

MINUTES OF THE REGULAR MEETING OF THE CITY OF DALWORTHINGTON GARDENS, TEXAS, CITY COUNCIL HELD ON APRIL 15, 2021 AT 6:30 P.M. IN THE COUNCIL CHAMBERS, 2600 ROOSEVELT DRIVE, DALWORTHINGTON GARDENS, TEXAS.

At this time, the agenda order was changed to allow for a closed session item first, and the work session which was to begin at 6:30 p.m. was not held.

1. CALL TO ORDER

Mayor Bianco called the meeting to order at 6:30 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
Joe Kohn, Alderman, Place 5

Staff Present:

Lola Hazel, City Administrator
Greg Petty, DPS Director
Kay Day, Finance Director

2. EXECUTIVE SESSION

- a. **Recess into Executive Session pursuant to Government Code, Section 551.074, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee, to wit: the mayor.**

City Council recessed into Executive Session at 6:30 p.m.

- b. **Reconvene into Regular Session for discussion and possible action on deliberation of the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee, to wit: the mayor.**

City Council reconvened into Regular Session at 7:12 pm.

No action was taken.

REGULAR SESSION – 7:00 P.M.

1. CALL TO ORDER

Mayor Bianco called the meeting to order at 7:20 p.m.

2. INVOCATION AND PLEDGES OF ALLEGIANCE

Mayor Bianco gave the invocation. Pledges were said.

3. ITEMS OF COMMUNITY INTEREST

The following items were presented.

- **Earth Day/Sidewalk Chalk – April 24, 2021 (social distancing come and go event)**
- **Movie Night – May 22, 2021**

4. CITIZEN COMMENTS

None.

5. MAYOR AND COUNCIL COMMENTS

- **Mayor Bianco:** Expressed thanks for sentiments and condolences shared and sent regarding the recent passing of her father. Expressed appreciation for Brad Bowman with Bowman Landscaping for providing a generous landscaping package for the new City Hall building.
- **John King:** None.
- **Steve Lafferty:** None.
- **Cathy Stein:** Expressed thanks for the recent rainfall. Expressed joy that asphalt has been laid at the new City Hall building.
- **Ed Motley:** None.
- **Joe Kohn:** None.

6. DEPARTMENTAL REPORTS

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

Departmental Reports were presented.

7. CONSENT AGENDA

- a. **Approval of February 23, 2021 regular meeting minutes.**
- b. **Approval of March 18, 2021 regular meeting minutes.**
- c. **Approval to designate movie in Gardens Park taking place on May 22, 2021 as a bring your own beverage event which allows possession and consumption of beer and wine at said events, in accordance with Section 1.09.079, City of Dalworthington Gardens Code of Ordinances.**
- d. **Approval of Ordinance No. 2021-03 approving budget amendments for FY 2020-2021.**
- e. **Presentation and acknowledgment of budget adjustments for April 2021.**
- f. **Approval of DIR Contract CPO-4437 to purchase a printer for the new City Hall building.**
- g. **Consider Resolution No. 2021-14 to approve an appointment to the Zoning Board of Adjustment.**

A motion was made by Council Member Cathy Stein and seconded by Mayor Pro Tem Ed Motley to approve Consent Agenda items with the exception of item 7c. which was pulled off for individual discussion.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, Motley, and Kohn
Nays: None

8. REGULAR AGENDA

a. Discussion and possible action regarding city impact fees.

Background information on this item: As a result of the closed session item on the March agenda, staff conducted research and found related documentation. The purpose of this agenda item is to ask City Council to authorize the use of impact fees to reimburse the City for cost of certain water improvements.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Cathy Stein to authorize the use of impact fees to reimburse the City for cost of certain water improvements, but to direct staff to make sure appropriate fund is reimbursed.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, Motley, and Kohn

Nays: None

b. Discussion and possible action on any necessary changes resulting from the FY 2020-2021 mid-year budget review.

Background information on this item: City Council conducted a mid-year budget review.

