

**MINUTES OF THE REGULAR MEETING OF THE CITY OF DALWORTHINGTON GARDENS, TEXAS,
CITY COUNCIL HELD ON NOVEMBER 17, 2022 AT 6:00 P.M. IN THE COUNCIL CHAMBERS, 2600
ROOSEVELT DRIVE, DALWORTHINGTON GARDENS, TEXAS.
WORK SESSION**

While the order of some agenda items were 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 6:01 pm 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
Mark McGuire, Alderman Place 5

Staff Present:

Greg Petty, DPS Director
Doreen Summerall, Finance Assistant
Sandra Ma, Court Administrator/Interim City Secretary
Gary Parker, Public Works Director
Gary Harsley, Community Development Director

2. WORK SESSION

The following items were discussed.

- a. Presentation from Wellspring Insurance Agency for employee medical, dental, vision, and life insurance benefits plans.
- b. Receive development presentation from Trevor Turnbow Trevor Turnbow for property located at 2500 and 2512 California Lane, Dalworthington Gardens.
- c. Receive development presentation from Trevor Turnbow for property located at 2807 Spanish Trail, Dalworthington Gardens.
- d. Discussion regarding foot bridge replacement on Roosevelt Drive.
- e. Work Session on other listed agenda items, if time permits.

No other items were 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
Mark McGuire, Alderman Place 5

Staff Present:

Greg Petty, DPS Director
Doreen Summerall, Finance Assistant
Sandra Ma, Court Administrator/Interim City Secretary
Gary Parker, Public Works Director
Gary Harsley, Community Development Director

2. INVOCATION

Galvin Pate gave the invocation.

3. PLEDGES OF ALLEGIANCE

- a. U.S. Pledge
- b. Texas Pledge - *“Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.”*

Pledges were said.

4. ITEMS OF COMMUNITY INTEREST

The following items were presented:

- a.. City Hall will be closed for Thanksgiving and the day after
- b. Pictures with Santa, December 4, 2022
- c. Salvation Army Ring the Bell, December 10, 2022
- d. Laura Hill Book Signing, December 10, 2022
- e. Santa Parade, December 23, 2022

5. CITIZEN COMMENTS

Cindy Fulton and Michael Pair, 2916 Texas Drive: Spoke against development at California and Bowen.

Ashley and Duncan Morrow, 2811 Sieber Drive, Emailed and read by Mayor Bianco: Spoke against development at 2807 Spanish Trail.

6. MAYOR AND COUNCIL COMMENTS

Ed Motley: Congratulated Chief and his Staff for a great Day with the Law making it a successful event.

John King: Thanked Chief and Jennifer for a great Day with the Law Event.

Steve Lafferty: Be careful with climbing up ladders and such while decorating for the Christmas holiday.

Mark McGuire: Day with the Law was great and kudos to Steve for climbing up the ladder to take pictures.

Cathy Stein: Thanked the people who braved the cold for the park board work day that logged in 21 hours of volunteer work and the park board for their help with decorations in the park.

Mayor Bianco: Labenz Family – Thank you for instilling the value of community service into your growing family. This sweet family chose to spend their family time making DWG as beautiful as possible. Thank you for trimming the trees that were blocking our city sign.

Regina McBride and the Park Board – You did an awesome job organizing our Trunk or Treat event. A great time was had by all from the youngest to the oldest members of our community.

Cathy Stein – Thank you for your generous contribution of the paper towel/toilet paper holders for our new public works office renovation.

Kuddos to the McNabb family on Elkins Drive for their exceptional Halloween decorations. We love when our residence go above and beyond to make our city as festive as possible.

National Night Out – A shout out is in order for Christina Van Dorf and her family for providing hotdogs to everyone who joined us for NNO. Jennifer Burkhart, our exceptional event organizer, did not disappoint with one of our best events yet.

Day with the Law – Chief Petty and all of our DPS staff exceeded all expectations with our 30th annual celebration. Thanks to all of the agencies that participated in educating the public about the various aspects of law enforcement, fire, and EMS services.

Arlington Classics Academy – due to the hard work, dedication and partnership of staff, students, and parents, ACA has maintained their “A” district rating on their School Report Card by the Texas Education Agency “TEA” which reflects their history of high academic expectation and standards. We are so proud of you!

Business over Breakfast - will be December 6, 2022 at 5:00 p.m. at City Hall.

Sandra Ma – Shout out for doing a great job filling in the position while Lola is out.

Doreen Summerall – Kuddos for stepping up while Kay has been out.

Park Board – Kuddos to the Christmas Decorations in the Park.

7. DEPARTMENTAL REPORTS

Informational reports only; no action to be taken.

- a. DPS Report
- b. Financial Reports
- c. Public Works Report

8. CONSENT AGENDA

All consent items are considered to be routine and will be enacted by one motion and vote.

- a. Approval of October 20, 2022 regular meeting minutes.
- b. Approval of Ordinance No. 2022-22 making changes to the City of Dalworthington Gardens Code of Ordinances, Chapter 4, Business Regulations, to create an article defining and governing the standards and requirements for short-term rentals; and Chapter 14, Zoning, to identify short-term rentals as a permitted use in residential districts, subject to certain conditions.

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, McGuire and Motley

Nays: None

9. REGULAR AGENDA

a. Discussion and possible action on selection of employee medical, dental, vision, and life insurance benefits plans.

