

**MINUTES OF THE REGULAR MEETING OF THE CITY OF DALWORTHINGTON GARDENS, TEXAS, CITY COUNCIL HELD ON JANUARY 19, 2023 AT 6:00 P.M. IN THE COUNCIL CHAMBERS, 2600 ROOSEVELT DRIVE, DALWORTHINGTON GARDENS, TEXAS.**

*While the order of some agenda items may have been changed, the following represents all items discussed and acted upon by the City Council.*

**WORK SESSION – 6:00 P.M.**

**1. CALL TO ORDER**

Mayor Bianco called the meeting to order at 6:00 p.m. with the following present:

**Members Present:**

Laura Bianco, Mayor  
John King, Alderman, Place 1  
Steve Lafferty, Alderman, Place 2  
Cathy Stein, Alderman, Place 3  
Ed Motley, Mayor Pro Tem; Alderman, Place 4

**Members Absent:**

Mark McGuire, Alderman, Place 5

**Staff Present:**

Lola Hazel, City Administrator  
Greg Petty, DPS Director  
Kay Day, Finance Director  
Gary Parker, Public Works Director  
Gary Harsley, Community Development Director

**2. WORK SESSION**

- a. Discussion and possible action to approve the basic layout of the DPS Complex, and allow staff to move forward with the next phase of this project. Action may be postponed or restated in the 7:00 p.m. Regular Session.**

Item presented.

- b. Discussion and possible action regarding amendments to the FY 2022-2023 budget in amounts not to exceed \$10,000.00. Action may be postponed or restated in the 7:00 p.m. Regular Session.**

Item presented.

- c. Discussion and possible action to set a work session date for the Department Head review process. Action may be postponed or restated in the 7:00 p.m. Regular Session.**

Work session set for February 15, 2023 6-8pm

- d. Discussion and possible action regarding governing body opposition and/or support for certain proposed legislative bills. Action may be postponed or restated in the 7:00 p.m. Regular Session.**

Item presented.

- e. Other listed agenda items, if time permits.**

No others discussed.

## **REGULAR SESSION – 7:00 P.M.**

### **1. CALL TO ORDER**

Mayor Bianco called the meeting to order at 7:00 p.m. with the following present:

#### **Members Present:**

Laura Bianco, Mayor  
John King, Alderman, Place 1  
Steve Lafferty, Alderman, Place 2  
Cathy Stein, Alderman, Place 3  
Ed Motley, Mayor Pro Tem; Alderman, Place 4

#### **Members Absent:**

Mark McGuire, Alderman, Place 5

#### **Staff Present:**

Lola Hazel, City Administrator  
Greg Petty, DPS Director  
Kay Day, Finance Director  
Gary Parker, Public Works Director  
Gary Harsley, Community Development Director

### **2. INVOCATION, AND PLEDGES OF ALLEGIANCE**

Mayor Bianco gave the invocation. Pledges were said.

### **3. PRESENTATIONS AND PROCLAMATIONS**

#### **a. Recognition of parties who participated in the Salvation Army Mayoral Red Kettle Challenge.**

Mayor Bianco presented certificates to parties involved in the Salvation Army Mayoral Red Kettle Challenge.

### **4. ITEMS OF COMMUNITY INTEREST**

#### **a. Great Backyard Bird Count, February 18**

### **5. CITIZEN COMMENTS**

Iashia Bergamini, 2812 Whisperwood Trail: Informed the council the Park Board is looking at applying for another Texas Parks and Wildlife Trail Grant for 2024 that would be for multiple trails as well as a bathroom. She also mentioned the Park Board will suggest updates to the park reservation form. Requested the city consider purchasing 6' event tables. She also inquired about the former clean up event for brush pickup, and asked the council to consider bringing that back. Spoke to the bridges on Roosevelt needing to be replaced.

### **6. MAYOR AND COUNCIL COMMENTS**

- Mayor Bianco: The city has a vacancy on the Zoning Board of Adjustments. This board hears requests for variances to the requirements of Zoning Ordinance and decides on appeals when it is alleged there is an error in any order, requirement, decision, or determination made by an administrative official in the enforcement of the Zoning Ordinance. If you are interested in serving on this board or any other city board, please contact Lola Hazel at 682-330-7418 or [lhazel@cityofdwc.net](mailto:lhazel@cityofdwc.net). The filing period for a place on the May 6, 2023 General Election ballot will

