AGENDA
HALTOM CITY COUNCIL MEETING
August 13, 2018 - CITY HALL - 5024 BROADWAY AVENUE
Council Chambers – Work Session – 6:00 P.M./Regular Session – 7:00 P.M.

WORK SESSION 6:00 P.M.

CALL TO ORDER (General Comments)
- Discussion on proposed budget for FY2018-19.
- Review and discuss items on the regular agenda of August 13, 2018.

EXECUTIVE SESSION
Chapter 551 of the Texas Government Code
As authorized by Section 551.071, the City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the City Attorney about any matters listed on the agenda, in addition to the following matters:
Consultation with the City Attorney pertaining to any matter in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct which may conflict with the Open Meetings Act; including discussion of any item posted on the Agenda; to seek legal advice on open meetings, open records, code of ethics and conflicts of interest, city charter limitations, dissolution/restructuring of the Haltom City EDC, selection process for design/construction of Fire Station 3, external investigation concerning the Fire Department, and pending litigation and settlement offers for the following cases:
- Flynn v. Haltom City EDC
- James H. Watson v. City of Haltom City
- Ray Beshirs v. City of Haltom City
- Nicklaus Forrest v. City of Haltom City
- Amer Ozzie v. City of Haltom City

Section 551.072 – Deliberations about Real Property
Deliberation regarding the purchase, exchange, lease or value of real property, and property owned or leased by the City and the EDC, including city buildings.

REGULAR SESSION 7:00 P.M.

CALL TO ORDER

INVOCATION/PLEDGE OF ALLEGIANCE – Council Member Bob Watkins

ANNOUNCEMENTS/EVENTS – City Secretary Art Camacho

PROCLAMATION – HC Girls Softball Teams – USSSA World Series Champions

REPORTS*
1. Fire Department Update – Presentation of Fire Department statistical data, prevention measures, and projects. (P. Bynum)

*Reports to the City Council may occur during the Work Session or Regular Session as time permits.

REGULAR AGENDA

2. Minutes – Consideration and/or action regarding approval of the Minutes of the meeting of July 9, 2018 Meeting, July 16, 2018 Joint Meeting, July 23, 2018 Meeting, July 30, 2018 Special-Budget Meeting. (A. Camacho)

3. Property Tax Rate – Conduct a public hearing and consideration and/or action on a Record Vote for setting the Preliminary Tax Rate for the FY2019 budget. (J. Fung)

4. CCPD Budget - Conduct a public hearing on the FY2019 Proposed budget and subsequent to the public hearing approve the FY2019 CCPD budget. (J. Fung)
5. **Ordinance No. O-2018-026-03 – Issuance of GO Bonds 2018** – Consideration and/or action to approve the issuance of “City of Haltom City, Texas General Obligation Bonds, Series 2018” - **First and Only Reading** (J. Fung)

6. **Ordinance No. O-2018-023-15 (CU-006-18)** – Consideration and/or action on the application of Mohammed Thabata for approval of a Conditional Use Permit for tire and battery sales store uses and auto dealer – new and used in the “M-2” Heavy Industrial District located on Lot AR1, Block 1 of the ADCO Subdivision, being approximately 0.3333 acres on the west side of Denton Highway, locally known as 5711 Denton Highway. **1st Reading** (G. Batchelor)

7. **Mutual Aid Agreements** – Consideration and/or action regarding the approval of Resolution No. R-2018-007-05 - agreements for mutual aid fire protection and emergency medical services and Tarrant County Arson mutual aid agreement (P. Bynum)

8. **Charter Review Committee** – Consideration and/or action regarding approval of Resolution No. R-2018-008-01 – establishing a Charter Review Committee.

9. **Termination of EDC** – Consideration and/or action regarding approval of Resolution No. R-2018-012-01 - terminating the Haltom City Economic Development Corporation. (K. Lane)

**VISITORS/CITIZENS FORUM**

This time is set-aside for any person having business before the Council that is not scheduled on the agenda to speak to the Council. Please submit a completed Speaker’s Request Form to the City Secretary and follow the instructions listed on the form. If a group is present and interested in the same issue, please choose a spokesperson. Council cannot discuss or debate any issue brought forth at this time, nor can any formal action be taken, as it is not a posted agenda item in accordance with the open meetings law.

**FUTURE AGENDA ITEMS**

10. Discussion on items to be placed on future agendas.

**BOARDS/COMMISSIONS/COMMITTEES**

11. **Resignations of Board/Commission/Committee Members** – Consider approval of the resignations of Board/Commission/Committee Members.

12. **Appointment/Reappointment to Boards/Commissions/Committees** – Consider approval regarding appointments to Boards/Commissions/Committees.

**EXCUSED ABSENCE OF COUNCIL MEMBERS**

13. **Attendance Requirements** – Consideration regarding excused absences of Council Members according to Article III, Sec. 3.07 (a). Attendance Requirements of the Haltom City Charter.

**EXECUTIVE SESSION**

See Posting on Page One (1) of Agenda.

**RECONVENE TO REGULAR SESSION**

**CERTIFICATION**

I, ART CAMACHO, CITY SECRETARY OF THE CITY OF HALTOM CITY, TEXAS, DO HEREBY CERTIFY THAT THE ABOVE AGENDA WAS POSTED ON THE OFFICIAL BULLETIN BOARDS IN CITY HALL ON THIS THE 10th DAY OF AUGUST, 2018 AT 5:00 P.M., WHICH IS A PLACE READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES AND THAT SAID NOTICE WAS POSTED IN ACCORDANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE.

ART CAMACHO, CITY SECRETARY

I CERTIFY THAT THE ATTACHED NOTICE AND AGENDA OF ITEMS TO BE CONSIDERED BY THE CITY COUNCIL WAS REMOVED BY ME FROM THE CITY HALL BULLETIN BOARD ON ___________ DAY OF __________________________, 2018.

Name: __________________________ Title: __________________________

This facility is wheelchair accessible. Handicapped parking spaces are available. Request for sign interpretative services must be made 48 hours ahead of meeting. To make arrangements call 817-222-7754.
CITY COUNCIL MEMORANDUM

City Council Meeting: August 13, 2018

Department: City Secretary


BACKGROUND

(1) A Regular Meeting was held July 9, 2018 at City Hall, 5024 Broadway Avenue.
(2) A Joint Meeting with the Parks and Recreation Board and the Veterans Memorial Committee was held July 16, 2018 at the Northeast Center, 3201 Friendly Lane.
(3) A Regular Meeting was held July 23, 2018 at the City Hall, 5024 Broadway Avenue.
(4) A Budget Meeting was held July 30, 2018 at the City Hall, 5024 Broadway Avenue.

