**
   Chad Stephens, Interim Parks & Community Services Director gave the report. He spoke about Watauga Fest being held May 19-22, the Splashpad season opener, Donuts with Dad for Father's Day, Senior's anniversary luncheon, Flyer's Day, Big Vehicle Day, Movie nights at the Splashpad, Kid fishing and Camp-out, Senior Fishing tournament.

   Councilmember Taylor asked about the Concert in the Park.
   Mr. Stephens said that it was not budgeted for this year it is something.
   Councilmember Taylor wishes to see this comeback next year.

   Councilmember Hill asked about the Christmas Tree lighting.

   Councilmember Neal asked if the events require preregistration for the events and if so how.
   Mayor Miner Splashpad and the work going on at the playground does not want to see opening day of the Splashpad moved back because of it. Also, he complemented the Parks Department on doing an amazing job, while being shorthanded.

Mr. Stephens said that concrete will be completed prior, and the shade structure will be a couple weeks into June. It will still be scheduled for Memorial Day weekend.

CONSENT AGENDA

1. **Consider action on approval of a Resolution for submission of an Edward Byrne Memorial Justice Assistance Grant application for the High Visibility DWI Enforcement Project to the Office of the Governor, State of Texas**

   Councilmember Hill Pulled item from Consent

2. **Consider action on approval of a Resolution for submission of a Mental Health Resources for First Responders project grant U.S. Department of Justice, Office for Victims of Crime, to the Officer of the Governor, State of Texas**

   Councilmember Hill Pulled item from Consent

3. **Consider action on approval of a Resolution of the City Council of the City of Watauga, Texas, designating Sandra Gibson, Deby Woodard, and Kimberly Rupkalvis as City of Watauga representatives to ensure compliance with Section 26.04 and 26.17, Tax Code; providing for repeal; providing for a severability clause; and providing for an effective date.**

   Councilmember Taylor Pulled item from Consent

4. **Consider approval of the Interlocal Agreement between Tarrant County and the City of Watauga for COVID-19 vaccination program reimbursement**

5. **Consider action on approval of the Monthly Financial Report for the period ending March 31, 2022**

6. **Consider action on approval of the Quarterly Investment Report for the period ending March 31, 2022**

7. **Consider action on approval of a Resolution for submission of an Homeland Security Grant application for the Tactical Drones for Critical Incident Response project to the Office of the Governor, State of Texas**

   Councilmember Hill Pulled item from Consent

8. **Consider action on approval of a Resolution for submission of a Homeland Security Grant for the SkyWatch Tower project to the Office of the Governor, State of Texas**

   Councilmember Hill Pulled item from Consent

9. **Consider action on approval of an Ordinance amending Chapter 12 Fee Schedule Section 12-30 Recreational Fees**

   Councilmember Taylor Pulled item from Consent

10. **Consider action by the City Council of the City of Watauga, Texas declaring seven (7) pieces of equipment as surplus property belonging to the City of Watauga; and authorizing disposal of the surplus property; and purchase of one (1) piece of equipment**

11. **Consider action to approve the April 2020 Bylaws Amendment previously approved by the Watauga Economic Development Corporation on April 19, 2022.**

12. **Consider approval to authorize the City of Watauga to enter into a Construction Contract with JR West Texas Concrete, LLC in the amount of $73,890.00 for the construction of**

Hightower Rain Garden pursuant to Bid #22-004 and authorize the City Manager to execute all documents necessary to the contract

Councilmember asked for action items 6 & 7 to be moved to the consent agenda under advice from council that action items could not be moved to consent.

City Attorney stated that for transparency action items should not be moved to consent. The public assumes that there will be some presentation, deliberation, and vote by moving to consent you take it out of that realm.

Councilmember Taylor removed his request.

