

June 11, 2024

7:00 PM

Council Chambers

**ATTENDEES:**

Mayor	L. Kelly Jones
Council Member	Phillip Poole
Council Member	Teddy Berdan
Council Member	Immy Khan
Council Member	Robert Fitzgerald
Council Member	Halden Griffith
City Administrator/Sec	Brandy Barrett
Police Chief	Kevin Reaves
Deputy City Secretary	Elisa Hickey
City Attorney	Julie Doshier

**ABSENT:**

**CALL TO ORDER by Mayor Jones at 7:00 PM**

**INVOCATION** was given by Brian Libbey.

**PLEDGE OF ALLEGIANCE** was led by Mayor Jones.

**REGULAR SESSION:**

1. **MOTION to approve the agenda with the amendments of moving the first Executive Session to the and Item B to the second Executive Session and removing items D and E due to the applicant withdrawing.**
  - **MADE BY:** Phillip Poole. **SECOND:** Robert Fitzgerald.
  - **Motion passed** by a vote of 5 Ayes and 0 Nays.
2. **Special Recognition**
  - A. **Mayor Jones**  
Acknowledgements of excellent service and presentations to outgoing Councilmember Dingman.
  - B. **Mayor Jones**  
Administer ceremonial Oath of Office to Immy Khan. *(Councilman Khan was officially issued a Certificate of Election, and officially took the Oath of Office on May 24th, following the election recount.)*
3. **Approval of the Consent Agenda:**  
*All matters listed as Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be a separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.*
  - A. **Approval of the Minutes:**
    - Special Council and Joint WRA Meeting – May 14, 2024
    - Council Meeting – May 14, 2024
  - B. **Approval of the Financial Reports:**
    - TexPool Report
    - TexStar Report
    - A/P Disbursements

BALANCES	GENERAL	WATER	CRIME CONTROL	CAPITAL PROJECTS	DEBT SERVICE	STREET	WRA	HCGC	GAS ROYALTIES
May-24									
Revenue *	\$201,116	\$129,462	\$68,527	\$5,000	\$0	\$46,391	\$34,263	\$251,265	\$0
Disbursement *	\$194,418	\$55,856	\$64,183	\$24,105	\$0	\$8,172	\$25,864	\$248,935	\$0
Cash on Hand	\$50,376	\$245,691	\$575,809	\$267,099	\$3,349	\$344,283	\$240,725	\$534,950	\$52,546
TexPool	\$5,100,719	\$129,820	\$0	\$264,667	\$53,101	0	\$375,922	0	0
TexStar	\$763,658	\$1,644,646	\$158,916	\$423,776	\$136,704	0	\$229,921	\$138,079	\$2,118,962

\* Month end postings/JEs and bank reconciliation pending.

- C. **Declaration of surplus equipment** – Authorize the City Administrator and Chief of Police to declare city equipment that is damaged and unrepairable, obsolete, no longer serviceable by the manufacture, or expired, surplus/obsolete and Chapter 59 Forfeitures that are unusable by the Police Department, to be auctioned, donated, recycled, or disposed. (Council action required in accordance with City Ordinance Section 1.05.031.)

**MOTION to approve the Consent Agenda with the discussed amendments to the May 14<sup>th</sup> minutes.**

- **MADE BY:** Phillip Poole. **SECOND:** Robert Fitzgerald.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

3. **STAFF UPDATES:** *The Department Directors recapped their monthly reports.*

4. **MAYOR'S REPORT** *(A recap of the mayor's previous 30 days in office)*

5. **COMMITTEE UPDATES:** *(A recap of meeting held in the previous 30 days.)*

## 6. PUBLIC INFORMATION/ANNOUNCEMENTS

### A. Announcements and Proclamations

- City offices will be closed on July 4<sup>th</sup> in observance of Independence Day

### B. Meetings

- CCPD/Public Safety, June 20th at 6pm
- WRA Board meeting, June 20th at 7pm
- Planning and Zoning Commission, July 2nd at 6pm
- Regular Council meeting, July 9th at 7pm

### C. Citizen Comments *(An opportunity for citizens to address issues or concerns to the council.)*

## 7. Public Hearings, Briefings and Action Items:

### A. Mayor Jones

Discuss and take action to appoint the Mayor Pro tem. *(In accordance with Local Government Code this action is to take place at the first meeting following the election.)*

**MOTION to appoint Immy Khan as the Mayor Pro Tem.**

- **MADE BY:** Halden Griffith. **SECOND:** Teddy Berdan.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

### B. Mayor Jones

Discuss and take action to appoint committee members to Planning & Zoning Commission, Long Range Planning Advisory Board, Golf & Parks Committee to terms ending May; and appoint committee members to the WRA and CCPD boards filling the current vacancies to terms ending in September. *(The council makes appointments to fill one- and two-year terms ending in May or September depending on the Board, Commission, or Committee requirements.)*

- This item was moved to the second executive session.