FISCAL IMPACT

None.

RECOMMENDATION

Staff recommends the City Council approve the Minutes of July 9, 2018, July 16, 2018, July 23, 2018 and July 30, 2018.

ATTACHMENTS

Minutes of July 9, 2018
Minutes of July 16, 2018
Minutes of July 23, 2018
Minutes of July 30, 2018
MINUTES
HALTOM CITY COUNCIL MEETING
CITY HALL, 5024 BROADWAY AVENUE
July 9, 2018

A Regular Meeting was scheduled, but not conducted by the City Council of the City of Haltom City, Texas, on July 9, 2018, at 7:00 p.m. at City Hall, 5024 Broadway Avenue, Haltom City, Texas, because of the lack of a quorum with only the following members present:

Mayor David Averitt
Mayor Pro Tem Dr. An Truong
Council Place 2 Walter Grow
Council Place 3 Lin Thompson
Council Place 5 Bob Watkins
Council Place 1 Jeannine Nunn, Council Place 4 Brent Weast, and Council Place 6 Ricky Brown were absent.

Staff Present: Keith Lane, City Manager; Rex Phelps, Assistant City Manager; Andrea Russell, City Attorney; Art Camacho, City Secretary; Julie Orebaugh, Community Projects Director, Cody Phillips, Police Chief, and Greg Van Nieuwenhuize, Public Works Director.

CALL TO ORDER
Mayor Averitt could not call to order the Worksession, Executive Session or Regular Meeting because a quorum was not present. The next scheduled meeting is July 23, 2018.

RESPECTFULLY SUBMITTED BY:  APPROVED BY:

____________________________  _______________ ________________
Art Camacho, City Secretary  David Averitt, Mayor
MINUTES
HALTOM CITY COUNCIL SPECIAL JOINT MEETING
WITH THE HALTOM CITY PARKS AND RECREATION
BOARD AND VETERANS MEMORIAL COMMITTEE
HALTOM CITY NORTHEAST CENTER
3201 FRIENDLY LANE – July 16, 2018

A Special Joint Meeting with the City Council, the Parks and Recreation Board and the Veterans Memorial Committee was held by the City of Haltom City, Texas, on July 16, 2018, at 6:00 p.m. at the Haltom City Northeast Center, 3201 Friendly Lane, Haltom City, Texas, with the following members present, to-wit:
Mayor David Averitt Mayor Pro-Tem Dr. An Truong
Council Place 1 Jeannine Nunn Council Place 2 Walter Grow
Council Place 3 Linda Thompson Council Place 4 Brent Weast
Council Place 5 Bob Watkins
Council Place 6 Ricky Brown was absent.
Parks and Recreation Board Members: Dana Coffman, Chair; Cody Gambill, Vice Chair; Board Members Don Cooper, Penny Clowers, Don LeMaster, Cheri Crum, Harold Fowler, and Troy Dunn. Veterans Memorial Committee: Steve Chapman, and Don LeMaster. Committee Members Layla Caraway and James White were absent.
Staff Present: Keith Lane, City Manager; Rex Phelps, Assistant City Manager; Art Camacho, City Secretary, Christi Pruitt, Parks and Recreation Director, and Greg Van Nieuwenhuize, Public Works Director.

CALL TO ORDER
Both Mayor Averitt, Parks Chair Coffman, and Veterans Memorial Member Chapman called the Joint Meeting to order at 6:00 p.m. and gave a roll call for the Council, Parks and Recreation Board, and Veterans Memorial Committee members to be counted present.
1. General Discussion on the long range vision and future events of Haltom Road Park and short and long term goals, and vision of city parks.
Veterans Memorial Committee Member Chapman presented a PowerPoint regarding the Phase 2 program which included installing an outdoor gazebo, additional parking, and the “Walk of Freedom.” A discussion was held regarding improvement costs, space availability, revenue-generating park events, and collaboration with the American Legion concerning Memorial Day services.
Parks and Recreation Director Christi Pruitt presented handouts regarding the Master Plan for Haltom City parks, which included assistance from MHS Planning; acquisition of the NEO softball fields and remodeling effort, additional maintenance personnel, construction remodeling at Broadway, Halton Road, and Pecan Park. In addition, a discussion regarding the use of funds from the remaining Park Bonds and determining the priorities for the next future meeting was held.

Mayor Averitt, Chair Coffman and Member Chapman all closed the meeting at 7:05 p.m.

RESPECTFULLY SUBMITTED BY:      APPROVED BY:
__________________________________  __________________________________
Art Camacho, City Secretary        David Averitt, Mayor
A Regular Meeting by the City Council of the City of Haltom City, Texas, was held on July 23, 2018, at 7:00 p.m. at City Hall, 5024 Broadway Avenue, Haltom City, Texas, with the following members present:

Mayor Pro Tem Dr. An Truong
Council Place 1 Jeannine Nunn
Council Place 2 Walter Grow
Council Place 3 Lin Thompson
Council Place 4 Brent Weast
Council Place 5 Bob Watkins
Council Place 6 Ricky Brown

Mayor David Averitt was absent.

Staff Present: Keith Lane, City Manager; Wayne Olson, City Attorney; Art Camacho, City Secretary; Jennifer Fung, Finance Director; Cody Phillips, Police Chief; Glenna Batchelor, Planning and Community Development Director; Toni Beckett, Human Resources and Risk Management Director; Christi Pruitt, Parks and Recreation Director, and Greg Van Nieuwenhuize, Public Works Director.

**WORKSESSION**

**CALL TO ORDER**

Mayor Pro Tem Truong called the Worksession to order at 6:05 p.m. Council Member Lin Thompson commented on the need for a Charter Review Committee to be appointed in regard to city elections and continued updating with state legislation. A discussion was held regarding candidate qualifications, terms of office, plurality votes, and the selection of the committee.

Public Works Director Greg Van Nieuwenhuize presented information concerning a joint effort with TxDot on the Hwy 377 drainage channels, sidewalks on Hwy 377, and flood issues. Mayor Pro Tem Truong closed the Worksession and called for an Executive Session at 6:33 p.m.