Mayor Miner stated that items 1, 2, 3, 7, 8, 9 will be removed from consent and become action items 1-6

Mayor Miner called for a Motion. Mayor Pro Tem Neal made a motion to accept what is left of the consent agenda. Councilmember Hill seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.
Ayes, Downey, Snyder, Neal, Minucci, Taylor, Hill
Nays: None
Abstain: None
Absent: Shelbourne

PUBLIC TESTIMONY FOR ACTION ITEMS
There were no requests for public testimony

PUBLIC HEARINGS / ACTION

1. **Public hearing to receive comments for or against a request for a zoning change with a specific use permit (SUP) and consider action on the final report regarding an Ordinance of the City Council of the City of Watauga, Texas granting a Zoning Change from General Business (GB) to Commercial (C) with a specific use permit (SUP) to allow for an auto paint and body shop at 5617 Main Street, being Block 10 Lot 7R of the Watauga Addition, located east of Pine Street, west of Plum Street and north of Main Street to the owner/agent of such property; providing for repeal; providing for severability; providing a penalty; providing an effective date; and containing other provisions relating to the subject. Owner, Mike Brown and Donna Wagner. Agent, Body Rocks Paint & Body, LLC., Jackie Hays, General Manager. (Z.22-01w/SUP)**

   Randy Richards, Assistant Director of Public Works gave the presentation 15 notices were sent out and they received one back in favor of the change. He stated that the request does meet the standards of the land use plan.

   Mayor Miner stated that at the P & Z meeting a question was asked since there wasn't at firm plans that moving forward that everything would fall in line with our ordinances and building code. Mr. Richards confirmed that this was correct.

   Public hearing was opened at 7:05 p.m. since there were no speaker the public hearing was closed at 7:06.

   Mayor Miner called for a Motion. Councilmember Hill made a motion to approve as presented. Councilmember Downey seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.
Ayes, Downey, Snyder, Neal, Minucci, Taylor, Hill
Nays: None
Abstain: None
Absent: Shelbourne

Recess

Councilmember Downey asked for a recess.
Mayor Miner recessed the meeting for a five-minute break at 7:10 p.m.

Reconvene

Mayor Miner reconvened the meeting at 7:16 p.m.

ACTION ITEMS

1. Consider action on approval of a Resolution for submission of an Edward Byrne Memorial Justice Assistance Grant application for the High Visibility DWI Enforcement Project to the Office of the Governor, State of Texas (Was consent item 1)

Councilmember Hill stated that under the terms of the grant, the application must be available for public comment before the application goes for approval. She wanted to make sure that we met the terms. She was unsure if voting under the consent agenda would meet the requirements. She asked if the grant amount was all that would be spent, how long the grant was for how many officers will be dedicated, and for how long.

Ben Davis, Grant & Recognition Program Manager, said the program is for 1-year after, and would be re-evaluated, to see if we would continue with the program. The North Texas Council of Governments will be reviewing the applications and do the evaluation to determine who will receive the funds.

Mayor Miner read the public requirements for a JAG application.

Councilmember Hill asked if the application was here for public comment, and since it is not on the agenda to do so, should it be placed on the next agenda.

David Berman, City Attorney, viewed the federal regulation and said that it did not look like the application needed to be part of the agenda packet and believes that we have met the qualifications.

Mayor Miner called for a Motion.

Councilmember Taylor made a motion to move forward with the process of submission for the grant and follow-up with any requirements for the grant. Councilmember Downey seconded the motion.

Mayor Miner clarified that the motion is to approve a Resolution for submission of an Edward Byrne Memorial Justice Assistance Grant application for the High Visibility DWI Enforcement Project to the Office of the Governor, State of Texas

Mayor Miner called for a vote.

Motion carried 5-1-0-1.

Ayes, Downey, Snyder, Neal, Minucci, Taylor

Nays: Hill
Abstain: None
Absent: Shelbourne

2. Consider action on approval of a Resolution for submission of a Mental Health Resources for First Responders project grant U.S. Department of Justice, Office for Victims of Crime, to the Officer of the Governor, State of Texas (Was consent item 2)

Councilmember Hill asked that if this was going to be for 1st responders only or is it for any members of staff.

