

**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF GLENN HEIGHTS, TEXAS**

July 20, 2009

STATE OF TEXAS *
COUNTIES OF DALLAS AND ELLIS *
CITY OF GLENN HEIGHTS *

On this the 20th day of July, 2009 the City Council of the City of Glenn Heights met in a regular meeting at the Glenn Heights City Hall in Glenn Heights, Texas located at 1938 S. Hampton Road with the following members present:

CITY COUNCIL:

Clark Choate	*	Mayor
Doug Burton	*	Council Member
Dan Freeman	*	Council Member
Kathy Dixon	*	Council Member
Mary Ann Chancellor	*	Council Member
Chance Harvey	*	Mayor Pro Tem
Victor Pereira	*	Council Member

STAFF:

Jacqueline Lee	*	City Manager
Othel Murphree	*	City Secretary
Patrick Harvey	*	Director of Finance
Kristen Smith-Davis	*	Human Resource Director
Chris Shook	*	Fire Chief
Phillip Prasifka	*	Chief of Police
Kevon Howard	*	Police Department, Sergeant
Paul Tedesco	*	Director of Economic Development
Paul Montgomery	*	City Planner
Connie Hearne	*	Assistant to the City Manager
Judy Bell	*	Executive General Manager for Planning and Municipal Services

CONSULTANTS:

Monte Akers	*	City Attorney
Frank Rasor	*	City Engineer

Mayor Choate called the meeting to order at 7:35 p.m.

INVOCATION: Reverend Spurlock gave the invocation.

PUBLIC COMMENTS:

Clark Choate, 426 Pearly Top – The mail carrier requested the Council consider passing an ordinance making it against the law to block access to a mailbox by parking in front of a mailbox.

INTRODUCTION OF NEW PERSONNEL BY THE CITY MANAGER

The City Manager introduced Brandon Montgomery, the new City Planner to the Mayor and Council.

APPRECIATION FOR BEAUTIFICATION PROJECT BY THE CITY MANAGER

The City Manager introduced Mayor Choate and he presented Carl Whitehead and Thomas Calhoun, Jr. with certificates of appreciation recognizing their hard work on the Beautification Project at City Hall.

CONSENT AGENDA

1. Consider and approve the Minutes July 6, 2009 regular meeting.

Councilwoman Dixon moved to approve the minutes of July 6, 2009 as corrected. Councilman Freeman made the second. The motion carried with the following vote:

VOTE: **6** **Ayes** – Burton, Freeman, Dixon, Choate, Harvey, and Pereira
 1 **Abstain** - Chancellor

AGENDA

2. 40th Anniversary Update.

Councilman Freeman briefed the Mayor and Council on the progress of the plans for the 40th Anniversary Celebration.

3. Consider and approve Resolution R-15-09 supporting the Keep Texas Beautiful, Inc. Organization in Glenn Heights and establishing a Keep Glenn Heights Beautiful Committee.

Councilwoman Dixon moved to approve Resolution R-15-09 supporting the Keep Texas Beautiful, Inc. Organization in Glenn Heights and establishing a Keep Glenn Heights Beautiful Committee. Councilman Burton made the second. The motion carried with the following vote:

VOTE: **7** **Ayes** – Burton, Freeman, Dixon, Choate, Chancellor, Harvey, and Pereira

4. Consider and approve Resolution R-16-09 authorizing the City Manager to submit a Community Development Block Grant Application to Dallas County and reallocate funds from FY08 CDBG (\$47,241.21).

Councilman Pereira moved to approve Resolution R-16-09 authorizing the City Manager to submit a Community Development Block Grant Application to Dallas County and reallocate funds from FY08 CDBG (\$47,241.21). Mayor Pro Tem Harvey made the second. The motion carried with the following vote:

VOTE: 7 Ayes – Burton, Freeman, Dixon, Choate, Chancellor, Harvey, and Pereira

5. Fiscal End Budget Projections.

The Director of Finance, Patrick Harvey, briefed the Mayor and Council on the nine month forecast of the General Fund and Water & Sewer Fund for the 2009 fiscal year.

6. Capital Improvement Project Update and Financial Report.

The Director of Finance, Patrick Harvey and the Executive General Manager for Planning and Municipal Services, Judy Bell briefed the Council on the following projects:

- ▶ Hampton Road from the north city limits to the Ellis County line.
- ▶ Bridge Improvements.
- ▶ Bear Creek and Hampton Road intersection.