**C. Mayor Jones**

Discuss and take action on the Golf and Parks Advisory Board recommendation to paint the T- 33 in the livery of its last active-duty station in Point Mugu and review options to finish the project. (The current livery is accurate for its last active-duty station. No quotes have been submitted after multiple attempts.)

- Councilman Fitzgerald reported that he has companies that he has reached out to and will give an update at the next meeting.

**D. Mayor Jones**

Public Hearing to receive citizen input on the zoning application to rezone 5723 Randolph Court, Westworth Village, Texas, from zone SF-R-2 to zone SF-R-1. (This is the second public hearing on this item, the first was held at the Planning and Zoning Commission meeting on June 4, 2024.)

- The applicant withdrew this item from the agenda, no hearing was held.

**E. Mayor Jones**

Discuss and take action on the Planning and Zoning Commission recommendation to deny the zoning application to rezone 5723 Randolph Court, Westworth Village, Texas, from zone SF- R-2 to zone SF-R-1. *(All legal notices & postings have been made in accordance with state law and city ordinance.)*

- The applicant withdrew this item from the agenda, no action was taken.

**F. Mayor Jones**

Discuss and take action on an ordinance amending Section 6.05 of the Westworth Village Code of Ordinances entitled "Weeds, Brush, Rubbish, and Unsightly, Objectionable or Unsanitary Material" for the purpose of complying with revisions to Chapter 251 of the Texas Agriculture Code per H.B. 1750 requiring an exception for certain Agricultural Operations within 10 feet of rights-of-way and other inhabited properties.

**MOTION to approve amending Section 6.05 of the Westworth Village Code of Ordinances entitled "Weeds, Brush, Rubbish, and Unsightly, Objectionable or Unsanitary Material" for the purpose of complying with revisions to Chapter 251 of the Texas Agriculture Code per H.B. 1750 requiring an exception for certain Agricultural Operations within 10 feet of rights-of-way and other inhabited properties.**

- **MADE BY:** Phillip Poole. **SECOND:** Halden Griffith.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

*Councilman Griffith asked for it to be noted on the record that it is the state law, not the council, that is imposing this change.*

**G. Councilman Griffith**

Review and discuss the primary goal of the city council as stated on the Westworth Village website.

- Councilman Griffith read wording off the city council page on the website.

**H. Councilman Griffith**

Discussion and take action on creating an ad hoc committee to assist with updating the Comprehensive Plan and Future Land Use Map and/or issuing an RFP for consultant services to assist with the same.

**MOTION to create an ad hoc committee to assist with updating the Comprehensive Plan and Future Land Use Map and appoint Halden Griffith as the chair, Darla Thornton, Margaret Worthington, and Phillip Poole.**

- **MADE BY:** Halden Griffith. **SECOND:** Teddy Berdan.

The city attorney explained the process for establishing a committee, Mayor Jones directed staff to start the research into pricing and begin creating an RFP to be discussed at next month's meeting.

- Motion was withdrawn.

**I. Councilman Griffith**

Discussion and potential action on an annual conflict disclosure form applicable to council and/or other elected and/or appointed officials.

- The city attorney advised against creating this form, no action was taken.

**J. Councilman Griffith**

Review, discussion, and consideration of action on the process of re-establishing an individual office of city secretary.

- This item was moved to be discussed in executive session.

**K. Councilman Griffith**

Discussion and consideration of action on the process of hiring a public information officer.

- This item was moved to be discussed in executive session, no action was taken.

**L. Councilman Griffith**

Review, discussion, and consideration of action regarding the supervisory authority over and/or duties of the city administrator.

- The city attorney explained the mayor's supervisory authority per state statute for Type A general law city, no action was taken.

**M. Councilman Griffith**

Review, discuss and take action on re-establishing the finance committee to be called the Westworth Village Finance, Budget and Audit Committee, along with review of the budgeting process.

- This item was moved to be discussed in executive session, no action was taken.

**N. Councilman Griffith**

Review, discuss and take action on the function and appointed members of the WRA and Golf & Parks Board regarding the oversight and advisory of parks, recreation, Hawks Creek Golf Club.

- No action was taken.

**O. Councilman Griffith**

Review, discuss and take action on the committee, board and commission appointment process, as well as the appointment, re-appointment and removal of members. (Per Ordinance 1.03.004, it is the responsibility of the city council to create and abolish committees, appoint members, and establish membership and duties as it may see fit.)