Ben Davis, Grant & Recognition Program Manager, said the program was just for the 1st responders

Mayor Miner called for a Motion. Councilmember Hill made a motion to approve as presented. Councilmember Downey seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

3. Consider action on approval of a Resolution for submission of a Homeland Security Grant application for the Tactical Drones for Critical Incident Response project to the Office of the Governor, State of Texas (Was consent item 7)

Councilmember Hill asked if there was sufficient staff to train and operate these safely with being short-staffed already.

Ben Davis, Grant & Recognition Program Manager, believes it would not be a burden on staff and that the grant won't be until Sept., so there is time. He feels this would be good for the city to have the technology and allow us to be ahead when it does become standard issue.

Councilmember Downey wondered if the training would it count towards the officers' training hours.

Mayor Miner called for a Motion. Councilmember Snyder made a motion to approve as presented. Councilmember Minucci seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

4. Consider action on approval of a Resolution for submission of a Homeland Security Grant for the SkyWatch Tower project to the Office of the Governor, State of Texas (Was consent item 8)

Councilmember Hill asked where we will deploy it, store it, and will the individual who is assigned have a vehicle if they need to respond to an emergency. If used at a private or commercial location, will the city be reimbursed any costs.

Ben Davis, Grant & Recognition Program Manager it is mobile so it can be used where needed, holiday's, events, the policy is not in place for deployment or use and reimbursements, storage has not been discussed. Policies in use in not part of the grant. Can also be manned by volunteer staff.

Councilmember Taylor believes it a good program and piece of equipment if we can get the grant.

Councilmember Downey wanted to know the upkeep cost and life of the equipment.

Ben Davis, Grant & Recognition Program Manager, said upkeep is minimal and as far as the life he can only go by the one in North Richland Hill's which is over 10 years old.

Mayor Miner said that it does come with cameras.

Mayor Miner called for a Motion. Councilmember Taylor made a motion to approve as presented. Councilmember Snyder seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

5. Consider action on approval of a Resolution of the City Council of the City of Watauga, Texas, designating Sandra Gibson, Deby Woodard, and Kimberly Rupkalvis as City of Watauga representatives to ensure compliance with Section 26.04 and 26.17, Tax Code; providing for repeal; providing for a severability clause; and providing for an effective date. (Was consent item 3)

Councilmember Taylor would like the designated representative position title and not a person's name in case someone leaves the city.

Sandra Gibson, Director of Finance, and David Berman, City Attorney, agreed.

Mayor Miner called for a Motion. Councilmember Taylor made a motion to approve the resolution, but changing the names of the individuals and replacing them with the titles of the offices which will be designated. Councilmember Hill seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

6. Consider action on approval of an Ordinance amending Chapter 12 Fee Schedule Section 12-30 Recreational Fees (Was consent item 9)

Councilmember Taylor wants an explanation as to what the fees cover. The city's responsibilities and the citizens responsibilities when someone rents a facility. He wants to be sure we are communicating the terms of the agreement for renting.

agreement for renting.

Chad Stephens, Interim Parks Director, stated one of the changes is to do away with a deposit. Since there is no staff to inspect the facilities, they are asking to change to a rental fee to reserve the facility. When you rent a room, the fee goes to use of table chairs and electric and heating and cooling. There is a rental agreement. All the information about rental facilities is online.

Mayor Miner called for a Motion. Councilmember Taylor made a motion to approve as presented. Councilmember Downey seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

7. Discuss and consider action to approve authorization for the City Manager and Finance staff to proceed with negotiations and execution of a contract agreement for waste collection and recycling services with Frontier Waste. (Was action item 1)

Deby Woodard, Assistant Director of Finance, presented the item. The 7-member Waste Collection Committee reviewed and scored the proposals, and this item is based on their recommendation.

Mayor Miner called for a Motion. Councilmember Downey made a motion to approve as presented. Councilmember Hill seconded the motion. Mayor Miner called for a vote.

Motion carried 5-1-0-1.

