



REGULAR CITY COUNCIL MEETING MINUTES

FEBRUARY 12, 2019
PRE-COUNCIL: 6:45 PM
REGULAR SESSION: 7:00 PM

MUNICIPAL COMPLEX
COUNCIL CHAMBERS
311 BURTON HILL ROAD

ATTENDEES:

Mayor	Michael Coleman
Mayor Pro Tem	L. Kelly Jones
Council Member	Dan Novak
Council Member	Tiffany Aller <i>(via remote system, doctor's orders)</i>
Council Member	Sharon Schmitz
Council Member	John Davies
City Administrator	Sterling Naron
City Secretary	Brandy Barrett
Police Chief	Kevin Reaves
City Attorney	Ashley Dierker
Director of Cmty Dev	David Curwen
Golf Pro	Mike Meka
Building Official	Nader Jeri
Librarian	Courtney Jackson

ABSENT: Public Works Joey Alvarez

PRE-COUNCIL SESSION: No pre-council discussion was held.

REGULAR SESSION:

CALL TO ORDER: 7:00pm by Mayor Coleman and received both verbal and visual confirmation that Councilwoman Aller was present at the meeting via video teleconference, adding that she was under doctor's orders to stay home.

INVOCATION offered by Nathan Keller.

PLEDGE OF ALLEGIANCE led by Mayor Coleman.

REGULAR SESSION:

1. **MOTION to approve the Agenda.**
 - **MADE BY:** Kelly Jones. **SECOND:** Dan Novak.
 - **Motion passed** by a vote of 5 Ayes and 0 Nays.

2. MOTION to approve the Consent Agenda

- **MADE BY:** Dan Novak. **SECOND:** Sharon Schmitz.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

The following consent agenda items were approved:

A. Approval of the Minutes:

- Council Meeting – January 8, 2019
- Special Council Meeting – January 30, 2019

B. Approval of Financial Reports:

- TexPool Report
- A/P Disbursements

FUND BALANCES January 2019	GENERAL	WATER	CAPITAL PROJECTS	CRIME CONTROL	DEBT SERVICE	WRA	HCGC	STREET
Revenue	\$461,502	\$92,373	\$5000	\$51,949	\$264,507	\$212	\$65,771	\$26,000
Disbursements	\$231,103	\$114,499	\$14,892	\$51,149	\$0.00	\$10,437	\$120,750	\$14,475
Cash on Hand	\$181,536	\$300,040	\$411	\$23,097	\$228,078	\$229,192	\$95,702	\$59,578
TexPool	\$340,763	\$82,481	\$142,598	\$241	\$424,703	\$135,844	NA	NA
Money Market	\$350,000	\$500,000	NA	NA	\$129,000	\$1,090,000	NA	NA

3. Staff Updates:

A. Police Department

- Chief Kevin Reaves reported that in the month there were 306 traffic stops, resulting in 222 citations and 220 warnings. There were 1778 calls for service, including 163 - 911 calls and 107 Priority One calls. In addition, we had a total of 58 arrests, which resulted in 83 charges; 84 warrants were cleared via Police Department and Court actions.
- Chief Reaves presented a recap of the 2018 Police Report, the full report is available on the City's website.

B. Code Enforcement & Building Inspection

- Nader Jeri, Building Official, reported 120 Inspections were performed and 31 Code violations were resolved last month, one via citation.
- Commercial projects currently under construction include: Dairy Queen and a Retail Building.
- There are 32 ongoing residential projects.

C. Library

- Courtney Jackson reported that patron visits, circulation, and consortium loans continue to remain steady, adding that we received donated furniture from the Krum Library, giving adult patrons a place to sit and study.

D. Public Works

- Sterling Naron provided the Public Works report, as Mr. Alvarez and his staff were repairing a water main leak. The department completed 160 service orders, along with numerous other projects, including the installation of 21 smart meters, and the performance of TCEQ compliance activities.

E. Hawks Creek Golf Course

- Mike Meka provided the Hawks Creek report. The course had 1640 rounds played last month, resulting in \$67K revenue. The course was closed for 3 days due to weather. He provided the National Golf Foundation and regional report. The course has delayed switching software providers, from GolfNow to EZLinks, until some issues can be resolved.