be January 18-February 17, 2023. The positions up for re-election this year are Alderman Place 3, Alderman Place 4, and Alderman Place 5. To pick up a candidate packet, please visit the city's election page at <https://www.cityofdwg.net/elections> or contact Lola Hazel, 682-330-7418 or [lhazel@cityofdwg.net](mailto:lhazel@cityofdwg.net). The city is currently in the design and planning phases for infrastructure projects on Broadacres Lane for paving and drainage work and Corzine Drive for drainage work. Corzine Drive will be funded by Tarrant County through bond funds approved by voters in 2021. And a reminder, the remaining portion of Roosevelt Drive reconstruction is still scheduled to be completed this summer. Our Court of Kindness is overflowing with offenders this month. The offenders for the Salvation Army Red Kettle Challenge are as follows: Andrew Pittaway, Michael Marquez, Ryan and Vickie Hess-Miller, Carla Newbell, Horace Riley, Gary Parker, Angelica Jenson, Jennifer Burkhart, ACA Student Council, Kay and Paityn Day, Steve Yancey, Nicki and Carol Owen, Kent and D'Ann Beasley, Ashley Schwengler, Barbara and Erik Moeller, Sandy Riney, Jim Robinson, Jannea Wright, Arlington Moms of Multiples, Pam and Bobby Joe Miller, Patti and Mr. Tom from Green's Produce, Devin and Belynda from Metro Mobile Electronics, Mike and Michelle Redden, Pat Swink, Fawzy Sedrak, Dr. Steve Penca, Jeannine and Frank Calhoon, Kostya and Anya Masslenikovs, Tracy and Ben Dodson, Sandra Ma, Bob Abott, Jill Howard, Dr. Carla Young, John King, Marissa Morales, Joanne Franks, and Todd and Deborah Batiste. Last but not least, thank you to Chief Petty, Captain Fike and Jennifer Burkhart for their behind the scenes work in making this event a success. If someone made a contribution and you are not noted in the above list, please let me know because I want to make sure that everyone is recognized. Your contribution of your time, talent, and gifts will reach more lives than any of us will ever know. The impact of your giving has no boundaries. Our young bell ringers will be recognized at the council meeting with a certificate on January 19 for their generosity in raising funds for this worthy organization. Thank you to Jackson Howard, 11, and Jameson Howard, 8, both are boy scouts, who cleaned up trash behind our lake. Thank you for making our community as beautiful and clean as it can be. And, thank you to their parents for raising such fine gentlemen.

- John King: Expressed appreciation for the students in attendance at the council meeting to receive awards for participation in the Salvation Army Mayoral Red Kettle Challenge bell ringing. Expressed condolences to the Ben Brann family on Orchid Court for the loss of Ben's wife, Kathy. Condolences also to the Diane King family on Orchid Court for the loss of Diane's father, Edward.
- Steve Lafferty: Happy New Year.
- Cathy Stein: Stated the Great Backyard Bird Count should be a great time.
- Ed Motley: Happy 2023

## 7. DEPARTMENTAL REPORTS

- a. **DPS Report**
- b. **Financial Reports**
- c. **Quarterly Investment Report**
- d. **City Administrator Report**
- e. **Public Works Report**

Departmental Reports were presented.

## 8. CONSENT AGENDA

- a. **Approval of Ordinance No. 2023-01 approving budget amendments for FY 2022-2023.**
- b. **Re-approval of Ordinance No. 2022-33 approving budget amendments for FY 2021-2022, correcting a formula error in the General Fund.**
- c. **Presentation and acknowledgment of budget adjustments.**

**d. Approval of the Mayor’s Monarch Challenge action items for 2023.**

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member John King to approve the Consent Agenda.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, and Motley

Nays: None

**9. REGULAR AGENDA**

**a. Discussion and possible action to approve the basic layout of the DPS Complex, and allow staff to move forward with the next phase of this project.**

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Steve Lafferty to approve the presented layout of the DPS Complex and direct staff to move forward with the next phase.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, and Motley

Nays: None

**b. Discussion and possible action regarding amendments to the FY 2022-2023 budget in amounts not to exceed \$10,000.00.**

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Steve Lafferty to authorize an emergency renovation for the DPS Complex of the room for the compressor in an amount not to exceed 10,000.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, and Motley

Nays: None

**c. Discussion and possible action to set a work session date for the Department Head review process.**

Background information on this item: Council previously discussed changing the process for reviews of the City Administrator and Director of Public Safety. This item would set a work session to further that discussion.

City Council set a work session date for February 15, 2023 at 6pm.

**d. Discussion and possible action regarding governing body opposition and/or support for certain proposed legislative bills.**

Background information on this item: Council Member Stein requested this item be placed on the agenda and is looking for feedback on certain filed legislative bills.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Cathy Stein to put an item on the February agenda to discuss potential topics that council would like to address with the legislature.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, and Motley

Nays: None

**e. Discussion and possible action to set a work session date for annual Strategic Plan review.**

Background information on this item: It is time to schedule annual review of the City Strategic Plan. Staff recommends reviewing early in the year (no later than March) to assist staff and the Mayor with budgeting goals.