**EXECUTIVE SESSION**

Chapter 551 of the Texas Government Code

As authorized by Section 551.071, the City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the City Attorney about any matters listed on the agenda, in addition to the following matters:

Consultation with the City Attorney pertaining to any matter in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct which may conflict with the Open Meetings Act; including discussion of any item posted on the Agenda; to seek legal advice on open meetings, open records, code of ethics and conflicts of interest, city charter limitations, dissolution/restructuring of the Haltom City EDC, NEO playing fields property, selection process for design/construction of Fire Station 3, and pending litigation and settlement offers for the following cases:

- Flynn v. Haltom City EDC
- James H. Watson v. City of Haltom City
- Ray Beshirs v. City of Haltom City
- Nicklaus Forrest v. City of Haltom City
- Amer Ozzie v. City of Haltom City

Section 551.072 – Deliberations about Real Property

Deliberation regarding the purchase, exchange, lease or value of real property including NEO playing fields property and property owned or leased by the City, including city buildings.

Mayor Pro Tem Truong closed the Executive Session at 6:58 p.m. and called for a short recess.

**REGULAR MEETING**

**CALL TO ORDER**

Mayor Pro Tem Truong called the meeting to order at 7:13 p.m.
INVOCATION/PLEDGE OF ALLEGIANCE
Council Member Brent Weast gave the Invocation and led the Pledge of Allegiance and the Texas Flag Pledge.

ANNOUNCEMENTS/EVENTS – City Secretary Art Camacho read the following:
- The HC Public Library lists the children, teen, and adult programs on the website.
- The Carson Street Closing will be closed for at least three to four months.
- Ladies Night Out will be August 11th and tickets are available.
- Refresh BISD will be Saturday, Aug. 18th and pre-registration online is required.
- Senior Center will host a Hands-On CPR Class on July 26th.
- Classes on Falling will be held at the Senior Center from Aug. 1st through the 24th.
- The Annual Blood Drive will be held on August 9th at the Northeast Center.
- School Supply Donations are being accepted at the Rec Center until Aug. 4th.
- Don LeMaster announced the Softball Team 14 and under, coached by Troy Dunn and George Coffman, placed first at the Softball World Series in Clovis, New Mexico.

PROCLAMATION – Fire Chief Perry Bynum presented a proclamation and life-saving award to the North Oak Middle School in lieu of their AED (Automated External Defibrillator) team emergency efforts in reviving and saving the life of substitute teacher Mr. Allen Hopkins.

REPORTS
2. Quarterly Investment Report for 2018 – Review of the Quarterly Investment Report for the quarter ended June 30, 2018. Finance Director Jennifer Fung presented the quarterly report which included a slight decrease of total investment funds, which are expected to rise again in the later months of the year when property taxes are collected. No questions were asked and no action was taken.
3. 2018 Crime Statistics (2nd Quarter) – Presentation of Haltom City Police Department crime statistics for the second quarter of 2018. Police Chief Phillips presented the statistics and a discussion was held regarding the breaking down of the data in their perspective districts.

CONSENT AGENDA
4. Minutes – Consideration and/or action regarding approval of the Minutes of the meeting of June 25, 2018 Regular Meeting, the June 28, 2018 Budget Meeting, and the July 5, 2018 Joint Meeting with the EDC.
6. Ordinance No. O-2018-022-01 - High Grass – Consideration and/or action to approve Ordinance No. O-2018-022-01, amending Ordinance O-98-044-01 to reflect the adopted fee schedule, update procedures in abating violations of the ordinance to conform with current standards, update ordinance definitions, and provide exemptions. – 2nd Reading.
   Council Member Weast moved, seconded by Council Member Grow, to approve the Consent Agenda consisting of Items 4, 5 and 6. The vote was unanimous. Motion carried.

REGULAR AGENDA
7. T-Mobile Lease Amendment – Consideration and/or action to authorize the City Manager to execute a lease amendment with T-Mobile for the Loop 820 Tower Lease at 4849 NE Loop 820. Finance Director Jennifer Fung presented the amendment and Council Member
Brown moved, seconded by Council Member Grow, to approve the T-Mobile Lease Agreement. The vote was unanimous. Motion carried.

8. **Bid Award Bank Depository Services** – Consideration and/or action regarding awarding Bid No. B2018-051-001 to Frost Bank for bank depository services beginning October 1, 2018 and concluding September 20, 2021 with mutual option to renew for two additional 12-month periods. Finance Director Jennifer Fung presented the bid for the bank depository services and a discussion was held regarding the awarding to a bank not in Haltom City. Council Member Thompson moved, seconded by Council Member Weast, to approve the awarding (Bid No. B2018-051-001) for bank depository services to Frost Bank. The vote was unanimous. Motion carried.

9. **Medical Insurance** – Consideration and/or action to approve the proposal for employee medical and life insurance. Human Resources and Risk Management Director Toni Beckett presented the agenda item. Council Member Brown moved, seconded by Council Member Grow, to approve the staff recommendation proposal for employee medical (Cigna) and life insurance (Mutual of Omaha). The vote was unanimous. Motion carried.

10. **Property Enhancement Grant** – Consideration and/or action for approval of a Property Enhancement Incentives Grant to DAD-USA INVESTMENT, INC. for property located at 5302 East Belknap Street. Planning and Community Development Director Glenna Batchelor presented the grant and property owner David Dang answered questions regarding the projected use of the grant funds. Council Member Grow moved, seconded by Council Member Thompson, to approve the Property Enhancement Incentives Grant in the amount of $10,000 for the property at 5302 East Belknap Street. Mayor Pro Tem Truong and Council Members Grow, Thompson, Weast and Watkins voted aye. Council Member Brown voted nay. Council Member Nunn abstained. Motion carried.

**VISITORS/CITIZENS FORUM**

The following citizens came forward:

1. Tommy O’Neal – Addressed Council on his water bill indicating excessive water use and will visit with City Manager Keith Lane on this issue.
2. Michael Waters – Requested the city correct the problem of excessive creek water rising up high on his property during rain precipitation.
3. David Dang – Expressed his thanks to the Council for the approval of the facade grant.

11. **FUTURE AGENDA ITEMS**

Discussion on items to be placed on future agendas. A Code Compliance and Comprehensive Land Use Plan are scheduled for a future Council Worksession, along with an agenda item to select a Charter Review Committee.

**BOARDS/COMMISSIONS**

12. **Resignations of Board/Commissions/Committee Members** – Consider approval of the resignations of Board/Commission/Committee Members. Mayor Pro Tem Truong presented the resignations of Marilee Wells (Animal Advisory Committee), Eugene Barnard (CCPD and Redlight Committee), and James White (Zoning Board of Adjustments). The vote was unanimous and the resignations approved.