No action was taken.

c. Discussion and possible action to prepare for the FY 2021-2022 budget year, to include but not limited to discussion of revenue sources, funding sources, capital improvement plan, and council input for budget items.

Background information on this item: The purpose of this item is to gain feedback from council in order to begin planning for next year's budget.

Staff would like feedback on the following items:

1. Preparation of a Capital Improvement Plan
 - a. Required by policy
 - b. Necessary for grants and bonds
2. City Fee Schedule
 - a. Are there items council would like to change or remove
 - b. No increases are needed at this time, but staff will be bringing back discussion on the "operational business permits" located in A3.005 shown on page 7 of the Fee Schedule.
3. Does council want to plan for borrowing more bond funds for streets (funds already approved by voters that have not been used yet)?
4. Council feedback for budget items – items you want included?

Council provided the following feedback:

- Reach out to bond counsel to inquire about a one million issuance
- Look at doing a capital improvement plan
- Prefer not to see a significant tax rate increase this year
- Would like to see no new revenue rate in budget

- Check into whether city of Arlington is responsible for mowing all ROW in Bowen or just their side
- Storm drainage specifics - California standing water, wash out because of heavy rains on California
- Tarrant County Public Health – mosquito traps
- Business redevelopment district - do base line and bring back to see what that looks like, bring back last year's numbers

No action was taken

d. Discussion and possible action regarding project presentation for the Tarrant County transportation bond program.

Background information on this item: Tarrant County is planning to call a bond election for November 2, 2021 for transportation-related projects in the county. As such, the County is soliciting projects from cities for evaluation and possible inclusion in the bond. There are three categories of funding. The Call for Projects Category requires a 50% local match from the city. The Discretionary Category and Countywide Initiatives Category could equate to 100% funding by the bond. The Discretionary Category is the one staff intends to seek.

Because of the narrow window to put the application together, staff worked with the Mayor and city engineer to come up with ideas. The two projects to be sought are drainage on Corzine Drive and walkability of Roosevelt Drive. The plan for Corzine Drive would be to install curb and gutter in place of the deep ditches. For Roosevelt Drive, the plan is to install sidewalks down the west side of the street from Arkansas Lane to Bowen Road. Staff is looking at the east side but fears there will be right-of-way issues. There may be places to install them but it may not be continuous down the entire street. They won't consider "neighborhood" streets unless it's one like Roosevelt with a direct connection to major roads.

Staff had a meeting with Commissioner Allen and she was receptive of both projects. Both meet the intent of the bond by improving mobility, enhancing safety, and both benefit more than just DWG which seems to be a large component for consideration. The Commissioner is looking to ensure there is equity across the County for bond funds and wants to ensure her precinct is represented.

In order to finalize the application which is due April 16, staff needs a resolution showing council support of the projects. Staff will then work with the city engineer to finalize the application to get it submitted on time. Again, staff intends to request 100% funding for both projects.

The one additional fact to mention is the County will be issuing funds in a way as to not increase taxes. This could mean if our project is selected, we may not receive funding right away. One document said it could be up to five years to receive funding.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Cathy Stein to approve Resolution No. 2021-13 authorizing submission of projects for consideration in the Tarrant County Transportation Bond Program.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, Motley, and Kohn

Nays: None

e. Discussion and possible action regarding the solid waste container requirement for commercial and industrial districts as outlined in Section 14.02.221 of the Dalworthington Gardens Code of Ordinances.

Background information on this item: The Building Official has been working with businesses over the years to come into compliance with city ordinances. A matter that came up recently is the requirement in Section 14.02.221 of city ordinances for commercial solid waste containers to be screened from public view by a masonry screening device. A business is trying to move into a business on Michigan Avenue and the only place for a solid waste container to be screened is in the city right of way. The waste container sits in the right of way to be picked up by

the garbage truck, and there is no other place to put the waste container. The reason this is being brought to City Council is whatever is decided for this business would be the end result for the majority of businesses down that street since other businesses also lack adequate space and placing for the dumpster and its screening. The issue is city utilities run parallel and next to the curb and the screening device would prevent access for any maintenance needs. Staff is looking feedback from City Council on placement of containers, or at least to inform City Council that this is the reason for dumpsters not being in compliance with ordinance requirements. This may be one piece of a larger discussion about ordinance requirements for commercial and industrial districts.