F. Community Development

- David Curwen reported that he has received the construction specifications for Alleys 7 & 8.
- Westworth Plaza construction continues on Lots 5 and 6.
- Two replats have been submitted and a Planning and Zoning Commission meeting has been scheduled. They will be on the Council agenda in March.

G. Administration

- Sterling Naron provided a variance report.
- He reported the Trail System TAP Grant as it is in action items for tonight's meeting, however he was pleased that 80-90 citizens attended the Public Hearing at the Westmore Senior Center.

4. Advisory Board and Committee Updates:

A. Finance – Kelly Jones, Chair

- Councilman Jones announced the Finance Committee met at 6:15pm and reviewed the Fiscal Year 2018 Audit Results, which are in the action items this evening. He also announced a Public Hearing will be held at the next Finance Committee meeting on March 12th at 6:00pm, and that he and the Council were looking forward to the new Performance-based budget format being established. He encouraged citizens to participate in the process.

B. Vision – John Davies, Chair

- Councilman Davies announced that he was still soliciting applications for citizens who wanted to serve on the Vision Committee. Anyone interested in serving on the Vision Committee should contact Brandy Barrett for the application.

C. Library – Tiffany Aller, Chair

- No report at this time.

D. Ordinance – Sharon Schmitz, Chair

- No report at this time.

5. Public Information/Announcements – Brandy Barrett, City Secretary

A. Announcements

- Last day to file an application to be on the General Election ballot is February 15th by 5:00pm.
- City Offices will be closed on February 18th in observance of Presidents' Day.
- Vision Committee applications are available.

B. Meetings:

- Planning and Zoning Meeting, February 19th at 5:30pm
- Finance Committee Meeting, March 12th at 6:00pm
- Regular Council Meeting, March 12th at 6:45pm

C. Demonstration of New Email/Text Subscription Service: Brandy Barrett provided a detailed demonstration of the new email and text subscription service, similar to the presentation at the Community Luncheon.

6. Citizen Comments:

- Jeannette Jones (5749 Tracyne Dr), she would like to know the difference between committee and advisory boards. She also wanted to know what Single Family versus Single Family Redevelopment is and how the building codes were changed. She stated new home construction was flooding existing homes and those things are bothering citizens who have been here for 40-50 years and someone needs to take notice of it. She was glad that everyone was in favor of the trail system, but she wants it to be done right and economically. She questioned where the money came from that funded the trail portion/sidewalk in front of Westworth Park and why it was not part of the trail budget; she wanted a committee or advisory board go over the plans, budget and walk the trail to actually see where the erosion is and then to review the civil engineer report on the area that is to be paved. She wanted to know where the parks and benches were, as they were also discussed at the beginning of this project and now there is no mention of a park. Stating they want it, but do it right, to accommodate the strollers, walkers, wheelchairs and bikes; questioning how are they going to use the stairs? Concluding that we have the opportunity to have something really special, let citizens have a say and let's do it right.
- There were no further citizen comments.

7. Action Items:

A. Mayor Coleman

Discuss and take action on the Fiscal Year 2017-2018 Audit. *(This item was presented and reviewed at the Finance Committee Meeting scheduled to start at 6:15pm preceding the Council Meeting.)*

- Kent Willis, CPA with Pattillo, Brown and Hill, LLP, provided a brief recap of the audit results for Fiscal Year 2017-2018, as presented in the Finance Committee Meeting.

MOTION to approve the Fiscal Year 2017-2018 Audit, as recommended by the Finance Committee.

- **MADE BY:** Kelly Jones. **SECOND:** Sharon Schmitz.

DISCUSSION:

- There was no further discussion.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

B. Mayor Coleman

Discuss and take action on the TAP Grant.

DISCUSSION:

- Sterling Naron reported the current status of the trail system with the anticipation of the expedition of the Hwy183 project. There were approximately 90 people in attendance at the Public Hearing.

He stated that the proposal remains the same, to complete everything south of Hwy 183. NCTCOGs proposes a full traffic signal at Leonard Trail and Roaring Springs. We have investigated the options to go behind Leonard Townhomes, requiring the property owners grant a permanent trail easement. He reviewed all the options that were presented, requiring easements from private property owners. TXDOT and NCTCOG have reviewed the alternatives and would consider approval, however we would have to justify the need.