- No action was taken.

**P. Councilman Griffith**

Discuss and take action to appoint a Mayor Pro tem.

- No action was taken.

**Q. Councilman Griffith**

Review, discuss and take action on audio & visual capability to support live streaming and storage of audio & visual recordings for long-term citizen access.



- Staff was directed to research equipment pricing and options to present at next month's meeting.

**R. Councilman Griffith**

Receive an update and discuss the update on Under Par Life, "donut hole".

- Mayor Jones gave an update on the donut hole.

*Councilman Khan issued a statement for the record, "I want to issue a formal retraction of any and all publications made by me via phone, in person, email, or text message made by me as it relates to David Deering and Under Par Life. Any publications made by me about Mr. Deering or the Under Par Project should be considered corrected. I take this opportunity to apologize to Mr. Deering and all associated with Under Par Life project for any previous publication or questions or concerns I may have expressed regarding this project. I hope that this project moves forward and this condemnation gets settled. I haven't been in executive session so I'm not privy to any information but it has been a long time coming. I've been hearing about this for years and years and its really exciting. It's going to bring thousands and thousands of people to Westworth Village. More people are going to see what our city has to offer and learn about our city, so I hope I can do everything in my powers to make this project a success and help it move forward as quickly as possible."*

**S. Councilman Griffith**

Review and discuss code compliance, third-party costs, service levels, ordinance enforcement.

- Staff was directed to deliver a report at next month's meeting about current code enforcement costs and process.

**EXECUTIVE SESSION:**

**Mayor Jones convened in closed executive session at 9:22 PM to deliberate the following items:**

**A. Deliberation of personnel matters pursuant to Texas Government Code Section 551.074**

- Discuss board, committee, and commission appointments.

**B. Deliberation of personnel matters pursuant to Texas Local Government Code Section 551.074.**

- The office of the city secretary/city administrator duties and evaluation

**C. Consultation with attorney pursuant to Texas Government Code Section 551.071.**

- Receive legal advice and discuss status of the Blue Atlantic tax refund litigation.
- Receive legal advice and discuss status of the Burgess property condemnation.
- Receive legal advice and discuss status of the MedStar Interlocal Agreement, potential litigation, new Interlocal Agreements, and contracts, as a result of Fort Worth's actions to dissolve the existing interlocal agreement and takeover emergency medical (ambulance) services.

**Mayor Jones re-convened in open session at 11:54 PM. The following actions were taken:**

**MOTION to dissolve the Long Rang Planning Committee and Golf and Parks Advisory Board.**

- **MADE BY:** Phillip Poole. **SECOND:** Robert Fitzgerald.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

**MOTION to establish a Finance and Long-Range Planning Advisory Board and appoint Phillip Poole, Michael Swanston, Geordan Strain, and David Motley to a term expiring May 2025 and Robert Fitzgerald, Sharon Schmitz, and Michael Bachand to a term expiring May 2026.**

- **MADE BY:** Phillip Poole. **SECOND:** Immy Khan.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

**MOTION to appoint to the CCPD Brian Libbey, Lance Rahn, and Immy Khan to a term expiring September 2024 and Teddy Berdan in the place of Robert Fitzgerald, JoAnn Rowls, Chris Measley, and Justin Harnick to a term expiring September 2025.**

- **MADE BY:** Phillip Poole. **SECOND:** Immy Khan.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

**MOTION to add parks and event duties to the WRA and appoint Melissa Huffman, Halden Griffith, and Phillip Poole to a term expiring September 2025 and Teddy Berdan, David Tierney, Robert Fitzgerald, and Heather White to a term expiring September 2026.**

- **MADE BY:** Phillip Poole. **SECOND:** Robert Fitzgerald.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

**MOTION to appoint to the Planning and Zoning Commission Darla Thornton, Margaret Worthington, Jordon Collis, and Dani Briones to a term expiring May 2025 and Michael Bachand, Brad Turner, and Anita Gray to a term expiring May 2026.**

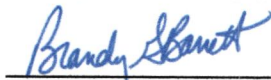
- **MADE BY:** Phillip Poole. **SECOND:** Immy Khan.
- **Motion passed** by a vote of 5 Ayes and 0 Nays.

**The meeting was adjourned at 12:00 AM by Mayor Jones.**

**MINUTES APPROVED BY:**

  
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**L. Kelly Jones, Mayor**

**SIGNATURE ATTESTED BY:**

  
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**Brandy G. Barrett, TRMC**  
City Administrator/City Secretary