13. **Appointment/Reappointment to Boards/Commissions/Committees** – Consider approval regarding appointments to Boards/Commissions/Committees. Council Member Thompson appointed Scott Barrilleaux to the Crime Control and Prevention District and Redlight Camera. In addition, she requested the transfer of Kyle Smith from the Planning & Zoning Commission to the Zoning Board of Adjustments. The vote was unanimous and the appointment and transfer were approved. Council Member Bob Watkins appointed Patty Lattin to the Animal Advisory Committee. The vote was unanimous and the appointment approved. Council Member Grow appointed Council Member Weast to the TIRZ Board – 3rd seat. The vote was unanimous and the appointment approved.
EXCUSED ABSENCE OF COUNCIL MEMBERS
14. **Attendance Requirements** – Consideration regarding excused absences of Council Members according to Article III, Sec. 3.07 (a). Council Member Grow moved, seconded by Council Member Thompson, to approve the absence of Mayor Averitt. *The absence was approved unanimously.*

RECONVENE TO REGULAR SESSION
15. Take any action necessary as a result of the Executive Session, including the purchase of property at 5216 Denton Highway. Council Member Grow moved, seconded by Council Member Weast, to approve the purchase of the property at 5216 Denton Highway. *The vote was unanimous. Motion carried.*

ADJOURNMENT
Mayor Pro Tem Truong adjourned the meeting at 8:21 p.m.

RESPECTFULLY SUBMITTED BY: 

APPROVED BY:

____________________________  __________________ _____________

Art Camacho, City Secretary  David Averitt, Mayor
A Special Meeting was held by the City Council of the City of Haltom City, Texas, on July 30, 2018, at 6:00 p.m. at City Hall, 5024 Broadway Avenue, Haltom City, Texas, with the following members present:

Mayor David Averitt  
Mayor Pro Tem Dr. An Truong  
Council Place 1 Jeannine Nunn  
Council Place 2 Walter Grow  
Council Place 3 Lin Thompson  
Council Place 4 Brent Weast  
Council Place 5 Bob Watkins  
Council Place 6 Ricky Brown

Staff Present: Keith Lane, City Manager; Rex Phelps, Assistant City Manager; Wayne Olson, City Attorney; Art Camacho, City Secretary; Jennifer Fung, Finance Director, and Greg Van Nieuwenhuize, Public Works Director.

CALL TO ORDER
Mayor Averitt called the meeting to order at 6:03 p.m. and called for an Executive Session at 6:03 p.m. in regard to the following:

EXECUTIVE SESSION
Chapter 551 of the Texas Government Code
As authorized by Section 551.071, the City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the City Attorney about any matters listed on the agenda, in addition to the following matters: Consultation with the City Attorney pertaining to any matter in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct which may conflict with the Open Meetings Act; including discussion of any item posted on the Agenda.

Section 551.074 – Personnel
Deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.

RECONVENE TO REGULAR SESSION
Take any action deemed necessary as a result of the Executive Session.

The Council returned from Executive Session at 6:28 p.m. Council Member Grow proceeded to explain that the City Manager had requested that if any discussion from the Executive Session would be directed at him, he wanted to have it in an Open Session. Council Member Grow then read an email from City Manager Keith Lane sent to the Council on Thursday, July 26, 2018 regarding unethical and illegal conduct by elected officials in an Executive Session in April 2018 regarding Firefighter Jayson Steele’s ethics complaint against then-Council Member Trae Fowler. The email also mentioned the Council voting to end the ethics complaint in June 2018 against former Council Member Trae Fowler, an Open Records request by Trae Fowler, and City Manager Lane’s sending of documents for an investigation regarding elected officials violations and the assistance of Haltom City Police Chief Cody Phillips to the Texas Attorney General’s Office. Council Member Grow then read the letter that was given to Mayor Averitt and City Attorney Olson in which the City Manager listed several violations of elected officials in regard to the City Charter, Code of Ethics, and the Texas Local Government Code. The letter further stated this document was furnished to the Tarrant County District Attorney’s Office and the Texas Rangers. No action was taken. Mayor Averitt stated to the Council, Staff and
audience that the language of the Executive Session was common in addressing city personnel and that he had no problem with Mr. Lane’s administration as City Manager.

City Attorney Wayne Olson left the City Council meeting at 6:45 p.m.

1. Discussion on proposed budget for FY 2018-19.

City Manager Keith Lane presented a PowerPoint that listed the shared services of the Police and Fire Departments, along with the alarm permit company PM/AM, the leasing of autos through Enterprise, and the utility metering and billing with Fathom. In addition, data regarding the increases of water and wastewater services were provided, along with action taken by neighboring cities in regard to water service and preservation.

Finance Director Jennifer Fung presented a PowerPoint that contained the FY2018-2019 projected budget revenues and expenses, and specific fund balances and projections. A discussion was held regarding the tax rates and bond issuance.

Public Works Director Greg Van Nieuwenhuize presented a PowerPoint regarding water and wastewater increases, and also proposed budget items requiring additional funding.

Mayor Averitt announced another budget workshop will be held on Monday, August 6, 2018 at 6:00 p.m. at City Hall.

**ADJOURNMENT**

Mayor Averitt adjourned the meeting at 8:37 p.m.

RESPECTFULLY SUBMITTED BY:  

Art Camacho, City Secretary

APPROVED BY:

David Averitt, Mayor
CITY COUNCIL MEMORANDUM/RESOLUTION

City Council Meeting: August 13, 2018
Department: Finance / Budget
Subject: Property Tax Rate

BACKGROUND

In accordance with Chapter 26.05(d) of the State’s Property Tax Code, a governing body must take a Record Vote to place a proposal to adopt the rate on the agenda of a future meeting as an action item if the preliminary tax rate exceeds the Effective Tax Rate. The proposal must specify the desired rate.

After the Record Vote, the governing body must then schedule two (2) Public Hearings at which the proposed tax rate will be considered. A one-quarter page “Notice of Public Hearing on Tax Increase” must be published in the local newspaper. The notice will contain information based upon a preliminary tax rate to be determined by the City Council. Further, another record vote will have to be taken on the proposed rate prior to final adoption of the tax rate ordinance.