- Councilman Davies wanted to know if any other crossings have been considered.
- Mr. Naron replied the ones submitted were based on prior discussions, and that TXDOT and NCTCOG have full approval of the location of the crossing at Leonard Trail and Roaring Springs, and they have not approved or denied the alternative crossings, adding that the city's justification for moving the crossing would have to be reviewed. He said the staff and NCTCOG are requesting we go forward with the bid process and continue to work with TXDOT to justify alternates and have a bid as well as alternate bids. This would allow staff and NCTCOG to seek the 20% credits to cover the cost. Bids would also assist the council in making their decisions going forward.
- Councilwoman Schmitz liked the ability to have different options in the bid package. She wanted to know what options were considered addressing concerns for the Fairways neighborhood expressed at the Public Hearing.
- Mr. Naron stated that Councilman Jones had expressed those same concerns earlier in the week. He explained the Hwy183 project, showing how the width decrease in size from the base going toward the commercial district. Construction of the new 6-lane Highway 183 would further decrease the space available for trails along Hwy 183, adding both NCTCOG and TXDOT prefer the interaction between pedestrians and vehicles be limited.
- Councilman Davies also questioned how the concerns from the Fairways residents at the Public Hearing were going to be addressed.
- Chief Reaves provided a detailed explanation of how residential neighborhoods reduce crime by inviting the public in, by increasing potential contact points and visibility by citizens crime is reduced, citing his personal background and several studies. He added it wasn't that long ago a homeless and transient camp was removed from that area. The trail will continue to increase citizen interaction and decrease crime, as exemplified by Airfield Falls.
- Councilman Davies expressed dissatisfaction with Chief Reaves assessment, adding that if he lived in those houses he would not be comfortable with idea that the area would police itself.
- Steve Mass (6600 Fairway Dr), presented information that could support both positive and negative effects of trail systems; adding that in cases where trails are abutting neighborhoods, as it would in the Fairways, it is generally negative, concerns include decreased privacy, safety and property values. The study suggests four sets of actions:
 1. Community involvement and support to use the trails – he stated that you do not have the support.
 2. System and plan in place to promptly address issue and problems by neighbors – he stated that he has not seen anything in this regard from the council, citing an example of graffiti, asking who would be responsible to clean it up?
 3. Transparency of the vision process for community members – he stated we are getting there.
 4. Maintenance and clear plan to address issues that arise as needed, i.e. litter, disruptive noise, crime, etc. – he does not believe anything has been done to address the issue.

He continued by reading a prepared statement which he provided to Mr. Barrett to be added to the record: "I wanted to take the opportunity to address the council again on the topic of the trail. In recent communication with the council, the Fairways HOA has reached out to you asking you to hear and address our concerns related to the section of the trail abutting up to The Fairways

neighborhood. As emphasized in that communication, there needs to first be a separation made between the issue of connecting the city to the Trinity Trail and the section of the trail by the Fairways. Everyone is in favor of connecting to the Trinity Trail. That is not a topic of debate. The concern expressed by the HOA and homeowners of the Fairways is only related to the section of the trail that is planned to be 2 feet from our property running between Fairway Drive and Sherry Lane. This section of the trail, which has been informally labeled as the “path to nowhere” creates concerns of property vandalism, crime, and other nuisance issues. This section of the trail will be lined on one side by The Fairways Fence and the other side by the fence/bushes attempting to screen Westworth Plaza and as such, due to the lining on both sides, to the Chief’s point of having visibility that it won’t have, will be creating a quarter mile dark corridor ideal for the mischief activities previously mentioned. While the same potential for activities exists today, that area of land is currently out of sight and therefore out of mind to most. By placing the trail in this tract of land, the city is inviting people to be in this area and encouraging its use with no way to regulate or limit its use to only the intended recreational purposes at posted times.

The majority of residents in the neighborhood would prefer to see the city utilize the already agreed upon sidewalk that runs in front of Westworth Plaza. The only rebuttal I have heard to this approach is safety. That is a weak attempt to avoid our concerns. I have made the point in every discussion on the topic of safety that this sidewalk in front of Westworth Plaza is safer than many of the other sections of trail that the city plans to implement or has already implemented along Roaring Springs and 183.” *(He showed a picture of the section being discussed in front of Westworth Plaza Development.)* “Those locations offer 3 feet or less of barrier between the sidewalk and the abutting roads. The section of sidewalk in front of Westworth Plaza, using Panera as an example, is setback 25-30 feet from 183 and is separated by a ditch.