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

8. Discuss items for the Charter Review Commission to consider. (Was action item 2)

Mayor Miner opened the discussion.

Mayor Pro Tem Neal would like the Commission to review the requirement for the City Manager to live within the city limits, requiring a member of P & Z to own property or be a homeowner of the city and make sure it is within the law. Also, look at paying the council a stipend.

Councilmember Taylor would like the commission to explore if there is a need for the commission.

Mayor Miner would like the commission to look at three-year terms for council.

Councilmember Snyder would like the verbiage in the charter reviewed about council absences.

9. Discuss and Consider action to nominate an individual(s) for the Hometown Hero Award (Was action item 3)

Mayor Miner presented the item and made a nomination to Lt. James Parham for organizing and collecting ballistic vests for the Ukraine and took them over to distribute them to civilians.

Mayor Miner called for a Motion. Councilmember Hill moved to close the nominations and accept the nomination for Lt. James Parham as Hometown Hero nominee. Councilmember Snyder seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

10. Discuss and consider nominations for the Regional Transportation Council (Was action item 4)

Mayor Miner presented the item and suggested that the nominees be Mayor Oscar Trevino and Councilmember Scott Turnage both of North Richland Hills.

Councilmember Taylor nominated Mayor Oscar Trevino and Mayor Arthur Miner.

Mayor Miner called for a Motion. Councilmember Taylor made a motion to nominate Oscar Trevino as the primary and Arthur Miner as the secondary. Councilmember Downey seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

11. Discuss and consider action to provide a recommendation to the Mayor and City Council to remove Parks Advisory Board Member Place 5 for failing to attend meetings. (Was action item 5)

Mayor Miner presented the item. The Mayor was informed by the Parks Board liaison Councilmember Hill that Lindy Riggall has failed to attend the Parks meeting. He also said that from now on, all board removals and placements need to go on the consent agenda.

Mayor Miner called for a Motion. Councilmember Taylor made a motion to remove Place 5, Lindy Riggall for nonattendance. Councilmember Hill seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

12. Discuss and consider the appointment of Council Liaisons to the WEDC, Animal Services Advisory, and Library Boards. (Was action item 6)

Mayor Miner wishes to appoint Councilmember Malissa Minucci to the Animal Services Board and the Library Board and Councilmember Neal to the WEDC. He also pointed out that last year the council voted unanimously that attendance at the meetings by the council member liaisons was mandatory, and this was not happening.

Mayor Miner called for a Motion. Councilmember Taylor made a motion to move forward with the liaison appointments as presented. Councilmember Hill seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

13. Discuss and consider an appointment to Place 3 (unexpired term) on the Library Board; Place 1 (unexpired term) on the Charter Review Commission; Place 2 on the WEDC (Was action item 7)

Mayor Miner presented the item. He would like to appoint Ann Rodriquez to Place 3 on the Library Advisory Board, Jillian Giles to Place 1 on the Charter Review Commission Calvin Lewis to Place 2 on the WEDC.

Mayor Miner called for a Motion. Councilmember made a motion to approve as presented. Councilmember seconded the motion. Mayor Miner called for a vote.

Motion carried 6-0-0-1.

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

ITEMS FOR FUTURE AGENDAS

Councilmember Downey, policy for staff retention after the cost of if training/school/academy. Wants a workshop with City Manager and finance on Homestead Exemptions. Councilmember Snyder Seconded the items.

Councilmember Hill wants to discuss the policy on city rentals and prioritizing facilities. Also discuss what can be done for a business who were told they needed an event permit, so they expended cost. but permit was denied. Councilmember Downey seconded the items.

ADJOURNMENT

Mayor Miner adjourned the meeting at 8:32 p.m.

APPROVED: this 25 day of July, 2022.

SIGNED: this 26 day of July, 2022.

APPROVED:

Arthur L. Miner /s/

Arthur L. Miner, Mayor

ATTEST:

Linda Proskey /s/

Linda Proskey, City Secretary

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