The rate proposed in the upcoming FY2019 Budget is $0.689261 per $100 of taxable value. This rate is $0.072701 higher than the effective tax rate of $0.616560 calculated in accordance with the applicable state law. The proposed rate is the same as the calculated rollback rate of $0.689261 per $100. The proposed tax rate is comprised of two components. The component dedicated to maintenance and operations (M&O) is proposed to be $0.45340 per $100. The component dedicated to debt service (Interest and Sinking or I&S) will be $0.235861 in order to pay existing general obligation bonds, general obligation refunding bonds, certificate of obligation and tax notes.

As the City Council deliberates on budget matters there exists the possibility that the tax rate could move up or down. At this point in the Truth in Taxation process it would be advisable to consider a rate that matches the proposed budget.

Approval of the record vote is not approval of the property tax rate for FY2019. Approval of the record vote establishes the Council’s intent to consider a rate no higher than rate approved in this vote and authorizing two (2) public hearings to receive public input. The setting of the tax rate will be done by ordinance with the first reading to occur on August 27 and final approval on September 10.
FISCAL IMPACT

The goal of the proposed rate is to maintain the provisions of quality services to the residents and business property owners of Haltom City while at the same time preserve a certain level of financial stability with regard to the reserve funds of the General Fund. Approval of this rate will continue to fund adequate levels of Police and Fire Services, Street Maintenance Services, and Recreational Services to the general public.

The proposed rate of $0.689261 will generate approximately $14,543,220 of property tax revenue, assuming a 97.5% collection.

RECOMMENDATION

Staff recommends that the Council establish by Record Vote a preliminary tax rate that may not exceed $0.689261 per $100 net taxable value and schedule two (2) Public Hearings for August 20, 2018 and August 27, 2018. Please move as follows:

“I move that the preliminary property tax rate be set at $0.689261 per $100 of net taxable value, comprised of a maintenance and operations rate of $0.453400 and an interest and sinking rate of $0.235861, and that public hearings concerning the preliminary tax rate be held on August 20, 2018 and August 27, 2018.”

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HALTOM CITY:

That the above stated Staff recommendations are hereby approved and authorized.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Haltom City, Texas this 13th day of August, 2018, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 et seq.

APPROVED

_________________________       David Averitt, Mayor

ATTEST:

________________________
Art Camacho, City Secretary

APPROVED AS TO FORM:

________________________
Wayne Olson, City Attorney
CITY COUNCIL MEMORANDUM

City Council Meeting: August 13, 2018
Department: Finance - Budget
Subject: Proposed FY2019 Budget for the Crime Control & Prevention District

BACKGROUND

In accordance with Chapter 363 of the Texas Local Government Code, the Crime Control and Prevention District (CCPD) budget was reviewed and approved at the July 26, 2018 meeting of the CCPD board. A public hearing was held prior to this action.

The City Council must now hold a separate public hearing on this budget no later than the 45th day before the date the fiscal year begins. The Council must approve the budget no later than 30 days prior to the beginning of the fiscal year. Should the Council reject this budget, a joint meeting of the CCPD Board and the City Council must be conducted to agree on a revised budget.

The action of approving the proposed CCPD budget is not to be confused with the appropriation of funds that occurs in September. Along with all the other budgeted funds of the City, the CCPD budget will be presented again at the August 27th council meeting and submitted for final approval at the September 10th council meetings. The final approval will be by ordinance.

FISCAL IMPACT

The proposed FY2019 CCPD budget that has been presented to the City Council in the Preliminary Budget Workshop document is the same document referred to by this memorandum. It contains estimated revenues in FY2018 of $1,785,678, expenditures of $1,696,485 and an ending fund balance of $489,966.

RECOMMENDATION

Staff recommends the City Council conduct a public hearing on the FY2019 Proposed budget and, subsequent to the public hearing approve the FY2019 CCPD budget.

ATTACHMENT

Proposed CCPD FY2019 Budget
City Council Meeting: August 13, 2018
Department: Finance
Subject: Ordinance No. O-2018-026-03
Issuance of General Obligation Bonds, Series 2018

BACKGROUND

In developing the FY2018 budget, the City Council approved certain capital projects for parks and streets. On June 25, 2018, our Municipal Advisor, Mark McLiney of SAMCO Capital Markets, Inc., presented the bond issuance plan for 2018 and 2019.

The City intends to issue about $2,900,000 General Obligation Bonds in August 2018. Out of which about $1.9 million are for parks projects and the rest about $1 million are for street and drainage projects. The issuance is approved at an election held in the City on November 2, 2010, to finance the costs of (1) street and sidewalk improvements, (2) park improvements, and (3) paying certain costs of issuance of the Obligations. The bond will be sold using private placement. Bids are due at noon on August 9, 2018. The bonds will be sold on an “All or None” basis to the low qualified bidder at the City Council meeting on Monday, August 13, 2018.

The proposed general obligation bonds are to be retired over five (5) years.

Mr. Andrew Friedman of SAMCO Capital Markets, Inc., the City’s Municipal Advisor, will present the complete documentation supporting the bond issue, including the proposed ordinance, during the workshop/meeting and will be available to answer questions. He will make a recommendation concerning the decision to proceed, or not proceed, with the sale of the general obligation bonds.

FISCAL IMPACT

The general obligation bonds are priced to sell at an estimated average rate of 3%. The source of the repayment for the general obligation bonds will be from the property tax revenues.

RECOMMENDATION

Staff recommends that the Mayor advise the Council and public that this ordinance will be considered on one reading in accordance with State Law. The Mayor should then conduct a public hearing in accordance with the City Charter.
Contingent upon the favorable opinion of our Municipal Advisor, Staff recommends that the Council approve Ordinance No. O-2018-026-03, with the following motion, authorizing the issuance of the General Obligation Bonds, Series 2018 on the first and only reading in compliance with State Law.

A MOTION BY COUNCILMEMBER ______________ AND SECONDED BY COUNCILMEMBER __________ THAT THE CITY COUNCIL ADOPT AN ORDINANCE AUTHORIZING THE ISSUANCE OF “CITY OF HALTOM CITY, TEXAS GENERAL OBLIGATION BONDS, SERIES 2018”.

ATTACHMENT

Draft of Ordinance No. O-2018-026-03
BACKGROUND
Consideration and/or action on the application of Mohammed Thabata for approval of a Conditional Use Permit for tire and battery sales store uses and auto dealer – new and used in the “M-2” Heavy Industrial District located on Lot AR1, Block 1 of the ADCO Subdivision, being approximately 0.3333 acres on the west side of Denton Highway, locally known as 5711 Denton Highway.