So, that only leaves the safety concern of pedestrian traffic navigating the entrances to Westworth Plaza. The point has been made that the hope is for the city trails to one day connect to the Bomber Spur.” *(He showed a picture of the Bomber Spur and Mayor Coleman interjected the section along the Bomber Spur is currently planned to be a linear park, not a sidewalk near the road, referencing the space available in the area as Mr. Naron previously explained.)* “For those that aren’t familiar with the Bomber Spur plans, the plan is to implement a trail running parallel to 183 from the car wash to south of 30. If the trail is safe enough for individuals to navigate the countless business turn ins along that 2-mile stretch, adding there are 9 business turns from I-30 to Sherry Lane, then then it certainly should be adequately safe for the 2 or 3 turns in associated with Westworth Plaza.

I’m not asking the council to fully understand the impacts of this change tonight, but if you don’t understand all the impacts then be responsible and take the time to understand it before making a reckless decision to spend 560,000 dollars on this section of trail that could be unnecessary, averted, and create a new set of unknown problems for your citizens.

Lastly, as you know, the council recently exhibited an interest in hearing citizen input on the trail system. While there was a lot of positive support for “connecting to the trinity trail”, there were only a few comments related to the specific section by the Fairways but all were negative or expressing concern. Therefore, the burden of proof now lies with the council. Show the citizens that you were holding the hearing to really collect and utilize the feedback and not just doing it for show while proceeding with the plans you already had. Thank you.”

- Mayor Coleman requested that Mr. Naron and Mr. Garcia address the financial concerns; the price based on the one bid previously received and the city only pays for 20%, which they are working with NCTCOG to reduce or eliminate.
- Councilwoman Schmitz stated that maybe if we decide to go to bid, we have an alternative to run along Hwy 183.
- Councilman Jones questioned why the trail was designed so close to the Fairway's wall if there is more space in the easement. Mr. Garcia was called to the podium to discuss the design of that section. Mr. Garcia stated the 2 feet is correct and it was designed to give maximum distance from the power lines.
- Mayor Coleman asked if ONCOR would allow us to move it over 5 feet, and Councilwoman Schmitz asked how long those towers would be in place. Mr. Garcia stated he had not asked that question about how long the towers would remain and Mr. Naron stated that he was not aware of any plans to replace them.
- Councilman Davies questioned if it is moved over 5-feet, would the Fairway neighborhood concerns be resolved. Mr. Mass stated that the council is intentionally bringing traffic into an area that is out of sight and out of mind, which is not patrolled and the city does not have the ability to get someone back there to ensure safety.
- Councilman Jones again asked Mr. Garcia to outline the process of getting us to this point and the 2-foot mark. Mr. Garcia explained that it was put at the threshold set by ONCOR, placement was to meet their request to keep it a certain distance from their poles, it is their right-of-way that they granted the city to use for a trail.
- Tom Hughes (1 Leonard Trail), stated that he worked with TXU (now ONCOR) when they were developing their land and received help from their construction department. He stated that he knows the trestle towers will not remain very long and suggested negotiating with ONCOR, adding they will talk to you about our concerns and he believes they will be interested in changing the towers out. He is opposed to getting locked into something that will change, requesting the design be adjusted.
- Mayor Coleman stated that they would contact ONCOR and added the landscaping put in as a trail enhancement was put in place as far back as 2015.
- Richard Cervenka (6604 Fairway Dr.), apologized for being late to the Public Hearing and thanked them for allowing him to speak. He believes that everyone is in favor of the trail, but we need to focus on a thoughtful approach for the trail. He requested the council refute his claims, what are we preventing the city from accomplishing in relation to the Fairways trail portion.

He continued by reading a prepared statement which he provided to Mr. Barrett to be added to the record: "Given a work conflict, I regret that I couldn't be at the public hearing in time to voice my concerns so I will do so tonight. While I know this is not an open dialogue amongst the council and citizens, I would appreciate the Council's feedback on what changes they have made or are making to the trail plan based on the citizen comments made at the public hearing. It is a reasonable expectation that the significant opposition to elements of the trail would result in changes to the plan.