Background Information: The city's insurance broker, Wellspring Insurance Agency, was present to go over employee insurance benefits. The city's plan year is January to December. Multiple companies submitted bids for insurance plans. The city currently has TML Health medical, Dental Select dental, EyeMed vision, and One America Basic Life/AD&D, STD & LTD.

Each year, the city receives information from TML Health on the percentage of increase to benefits for the next plan year. The city was informed to plan for a 13% increase which was included in the FY 2022-2023 City Budget for the 9 months (Jan-Sep). In keeping with the same (5) plan options, the TML medical increase will be 17.41%.

However, the overall increase impact for the FY 2022-2023 budget (Jan-Sep) will be 15%, or an additional increase of \$7,218.57. The allocation of the increase is as follows:

- GF=\$5,667.34
- Enterprise=\$666.44
- PRFDC=\$242.64
- CCPD=\$705.15

The city Dental plan is voluntary and we are proposing to move to a new company called EMI-Health. This company offers a higher annual max benefit at a slightly lower cost to employees.

The city Vision plan is voluntary and rates will remain the same since we are in the 2nd year of a 2-year agreement with Eyemed.

Staff is recommending a move to Renaissance for the employer's Basic Life, STD, and LTD plans. Renaissance offers a 24-month rate guarantee with lower costs. Staff has not been satisfied with the customer service and on-line portal website provided by One America, our current provider. Based on discussions with WellSpring, the feedback is very positive on the new company, Renaissance. This company will also provide the Voluntary Life Insurance options for employees at the current rates we have with One America. The allocation of the (\$1,331.07) decrease in Basic Life, STD and LTD plans is as follows:

- GF= (\$1,014.33)
- Enterprise= (\$216.82)
- PRFDC= (\$72.98)
- CCPD= (\$26.94)

A motion was made by Cathy Stein and seconded by Council Member Mark McGuire for approval of the recommended plans for medical, dental, vision, and life insurance benefit plans.

Motion carried by the following vote:

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

Nays: None

b. Discussion and possible action to approve Resolution No. 2022-17 approving the 2023 City Holiday Schedule.

Background Information: The 2023 holiday schedule is being presented for approval. All holidays are the same except for the addition of the Juneteenth holiday which was added as a federal holiday in 2021 and was requested to be added to the city's holiday list by Mayor Bianco. Both the cities of Pantego and Arlington recognize this day as one of their city holidays.

A motion was made by Council Member Mark McGuire and seconded by Mayor Pro Tem Ed Motley to not take action immediately and direct staff to get a comparison of holidays with surrounding cities – Pantego, Arlington, Kennedale, Forest Hill, and Everman and what the cost is to adding an additional holiday to the budget.

Motion carried by the following vote:

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

Nays: None

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

Item not needed.

d. Discussion and possible action to direct staff on a change to the Personnel Policy regarding defining city holidays as hours worked.

No actions taken.

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

Background Information: Staff is seeking input and direction on the previously presented bridge replacement options.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member Steve Lafferty to direct staff to clear the brush under the bridges to get a better assessment of all three footbridges along Roosevelt.

Motion carried by the following vote:

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

Nays: None

f. Discussion and possible action to approve Ordinance 2022-32 making changes to City of Dalworthington Gardens Code of Ordinances, Chapter 6 “Health and Sanitation” to add 6.01.003 Urinating or defecating in public places.

A motion was made by Council Member John King and seconded by Mayor Pro Tem Ed Motley to approve Ordinance 2022-32.

Motion carried by the following vote:

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

Nays: None

g. Discussion and possible action regarding to approve a change order for the CIPP from a 36” to 38” storm drain pipe on Orchid Court.

A motion was made by Mayor Pro Tem Ed Motley and seconded by Council Member John King for approval of the change order for the CIPP from a 36” to 38” storm drain pipe on Orchid Court.

Motion carried by the following vote:

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

Nays: None

h. Discussion and possible action on modifying a city ordinance pertaining to fence height and or staff’s ability to generate a waiver to fence height as it pertains to life safety or security.

Background Information DWG currently has a fence ordinance limiting height to 6 feet in designated areas and 4 feet in front of the drip edge. City ordinance specifically states fences exceeding 6 feet require Board approval. Staff has provided various references to fencing in the current ordinance. We have also attached 2 other cities fencing ordinances as well as research of surrounding city’s fence height requirements.

No action taken.

10. TABLED ITEMS

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

11. FUTURE AGENDA ITEMS

- 2023 City Holiday Schedule

- Foot Bridge Assessment

12. EXECUTIVE SESSION

a. Recess into Executive Session for the following:

- i. Pursuant to Government Code Section, Consultation with Attorney, to wit: trees located in the city right of way and the City tree Ordinance.
- ii. Pursuant to Government Code, Section 551.0074 Personnel Matters: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit, Assistant to the Director of Public Safety. (make all of this bold)

City Council recessed into Executive Session at 7:23 p.m.

b. Reconvene into Regular Session for discussion and possible action on the following:

- i. Trees located in the City right of way and City tree ordinance.
- ii. The appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit, Assistant to Director of Public Safety.

City Council reconvened meeting back into regular session at 7:59 p.m. A motion was made by Mayor Pro Tem Ed Motley and seconded by John King to take the action discussed on items (b) (i) and (ii) in Executive Session.

Motion carried by the following vote:

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

Nays: None

13. ADJOURN

The Meeting was adjourned at 8:42 p.m.