The applicant, Mohammed Thabata, located at 5711 Denton Highway is requesting tire and battery sales store uses and auto dealer. In addition to the requested uses the applicant’s services will include car audio and window tint. These two uses are allowed by right.

The hours of operation will be Monday through Saturday from 9:00 am – 7:00 pm.

As part of the conditional use permit ordinance all services will be contained in the building. There will be no storage outside of any products.

FISCAL IMPACT
None.

RECOMMENDATION
On July 24, 2018, the Planning and Zoning commission recommended to deny ordinance No. O-2018-023-15 by a vote of 4-2-0.

ATTACHMENTS
Provided in the Planning and Zoning packet of July 24, 2018.
ORDINANCE NO. O-2018-023-15

CASE NO. CU-006-18

AN ORDINANCE AMENDING ORDINANCE NO. O-2002-032-15, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF HALTOM CITY, TEXAS, BY APPROVING A CONDITIONAL USE PERMIT FOR TIRE AND BATTERY SALES STORE USES AND AUTO DEALER NEW AND USED ON CERTAIN PROPERTY IN THE CITY OF HALTOM CITY, TEXAS; AND REVISING THE OFFICIAL ZONING MAP IN ACCORDANCE THEREWITH; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Haltom City is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council of the City of Haltom City heretofore adopted Ordinance No. O-2002-032-15, as amended, the Zoning Ordinance of the City of Haltom City, Texas, which Ordinance regulates and restricts the location and use of buildings, structures and land for trade, industry, residence and other purposes, and provides for the establishment of zoning districts of such number, shape and area as may be best suited to carry out these regulations; and

WHEREAS, in accordance with Section 39 of the Zoning Ordinance, the owner of property consisting of approximately 0.3333 acres of land located on Lot AR1, Block 1 of the ADCO Subdivision, locally known as 5711 Denton Highway (hereinafter-referenced as the “Property”), has filed an application for approval of a Conditional Use Permit for tire and battery sales store uses and auto dealer new and used use on said property; and
WHEREAS, the Planning and Zoning Commission of the City of Haltom City, Texas held a public hearing on July 24, 2018 and the City Council of the City of Haltom City, Texas held a public hearing on August 13, 2018 with respect to the Conditional Use permit described herein; and

WHEREAS, the City has complied with all requirements of Chapter 211 of the Local Government Code, and all other laws dealing with notice, publication and procedural requirements for the approval of the Conditional Use Permit.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HALTOM CITY, TEXAS, THAT:

SECTION 1.

Ordinance No. O-2002-032-15, as amended, is hereby amended by approving a Conditional Use Permit for tire and battery sales store uses and auto dealer new and used use at the property consisting of approximately 0.3333 acres of land and being more fully described as Lot AR1, Block 1 of the ADCO Subdivision, locally known as 5711 Denton Highway.

SECTION 2.

The official zoning map of the City of Haltom City is hereby amended and the City Secretary is directed to revise the zoning map to reflect the Conditional Use Permit as set forth above.

SECTION 3.

The use of the Property described above shall be subject to the restrictions, terms and conditions set forth in Exhibit “A” Design Standards and Exhibit “B” Site Plan attached hereto and shall further be subject to all the applicable regulations contained in the Zoning Ordinance and all other applicable and pertinent ordinances of the City of Haltom City, Texas.
SECTION 4.

This Ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Haltom City, Texas (1998), as amended, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such code, in which event the conflicting provisions of such ordinances and such code are hereby repealed.

SECTION 5.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any section, paragraph, sentence, clause, or phrase of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining sections, paragraphs, sentences, clauses, and phrases of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional section, paragraph, sentence, clause or phrase.

SECTION 6.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than Two Thousand Dollars ($2,000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 7.

All rights and remedies of the City of Haltom City, Texas, are expressly saved as to any and all violations of the provisions of Ordinance No. O-2002-032-15 or any ordinances
governing zoning that have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 8.

The City Secretary of the City of Haltom City, Texas, is hereby directed to publish in the official newspaper of the City of Haltom City, Texas, the caption, Section 1, penalty clause, publication clause and effective date clause of this Ordinance one (1) time within ten (10) days after the first reading of this Ordinance as required by Section 10.01 of the Charter of the City of Haltom City, Texas.

SECTION 9.

This Ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.
PASSED AND APPROVED ON FIRST READING THIS _____ DAY OF
______________________, 2018.

PASSED AND APPROVED ON SECOND READING THIS _____ DAY OF
______________________, 2018.

________________________________________
Mayor
ATTEST:

________________________________________
City Secretary

EFFECTIVE: ______________________________

APPROVED AS TO FORM AND LEGALITY:

________________________________________
City Attorney
Exhibit "A"
Design Standards

1. Automobile tire and battery sales store and auto dealer new and used uses are allowed.

2. Signage must be reviewed and permitted per the City’s sign ordinance for any attached signage on the front/east elevation. Existing signage on the north and/or south elevations must be removed or an application to the Sign Board of Appeals must be submitted for variance request.

3. The first fifteen feet (15’) of the required front yard setback, measured from the property line shall be landscaped with trees, grass, and shrubs.

4. No parking or display shall be allowed on unimproved surfaces.

5. The dumpster enclosure must be enclosed with a six foot (6’) tall solid fence with a swinging gate and maintained in good condition.

6. The owner and/or agent, if any, shall be jointly and severally responsible for installing and maintaining all screening and/or landscaping in a healthy, neat, orderly and live-growing condition, and replacing it when necessary.

7. The hours of operation shall be limited to 9:00AM to 7:00PM on Monday through Saturday.

8. All artificial light sources shall be shielded so as to prevent direct rays of light from crossing a zoning district boundary line.

9. Noise reducing equipment/tools shall be utilized.

10. No operation shall permit odors to be released which are detectable at the property line and which offensively affect the sense of smell.

11. No outside lift stations or outside auto repair operations are allowed.

12. All business will be conducted within a building.

13. All storage of goods and/or display will be wholly contained within a building.

14. Fire lane required of twenty-four foot (24’) must be marked and maintained.
15. Loading and unloading shall occur outside of the striped fire lane.

16. Loading and unloading zone must be distinct from drive lane. Portions of the drive lane are not included as part of the loading and unloading zone. Such space shall consist of a minimum area of ten feet (10') by twenty-five feet (25').