One quick observation about the public hearing from the portion I was able to be present for and the feedback I heard from many others. City leadership still doesn't seem to understand that no one is opposing the trail in its entirety. Those who spoke up in favor of the trail just stated they wanted a trail. Well guess what, so does everyone else. We just want the trail to be built in a thoughtful way. We are not asking for anything in opposition to the goals the city has set for the trail. Specifically, in relation to the trail portion along the Fairways, I have only heard one indefensible arguments for the trail placement along the Fairways and not along 183.

The claim has been made that the trail along 183 would pose more safety concerns. That is a questionable claim given the Fort Worth trail that everyone claims might come in the next decade will also run along 183. By the way, I have been told that the same governing body planning that trail is also planning ours. The fact that the trail is considered safe adjacent to 183 from Ridgmar Mall to Sherry Lane but not along our stretch is not defensible.

Additionally, if you reference the various trail renderings outside this room, you see numerous portions of the trail depicted that will pose significantly higher safety concerns, including a portion of the trail directly adjacent to a road that is in between the road and the guardrail. Who thinks that is safe? The trail along 183 will be significantly more set back than other stretches of the proposed trail.

If safety is a concern you wouldn't be placing a sidewalk abutting a neighborhood in a dark hidden corridor. I can't imagine an independent Chief of Police wouldn't be concerned about the potential safety concerns this would pose. More specifically, vandalisms and the potentially scaling of this wall are concerns. Will the city take responsibility when this occurs? If you don't like dealing with us now, imagine us after something like that occurs. We will be back here united when it occurs and will point to the record that shows our clear concern about the safety concerns this trail poses. That will be classified as negligence on the city's behalf.

I have also heard claims from city employees and councilmen that this is a daytime trail. Once again, there is no basis for this. The trail is open until 10PM. Not sure the basis on the city's response there.

Additionally, I keep hearing about resident's desire to walk to Target. Other than the need to cross 6-7 parking lots once you get to the edge of the subject trail to reach Target, if the primary motivation of completing this end of the trail is to connect to retail, the trail would be more conducive to retail connectivity if it ran along 183 and the stores along that stretch. The trail ends in the same place either way, thus not having an impact on reaching retail on the other side of Sherry Lane.

Lastly, by appeasing resident concern along the Fairways portion, the trail costs would decrease by some unknown number, but we can all understand the cost will be less. The fact that there is some unidentified motivation to overspend for a portion of the trail that will be very lightly used is confusing. I have sat in groups pondering the motivation of the mayor and the council to not hear our concerns. Other than speculation, we have no good answers.

I think citizens were encouraged the public hearing would result in some change. As it becomes clear the public hearing won't result in change, a group of residents across all cross sections of the city intend to reach out to the federal agency providing the grant funds. We think obtaining hundreds of signatures to accompany that correspondence is very attainable and will be very effective. These federal agencies, unlike state agencies, have a long track record of listening to citizens' concerns given that they are the entities providing the funds for projects creating harm. Apparently, a step like this is necessary.

I am encouraged by an upcoming turnover of the council and Mayor in May that will undoubtedly result in a new approach to the trail. What the mayor and council can force through in the next few months can be modified thereafter if need be. I would encourage the council to consider this in its decision-making process. Thank you."