City Council set a work session date for February 15, 2023 at 6pm.

**f. Discussion and possible action regarding approval of a scope of work from Freese and Nichols for the Elkins Dam rehabilitation project.**

Background information on this item: The Elkins Dam Committee recently met with Freese and Nichols for an update on the Elkins Dam Rehabilitation Project. To move forward in this process, Freese and Nichols is requesting another \$16,000. A basic plan was handed out the night of the meeting. The plan should not be considered complete as more work is needed.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Steve Lafferty to approve a scope of work from Freese and Nichols for the Elkins Dam rehabilitation project.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, and Motley

Nays: None

**g. Discussion and possible action regarding foot bridge replacement on Roosevelt Drive.**

Background information on this item: This item is continued from the December 15 council agenda. A presentation is being provided showing the condition of each foot bridge on Roosevelt Drive.

A motion was made by Council Member Cathy Stein and seconded by Mayor Pro Tem Ed Motley to get a good plan of action and bid for the middle bridge replacement, revisiting, if need be, any alternatives, and to work on maintenance of the other two bridges, with the sales tax street fund being the source of funding for both the maintenance and replacement of middle bridge. Middle bridge bids would come back to council for approval prior to starting construction.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, and Motley

Nays: None

**h. Discussion and possible action regarding the zoning designation for 2611 W. Pleasant Ridge Road.**

Background information on this item: The current zoning designation for 2611 W. Pleasant Ridge Road was established in 1993 and is single family with a planned development (PD) overlay. A final plan was approved at that time for use of the property, but no development ever occurred on the property. It is still vacant. The city's ordinances say the below for PD's when a final plan is not followed within two years of approval.

14.02.272(g) Plan expiration.

If development of property pursuant to a final plan has not commenced within two (2) years of the date of a plan approval, the plan shall be deemed to have expired, and a review and reapproval of the plan by the council shall be required before any building permit may be issued for development pursuant to the plan. Any review and reapproval shall be made in the context of conditions existing, as to the property, at the time of such review.

As such, anyone wanting to build on this property would be required to come before council with a plan for any single-family residential development. All other properties in the city with a PD designation are commercial which is understandable as council may want more control and involvement in those particular properties. However, 2611 W. Pleasant Ridge is single family residential and there is much less control for that zoning. Thus, anyone seeking to build on the property would be required to come to council first before building their home. As such, staff is coming to council to understand if council desires to keep the PD overlay for this particular property. If the city initiates the change, the only costs to the city are publication for the zone change, postage costs to mail letters, and staff time to prepare said notices and agendas.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Cathy Stein to direct staff meet with land owner to see if they would like to change zoning and if so, city can waive zone change fees for request.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, and Motley

Nays: None

**i. Discussion and possible action to set a work session date for the City's Zoning Comprehensive Plan.**

Background information on this item: This item is to set a work session to finalize the Comprehensive Plan.

City Council set a work session date for February 15, 2023 at 6pm.

**j. Discussion and possible action regarding changes to the City of Dalworthington Gardens Code of Ordinances, Chapter 14, regarding garden home regulations.**

Background information on this item: Addressing this item is contingent on whether the Planning and Zoning (P&Z) Commission is ready to make a recommendation to council at their January 12, 2023 meeting. The P&Z packet is being provided so council has the same information they received.

Item not addressed.

**k. Discussion and possible action regarding changes to the City of Dalworthington Gardens Code of Ordinances, Chapter 14, regarding agrihood regulations.**

Background information on this item: Addressing this item is contingent on whether the Planning and Zoning (P&Z) Commission is ready to make a recommendation to council at their January 12, 2023 meeting. The P&Z packet is being provided so council has the same information they received.

Item not addressed.

**10. TABLED ITEMS**

**a. Discussion and possible action regarding consideration of bond requirements for oil and gas drilling.**

**11. FUTURE AGENDA ITEMS**

- Legislative bills and grab the TML bulletin to provide to council.
- School zone signs at Key Elementary and school zone signs on Arkansas.

**12. EXECUTIVE SESSION**

**a. Recess into Executive Session pursuant to Government Code, Section 551.074, personnel matters, and Section 551.071, attorney consultation, to discuss fringe benefits for the Public Works Director.**

City Council recessed into Executive Session at 8:10 p.m.

**b. Reconvene into Regular Session for discussion and possible action on fringe benefits for the Public Works Director.**

City Council reconvened into Regular Session at 8:54 p.m.

No action was taken.

### **13. ADJOURN**

The meeting was adjourned at 8:55 p.m.