17. Commercial delivery vehicles limited to those able to maneuver on site and not back out or park on Denton Highway (i.e. no 18-wheeler tractor/trailers permitted)

18. Parking lot must be kept maintained and free of any damage.

19. Parking spaces must be marked and maintained to include curb stops.

20. No inoperable vehicles may be stored over twenty-four (24) hours unless inside an approved building.

21. No outside storage of vehicles is allowed overnight.

22. The exterior paint of the building shall be uniform for the entirety of the building.

23. The exterior of the building shall be well maintained and in good repair.

24. Outside storage of tire piles is prohibited. Tires must be stored inside a fully enclosed building and comply with the specification of the adopted fire codes.

25. The applicant shall have a tire recycling company routinely pick up unusable tires to ensure unusable tires are disposed of properly.

If there is any conflict between Exhibit "A" Design Standards, Exhibit "B" Site Plan, Exhibit "C" Façade the provisions in Exhibit "A" Design Standards shall control.
Exhibit "C"
Site Plan

ATA Trading
5711 Denton Hwy
Haltom City, Tx 76148
(469)226-2170
Adco Addition Lot B Block 1

Created by Paint X
CITY COUNCIL MEMORANDUM

City Council Meeting: August 13, 2018
Department: Fire
Subject: Resolution No. R-2018-007-05 – Consideration and/or action regarding the approval of an agreements for mutual aid fire protection and emergency medical services and Tarrant County Arson mutual aid agreement

BACKGROUND

In an effort to better protect the citizens of Haltom City and Tarrant County in the event of various fire and emergency medical situations, a mutual aid agreement was developed so that different agencies throughout the county can come to the aid of neighboring communities in the event that emergencies outstrip local available resources. The agreement lays out fiscal and legal responsibilities of departments. In addition, a second mutual aid agreement lays out the operation of fire and arson investigators within Tarrant County.

FISCAL IMPACT

It is extremely difficult to determine a definitive fiscal impact. There is no cost in entering into the agreements. The city receives great benefits from the use of mutual aid for both fire/EMS and arson investigations due to the availability of a great amount of assets within Tarrant County.

RECOMMENDATION

Staff recommends the City Council approve Resolution No. R-2018-007-05, authorizing the City Manager to execute the Tarrant County fire protection and emergency medical service mutual aid agreement and the Tarrant County arson mutual aid agreement.

ATTACHMENTS

Resolution No. R-2018-007-05 including the Tarrant County fire protection and emergency medical service mutual aid contract and the Tarrant County arson mutual aid contract.
CITY COUNCIL RESOLUTION

City Council Meeting: August 13, 2018
Department: Administration
Subject: R-2018-008-01- Establishing a Charter Review Committee

BACKGROUND

During a Worksession on July 23, 2018, the City Council discussed the possibility of forming a Charter Review Committee.

The Charter of the City of Haltom City was originally approved by the electorate on December 3, 1955 and has not been reviewed for state law conflicts and other possible amendments since a Charter amendment vote by the electorate on November 3, 2015.

FISCAL IMPACT

None.

RECOMMENDATION

Staff recommends the City Council approve Resolution No. R-2018-008-01 establishing a Charter Review Committee.

ATTACHMENTS

Resolution No. R-2018-008-01
RESOLUTION NO. R-2018-008-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HALTOM CITY, TEXAS, ESTABLISHING A CHARTER REVIEW COMMITTEE; ESTABLISHING THE DUTIES OF THE COMMITTEE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Charter of the City of Haltom City was originally approved by the electorate on December 3, 1955; and

WHEREAS, the Charter of the City of Haltom City has not been reviewed for state law conflicts and other possible amendments since a Charter amendment vote by the electorate on November 3, 2015; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HALTOM CITY, TEXAS:

SECTION 1. A City of Haltom City Charter Review Committee is hereby created to review portions of the Charter of the City of Haltom City and to report to the City Council with recommendations for the amendment of the Charter, if any.

SECTION 2. The Charter Review Committee shall be composed of eight (8) members, one each appointed by the Mayor and City Council, and one (1) member by Council vote. All members must be residents of the City and must have resided within this City for twelve (12) consecutive months preceding their appointment. All members must be registered voters. A senior staff liaison designated by the City Manager shall attend all meetings. The City Secretary shall record all meetings.

SECTION 3. The Committee shall commence its review on or after September 1, 2018. A final report approved by the affirmative vote of a majority of the total membership of the Committee shall be presented to the City Council on all recommendations for amendment of the Charter. Once proposed amendments and/or recommendations have been voted on by the board, the board may have one (1) additional opportunity to reconsider any such amendment or recommendation.

The final report of the Committee shall present each question to be posed to the public for a vote with reasons for the recommended changes listed. The benefits and any detractions of any proposed amendments shall be listed, as well as a minority report if the proposed recommended amendment is not forwarded to the City Council by a unanimous vote.
SECTION 4. Committee members shall serve until the final report of the Committee is accepted by the City Council, or the Committee is discontinued by action of the City Council. The Committee shall establish regular meeting times, with no less than one meeting per month until the final report is made to the City Council. The Committee shall appoint one member to serve as Chairperson and Vice Chairperson to the Committee. The Chairperson will vote only in case of a tie. The Committee may adopt such rules as are necessary for the conduct of the Committee meetings. Minutes shall be kept of each meeting by the Committee and shall detail the action taken at each meeting. Such minutes shall be filed with the City Secretary as official City Records. All Committee meetings shall be open to the public and notice of such meetings shall be posted in accordance with the Texas Government Code, Chapter 551.

SECTION 5. This Resolution shall take affect upon its passage.

PASSED AND APPROVED on this 13th day of August, 2018.

____________________________
David Averitt, Mayor

ATTEST:

____________________________
Art Camacho, City Secretary
CITY COUNCIL RESOLUTION

City Council Meeting: August 13, 2018
Department: Administration
Subject: R-2018-012-01- Termination of the Haltom City EDC

BACKGROUND

At the City Council meeting on June 25, 2018, the City Council voted to have the City Attorney draft a resolution terminating the Haltom City Economic Development Corporation by October 1, 2018.

FISCAL IMPACT

None.

RECOMMENDATION

Staff recommends the City Council vote whether to approve/disapprove Resolution No. R-2018-012-01 - terminating the Haltom City Economic Development Corporation by October 1, 2018.