- Mayor Coleman explained that Mr. Dan Kessler of NCTCOG has repeatedly stated that the path is safer for pedestrians off of Hwy 183. He questioned why the Fairways wall supports are on the outside of the fence, wanting to know if they are currently experiencing issues with people climbing the wall, adding that at the time when the landscaping was put in behind the Fairways in preparation of the trails there were no negative comments from the Fairways residents.
- Councilman Davies expressed his issue that there are concerns about the trail in multiple areas and the council attempting to invalidate the citizen concerns being voiced. He believes the council should validate and address the concerns.
- John Hendrix (5812 Tracyme), he is concerned about the impact of the trail on the community. He is not concerned about the sidewalk in front of his house. He stated that he agreed with the guy from the Public Hearing about buying a house at the end of a runway if you don't like the noise, but we were here before the trails, suggesting that we open Westworth Park, Westworth Falls and Magnolia West and put trails through them too. Looking at the picture of the trails behind the Leonard Condos, he wanted to know how are we going to go around the retaining wall along Roaring Springs Road.
- Mayor Coleman and Councilwoman Schmitz stated that one of the options would remove a part of the retaining wall and some of the trees that are in the right-of-way.
- Jeannette Jones (5749 Tracyme Dr), she wanted to know why the trail couldn't cross where Pumphrey is and not at Leonard Trail. And she requested why this couldn't be studied by a committee or advisory board; getting citizens to go over civil engineers plans, expressing her displeasure in Freese and Nichols who placed a tunnel in a flood zone and planned a sidewalk down White Settlement that could collapse into the river with erosion.
- Mayor Coleman stated that there would be no erosion, and Mr. Naron added that it would be removed with the Hwy183 crossing and Hwy 183 would also add a second crossing point for pedestrians.
- Ms. Jones requested that someone else study this, continue to express her displeasure with Freese and Nichols plans on crossing placement and erosion; adding there is no lighting. She requested a look at the whole project and stop wasting money on engineering plans that will not work; suggesting that we need to figure out what we want before we go forward.
- Councilman Davies questioned Mr. Naron if TXDOT has any reservations for people coming out of the base and turning left and looking right. Mr. Naron stated that TXDOT would probably have an issue with that alternative, as they have only approved the plan to cross at Leonard Trail. Explaining again that the City would have to provide justification for any alternate crossings; and ultimately TXDOT is the gate keeper of where the crossing is going to be located.
- Councilman Davies then questioned why we are not looking at putting the crossing farther down near the golf cart crossing. Mr. Naron asked Mr. Garcia to address that question, adding that people are like sheep and water, taking the path of least resistance. Mr. Davies stated that there is no need to use the trail in that area for at least 5 years, there will be no one on that section until 183 is completed, so there is no reason to complete it. He would like an alternative that does not put in the rest until after Hwy 183 is complete; adding that it is an alternative that is not being considered.
- Mayor Coleman stated the parks study requested looped walks, this is important to residents in the Westmore could take a looped walk. Councilman Davis said you could get your loops after they finish Hwy 183. Mayor Coleman reminded him that we could do it now for 20% of cost because we have the grant funds.
- Councilman Davies stated there is still concern about erosion and asked if Mr. Naron or Mr. Garcia had reached out the Army Corp of Engineers or TRWD like he had asked them to do.

- Mr. Naron stated that he had not because the area he is referring to is private property.
- Councilman Davies stated that the Corp of Engineers did the original study and questioned why we have not asked their expert opinion to tell us what would happen with erosion before we build a sidewalk next to it.
- Mr. Garcia approached the podium to answer the question and Councilman Davies chastised him for smiling, accusing him of thinking the matter was funny; to which Councilman Novak requested that we treat each other with dignity and respect. Mr. Garcia took a moment to collect his thoughts and stated that a geomorphologist study could be done and it would be based on the water flow, distance, history, etc. However, in his opinion there is 25 feet from the edge of the erosion to the planned sidewalk location adding erosion has not progressed at a rate in the past that it would be inadequate for at least the next 10 years. Adding that his firm or a firm of the council's choosing could be hired to complete the study.
- Councilwoman Schmitz questioned the usefulness of the sidewalk beyond 10 years given the Hwy 183 project. Mr. Garcia stated that he was not aware of the Hwy 183 project affecting that area, but the proximity made it a possibility.
- Michael Dingman (5809 Pollard), stated that the sidewalk is on the curb next to the street. Mayor Coleman stated that it is the same as Popkin. Michael Dingman wanted to know about riding a bike as an adult with a 4-year-old walking, and the location of the guardrail. Mr. Garcia stated that guardrails are not required because of the speed of the road.

Councilwoman Aller stated that she was logging off and back on, her attendance was reestablished in less than one minute and no discussion took place during the transition.