Council's direction to staff was to follow the ordinance requirements exactly as written.

No action was taken.

f. Discussion and possible action regarding Project #2020-01, the new City Hall building, to include but not limited to any change order approval.

Background information on this item: This is a recurring item for the city hall project. Items still needed are the TVs for Council Chambers, security cameras, and podium.

The contractor will be building a podium to match the dais and accent wall since it is difficult to find a pre-made podium to match. The cost for this will be \$600.00. Staff is still working on security cameras, and staff would like to wait until the ceiling in the Chambers is finished before choosing TVs. Staff expects both of these items to be ready for the May meeting for consideration.

A motion was made by Council Member Cathy Stein and seconded by Council Member Joe Kohn to approve constructing a podium in the amount of \$600.00.

Motion carried by the following vote:

Ayes: Members King, Lafferty, Stein, Motley, and Kohn

Nays: None

g. Discussion and possible action regarding Project #2021-02, the Tarrant County Community Development Block Grant program for Ambassador Row, to include but not limited to any change order approval.

Background information on this item: This will be a recurring item for Project #2021-02, the 47th Year CDBG project for Ambassador Row.

No action required at this time.

h. Discussion and possible action on the Comprehensive Plan, to include but not limited to governing body approval of changes and setting future meeting dates.

Background information on this item: The purpose of this item is to provide an avenue to move forward in the Comprehensive Plan approval process, if needed. This item may not be needed. The reason the agenda item is worded in such a way is so that citizens know Council does not intend to adopt the Plan at this meeting. Public notice is required prior to final adoption of the Plan by Council.

No action was taken.

i. Discussion and possible action regarding amendments to the FY 2020-2021 budget in amounts not to exceed \$10,000.00.

Background information on this item: This is a standing agenda item that will appear on all future agendas. The idea is provide an item whereby staff can discuss needs that come up after the agenda posting deadline. These would only be items that, without council approval, would otherwise put operations on hold.

No action was needed.

- j. **Approval to designate movie in Gardens Park taking place on May 22, 2021 as a bring your own beverage event which allows possession and consumption of beer and wine at said events, in accordance with Section 1.09.079, City of Dalworthington Gardens Code of Ordinances.**

This item was item 7c. on the Consent Agenda but was pulled off for individual discussion.

Background information on this item: Section 1.09.079 of the City's Code of Ordinances prohibits consumption of an alcoholic beverage in "any park of the city" unless said event is designated by the park as a "bring your own beverage event". The Park Board would like to allow beer and wine at the next movie night scheduled for May 22, 2021.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member John King to approve designating movie in Gardens Park taking place on May 22, 2021 as a bring your own beverage event which allows possession and consumption of beer and wine at said events, in accordance with Section 1.09.079, City of Dalworthington Gardens Code of Ordinances.

Motion carried by the following vote:
Ayes: Members King, Lafferty, Motley, and Kohn
Nays: Member Stein

9. TABLED ITEMS

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

This item was not pulled from the table nor discussed.

10. EXECUTIVE SESSION

- a. **Recess into Executive Session pursuant to Government Code, Sections 551.076 and 551.089, deliberation regarding security devices or security audits, to wit: the DPS building**

City Council recessed into Executive Session at 8:56 p.m.

- b. **Reconvene into Regular Session for discussion and possible action on security devices or security audits for the DPS building.**

City Council reconvened into Regular Session at 9:05 p.m.

No action was taken.

11. FUTURE AGENDA ITEMS

None

12. ADJOURN

The meeting was adjourned at 9:06 p.m.

CITY OF DALWORTHINGTON GARDENS:



Laurie Bianco, Mayor

ATTEST:



Lola Hazel, City Administrator/City Secretary