7. Consider and approve an Ordinance No. O-07-09 amending the Budget for the City of Glenn Heights, Texas for the Fiscal Year beginning October 1, 2008 and ending September 30, 2009.

Councilman Burton moved to approve Ordinance No. O-07-09 amending the Budget for the City of Glenn Heights, Texas for the Fiscal Year beginning October 1, 2008 and ending September 30, 2009 as follows:

Account	Description	Original Budget	Adjusted Budget	Increase (Decrease)
100-3502	Donation – 10 th Anniversary	-	\$10,000	\$10,000
100-3200	City Hall Conversion	-	\$10,000	\$10,000
100-3200	Police Facility Conversion	-	\$10,000	\$10,000
100-5002	Computer Replacement	-	\$12,600	\$12,600
100-3200	Air Conditioner Replacement	-	\$12,500	\$12,500

Councilwoman Chancellor made the second. The motion carried with the following vote:

VOTE: 6 Ayes – Burton, Freeman, Dixon, Chancellor, Harvey, and Pereira
1 Against - Choate

8. Consider and approve Resolution R-13-09 adopting a Financial Policy.

Mayor Pro Tem Harvey moved to approve R-13-09 adopting a Financial Policy with the following Fund Balance Reserve requirements:

- ▶ The General Fund is required to maintain a minimum 60 day reserve of budgeted expenditures.
- ▶ The Water and Sewer Fund is required to maintain a minimum 45 day reserve of budgeted expenditures.

Councilman Pereira made the second. The motion carried with the following vote:

VOTE: **6** **Ayes** – Burton, Freeman, Dixon, Chancellor, Harvey, and Pereira
 1 **Against** - Choate

9. Consider and approve a Storm Water Management Utility Fee.

Councilwoman Dixon moved to table the Storm Water Management Utility Fee. Councilman Freeman made the second. The motion carried with the following vote:

VOTE: **7** **Ayes** – Burton, Freeman, Dixon, Choate, Chancellor, Harvey, and Pereira

10. Discussion on Ordinance 830-06 – An Ordinance amending the Code of Ordinances by enactment of a New Article 1.03 of Chapter 1 Requiring Members of the City Council to attend Meetings of the Council, providing for Notice and Hearing for a Member of Council who has been absent from multiple meetings without approval of Council, providing for presumption of resignation when absences are not excused.

Othel Murphree the City Secretary briefed the Mayor and Council on Ordinance 830-06.

11. EXECUTIVE SESSION

Executive Session, pursuant to Chapter §551. Texas Local Government Code V.T.C.S. (OPEN MEETINGS LAW), in accordance with the authority contained in Section §551.071 Legal, Section §551.072 Real Estate AND Section §551.074 Personnel.

- A. Pursuant to Sec. §551.071, Government Code, consultation with attorney regarding contemplated or pending litigation - DEDIE LEAHY & COMPANY.

Mayor Pro Tem Harvey moved to go into executive session pursuant to Sec. §551.071, Government Code, consultation with attorney regarding contemplated or pending litigation - DEDIE LEAHY & COMPANY. Councilwoman Chancellor made the second. The motion carried with the following vote:

VOTE: 7 Ayes – Burton, Freeman, Dixon, Choate, Chancellor, Harvey, and Pereira

The City Council convened in to Executive Session at 10:54 p.m.

12. Reconvene in Regular Session and Consider any Official Action as a result of the Executive Session.

Councilman Burton moved to come out of Executive Session. Councilwoman Chancellor made the second. The motion carried with the following vote:

VOTE: 7 Ayes – Burton, Freeman, Dixon, Choate, Chancellor, Harvey, and Pereira

Mayor Choate called the meeting back to order at 11:19 p.m.

No Action as a result of the Executive Session.

13. ADJOURNMENT.

Councilwoman Dixon moved to adjourn. Councilman Freeman made the second. The motion carried with the following vote:

VOTE: 7 Ayes – Burton, Freeman, Dixon, Choate, Chancellor, Harvey, and Pereira

Mayor Choate adjourned the meeting at 11:20 p.m.

Clark Choate, Mayor

Attest:

Othel Murphree, City Secretary

Passed and Approved 3rd day of August, 2009.