ATTACHMENTS

Resolution No. R-2018-012-01
RESOLUTION NO. R-2018-012-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HALTOM CITY, TEXAS TERMINATING THE HALTOM CITY ECONOMIC DEVELOPMENT CORPORATION EFFECTIVE OCTOBER 1, 2018; APPROVING A TERMINATION PLAN; AUTHORIZING THE PREPARATION AND EXECUTION OF ALL DOCUMENTS NECESSARY TO TERMINATE THE CORPORATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to a special election the citizens of Haltom City approved the creation of the Haltom City Economic Development Corporation to be funded by a special sales tax adopted for that purpose, as evidenced by the Articles of Incorporation filed with the Secretary of State on September 6, 1995; and

WHEREAS, a special election was held in the City of Haltom City, Texas on May 7, 2016, at which a proposition was submitted to the duly qualified registered voters of the City for their action thereon, said proposition to authorize to repeal the sales and use tax of one-half (1/2) of one percent for the benefit of the Haltom City Economic Development Corporation (“Corporation”); and

WHEREAS, said election was duly and legally held in conformity with the election laws of the State of Texas, and the results of said election have been verified and returned by the proper judges and clerks; and

WHEREAS, a majority of the voters elected in favor of the abovementioned proposition; and

WHEREAS, reflective of the above election results, the City Council of Haltom City, pursuant to its power and authority under Section 501.401(a)(2) of the Texas Local Government Code, wishes to terminate the existence of the Corporation effective October 1, 2018.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HALTOM CITY, TEXAS:

Section 1: The facts and recitations contained in the preamble of this resolution are hereby found and declared to be true and correct, and are incorporated by reference herein and expressly made a part hereof.

Section 2: The Haltom City Economic Development Corporation is hereby terminated effective October 1, 2018, as provided in this resolution. A plan of termination, attached hereto as Exhibit “A”, is adopted and approved.

Section 3: The Corporation, through its Executive Director and attorney, shall prepare all documents necessary to effectively terminate the Corporation, including but not limited to a certificate of termination.
Section 4: The Corporation’s Board President is authorized to execute all documents necessary to effectively terminate the Corporation and shall file the certificate of termination with the Secretary of State.

Section 5: This resolution shall take effect immediately from and after its passage.

PASSED, APPROVED AND ADOPTED this the _____ day of _____________, 2018.

CITY OF HALTOM CITY, TEXAS

By: _____________________________
Mayor

ATTEST: _____________________________
City Secretary
EXHIBIT “A”

Plan of Termination
PLAN OF TERMINATION
OF THE
HALTOM CITY ECONOMIC DEVELOPMENT CORPORATION

This Plan of Termination (the “Plan”) is intended to accomplish the complete liquidation of the Haltom City Economic Development Corporation (the “Corporation”).

1. Adoption of Plan. This Plan shall become effective as of October 1, 2018 (the “Effective Date”).

2. Notice to Claimants. As promptly as practicable after the Effective Date, the Corporation shall cause written notice of its intention to terminate to be sent by registered or certified mail to each known claimant against the Corporation, if any.

3. Payment of Obligations. As promptly as practicable after the Effective Date, the Corporation shall pay or make adequate provision for the payment of all known debts, obligations or liabilities of the Corporation.

4. Distribution of Assets. As promptly as practicable after the payment of all known debts, obligations, or liabilities of the Corporation (or the provision for such payment is made), the remaining assets of the Corporation, if any, shall be distributed to the City of Haltom City, or otherwise in accordance with the Texas Business Organizations Code (the “Code”) and the Texas Development Corporation Act.

5. Termination. As promptly as practicable after the Effective Date, a Certificate of Termination of the Corporation and related required documents, if any, shall be filed with the Secretary of State of Texas in accordance with the Code, the Texas Development Corporation Act, and all other applicable law.

6. Termination of Business. From and after the Effective Date, the Corporation shall not engage in any business activity, except for operations and activities related to maintaining and preserving its assets pending the termination and winding-up of its affairs in an orderly manner, and its withdrawal from the State of Texas, in which it is qualified to transact business, all in accordance with this Plan and applicable law.

7. Power of Officers. The officers of the Corporation shall do all acts and things provided for in this Plan and any and all other acts and things that they, or any of them, may deem necessary or advisable to effectuate the liquidation and dissolution of the Corporation and to carry out fully this Plan in accordance with the laws of the State of Texas.

_______________________________
Ricky Brown, President

Attest:

___________________________
Art Camacho, Secretary
CITY COUNCIL MEMORANDUM

City Council Meeting: August 13, 2018
Department: City Secretary
Subject: Future Agenda Items

BACKGROUND

A Worksession has been requested for the following:
   1. Code Compliance
   2. Comprehensive Land Use Plan

FISCAL IMPACT

None.

RECOMMENDATION

Workshop on these items will be forthcoming and some information will be discussed during the Council budget meetings.

ATTACHMENTS

None.
BACKGROUND
The City Council will consider action regarding the resignations from Boards, Commissions, and Committees.

FISCAL IMPACT
None.

RECOMMENDATION
None.

ATTACHMENT
None.
CITY COUNCIL MEMORANDUM

City Council Meeting: August 13, 2018
Department: City Secretary
Subject: Boards/Commissions/Committees
Appointments/Reappointments

BACKGROUND

The City Council will consider action regarding the appointment/reappointment of board, commission, and committee members. Place One on the TIRZ Board expired December 31, 2017. Currently Bob Watkins serves in Place One. The Parks Board council liaison position is also vacant.

Appointments and/or reappointments that are due:

Mayor: Public Arts Program Committee – One vacancy

CC Place 3: P&Z – Vacant

CC Place 6: Beautification – Vacant
   CCPD/Redlight – Current member Layla Caraway
   ZBA – Current member Debbie Hardin

CC Place 7: Beautification – Vacant
   CCPD/Redlight – Current member Patti Street
   Fire – Current member Sue Austin
   P&Z – Current member Suzette Teague

FISCAL IMPACT

None.

RECOMMENDATION

None.

ATTACHMENTS

Applications received: Larry Handschoh, 2018; Alaina Tellson, 2018; Ruby LaBeau, 2018; Colton Hudson, 2018; Layla Caraway 2018; Joy Dalton 2018; Eric Morris, 2018; Garrett Schleier, 2018; Betty Porter, 2018; Elizabeth Dunbar, 2018; Andrea Hudson, 2018; Alexandra Geltmeier, 2017; Matthew Schoonover, 2017; Gary Hilbert II, 2017.