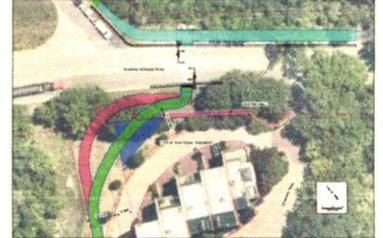
- Tom Hughes (1 Leonard Trail), questioned the design process of where it goes behind the townhomes versus in other places, adding he believes it is hurtful to the citizens because there has never been a workshop for how them to participate, and the council is still trying to push this plan. He believes there are a lot of options but have not been considered; we just don't know as a community and the 35 homes most impacted have not been given a chance to discuss or debate their concerns with council or staff. He added that when we come up here and it gets hostile, there are good alternatives and we have missed some opportunities because a sidewalk has already been put in place. He does not believe anyone is requesting the project be stopped but feels they are being threatened that it will cost us not to do it. He stated that since Councilman Davies and Schmitz have been on council, we have been asking for discussion, as we are the most impacted people by this plan and the negatives, some of which could be overcome if we just had some interaction. Most of the talk is negative because we are fighting for seconds in three-minute spurts in the last nine months. Adding that before you want to stop kicking the can down the road, we need to do it just a little longer for everyone's benefit, but especially for the 35 homes most impacted.
- Margaret Worthington (5700 Tracyne Dr), was mostly concerned about the impact of those impacted by it, believing it makes a lot of sense to cross where the golf carts cross and it's on a straightaway for visibility. Over all the years of this project we have had some general pictures to access and could see the a general route and not how it will impact things on the ground. The original plan that crosses at Leonard Oaks, removing trees, part of the wall, tearing stuff out was not made know. Mayor Coleman stated that what is in the road right-of-way would have to be removed to allow pedestrian traffic to have a safe way through. Ms. Worthington stated that it might be nice for him because he didn't live there.
- Mayor Coleman asked Mr. Naron to discuss the risk of descoping the project. Mr. Naron explained that if an alternative does not score as high as the submitted and approved project, funding could be reduced, and it would have to go back before the Regional Transportation Council (RTC), and they would decide how it would be handled, including the possibility of re-

awarding the funds to another project in an different town or county. Mr. Naron added that he has spoken with Ms. Weaver regarding the removal of the piece behind the Fairways, and she reported it the action would descope the project back into the hands of RTC, as it would adjust the scoring. Councilwoman Schmitz questioned if we received a descoping clause for the Hwy 183 removing the tunnel. Mr. Naron stated that it taken back for review and was not considered a descoping because NCTCOGs alternative plan met the same purpose.

- Mayor Coleman stated he would entertain a motion.

MOTION to proceed to seek bids on the original trail as currently designed, and in addition seek bid alternatives for each of the following:

1. **The second red option presented tonight, going behind Leonard Oaks Townhomes (as shown in picture); and**
 2. **The green option presented tonight, going behind Leonard Oaks Townhomes (as shown in picture); and**
 3. **Removing the trail section in the ONCOR easement behind the Fairways, adding a connection going by the Westmore up to and along Hwy 183 to Sherry Lane; and stipulating that the City will not pay for any right-of-way for alternative designs that require staff to negotiate with property owners.**
- **MADE BY:** Kelly Jones. **SECOND:** Dan Novak.



AMENDED MOTION to also include the continuance (from Fairway Dr) along Hwy 183 to the point it reaches Roaring Springs at Cube Smart and then travels along Roaring Springs. Councilman Jones agreed to the proposed amendment, provided it is a separate bid, and Councilwoman Schmitz so stipulated.

- **MADE BY:** Sharon Schmitz. **SECOND:** John Davies.

DISCUSSION:

- Following a brief discussion led by Councilman Novak regarding potential throw-a-way construction; and Councilman Jones stated that all it does is get us more information on our options. Mayor Coleman called for the vote on the amendment.
- **Amendment passed** by a vote of 4 Ayes, 0 Nays. (Novak abstained)
- Councilman Davies wanted it noted on record he feels it is still premature to bid it, as he doesn't think it is enough.
- **Mayor Coleman called for the vote on the original motion as amended, passed** by a vote of 4 Ayes, 1 Nays. (Davies)

The meeting was adjourned at 9:25pm by Mayor Coleman.

MINUTES APPROVED BY:


Michael R. Coleman, Mayor

SIGNATURE ATTESTED BY:


Brandy G. Barrett, City Secretary

