

MINUTES
OF A REGULAR MEETING
of the
DALWORTHINGTON GARDENS
CITY COUNCIL

Regular Session: Thursday, February 18, 2010 7:00 P.M.

REGULAR SESSION

A regular meeting was held at 7:00 o'clock p.m. on Thursday, February 18, 2010 in the Council Chambers of the Dalworthington Gardens City Hall, 2600 Roosevelt Drive, Dalworthington Gardens, Texas. The following items of business were considered, discussed and acted upon, as deemed appropriate by the Council:

MEMBERS PRESENT:

Michael Tedder, Mayor
Guy Snodgrass, Mayor Pro tem
Steve Loe, Councilman
Jim Piland, Councilman
Clay Ellis, Councilman
Mike Pettke, Councilman

STAFF PRESENT:

Melinda Brittain, City Secretary
Krysten Jeter, Deputy City Secretary
Jerry Venum, Deputy Chief of Public Safety
Jim Jeffrey, City Attorney
Dick Perkins, City Engineer

CALL TO ORDER – Mayor Tedder called the meeting to order at 7:07 p.m.

Invocation by the Mayor

Pledge of Allegiance to the United States of America Flag

Pledge of Allegiance to the State of Texas Flag

- 1. Citizen Comments**
- 2. Mayor and Council comments.**
- 3. Departmental Reports and January Financial Report.**
 - DPS Report
 - Yearly Budget Summary
 - Trial Balance
 - TexSTAR Reports
 - Sales Tax History
 - Ad Valorem Report
 - General, Water & Public Works Report
 - Court Activity Report

On motion by Councilman Pettke, seconded by Councilman Ellis, by a vote of 5 ayes and 0 nays, it was:

RESOLVED, that the departmental reports and financial reports for January, 2010 be approved and placed in the records of the city.

Minutes of January 21, 2010 Meetings.

On motion by Councilman Pettke, seconded by Councilman Loe, by a vote of 5 ayes and 0 nays, it was:

RESOLVED, that the minutes of the January 21, 2010 Council meeting be approved and placed in the records of the city.

Tabled Items from Previous Meetings:

5. Wastewater Contract Amendments

On motion by Councilman Pettke, seconded by Councilman Piland, the item was removed from the table. No action was taken.

Public Hearing and Action:

6. Ordinance 10-01 & 10-02, Water Rates/Impact Fees/Solid Waste Disposal

Mayor Tedder opened the public hearing at 7:34 p.m. and asked for public comments. There being public comments, Mayor Tedder closed the public hearing at 7:36 p.m.

On motion by Mayor Pro tem Snodgrass, seconded by Councilman Pettke, by a vote of 5 ayes and 0 nays, the following ordinances were adopted:

Ordinance 10-01

AN ORDINANCE AMENDING SECTION 3.3.05 OF CHAPTER 3, PERMIT AND SERVICE FEES, OF TITLE 3, REVENUE AND FINANCE, OF THE CODE OF THE CITY OF DALWORTHINGTON GARDENS, BY AMENDING C., WATER AND SEWER, PARAGRAPH (4), WATER SERVICE RATES, PRESCRIBING RATES FOR WATER SERVICE IN THE CITY; REPEALING ORDINANCES IN CONFLICT HEREWITH; MAKING THIS ORDINANCE CUMULATIVE OF OTHER ORDINANCES OF THE CITY NOT IN CONFLICT HEREWITH; PRESCRIBING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING FOR PUBLICATION; AND, NAMING AN EFFECTIVE DATE.

BE IT ORDAINED:

1.

That paragraph (4), Water service rates, of sub-section C, WATER AND SEWER, of Section 3.3.05, Schedule of Fees and Charges, of Chapter 3.3, Permit and Service Fees, of Title 3, REVENUE AND FINANCE, of the Code of the City of Dalworthington Gardens be amended so that hereafter the same shall be and read as follows:

(4) Water service rates

a. The following rates per month shall be the rates charged for water service furnished to the customer within the corporate limits of the City, except as provided in paragraph c of this section:

Residential Rates

Gallons of Water

First 2000 gallons (minimum) \$17.50
Over 2000 gallons (per 1000 gallons) \$ 2.50

Commercial Rates

Gallons of Water

First 2000 gallons (minimum) \$39.00
Over 2000 gallons (per 1000 gallons) \$ 2.50

Bulk Rates To purchasers of water from the City in bulk quantities per contract \$9.75 per 1000 gallons, deposit \$1000, minimum bill for bulk contracts, \$350 regardless of usage.

b. The schedule in paragraph a. of this section is based upon the amount of water used, as measured by a single meter, in increments of one thousand (1000) gallons.

c. In all cases where more than one residential or commercial unit is supplied water measured through a single meter, not less than the minimum charge hereinabove

Ordinance 10-02

AN ORDINANCE AMENDING SECTION 3.3.05 OF CHAPTER 3, PERMIT AND SERVICE FEES, OF TITLE 3, REVENUE AND FINANCE, OF THE CODE OF THE CITY OF DALWORTHINGTON GARDENS, BY AMENDING F., HEALTH AND SAFETY, PARAGRAPH (1), SOLID WASTE COLLECTION RATES, PRESCRIBING RATES FOR SOLID WASTE DISPOSAL SERVICE IN THE CITY; REPEALING ORDINANCES IN CONFLICT HERewith; MAKING THIS ORDINANCE CUMULATIVE OF OTHER ORDINANCES OF THE CITY NOT IN

CONFLICT HEREWITH; PRESCRIBING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING FOR PUBLICATION; AND, NAMING AN EFFECTIVE DATE.

BE IT ORDAINED:

1.

That paragraph (1), Solid Waste Collection rates, of sub-section F, HEALTH AND SANITATION, of Section 3.3.05, Schedule of Fees and Charges, of Chapter 3.3, Permit and Service Fees, of Title 3, REVENUE AND FINANCE, of the Code of the City of Dalworthington Gardens be amended so that hereafter the same shall be and read as follows:

(1)	Solid Waste Collection rates	
	Residential pickup, per month, per dwelling unit (without curbside grass collection)	7.82*
	Residential Recycling (per dwelling unit)	3.00*
	Bin Deposit	5.00*
	Commercial curb pickup, per month, per occupancy	12.80*

*Does not include sales tax

2.

That this ordinance shall repeal any provision of prior ordinances in conflict herewith, but is hereby made cumulative of all other ordinances of the City not in conflict herewith.

3.

That any person violating any provision of this ordinance shall be guilty of a misdemeanor and shall, upon conviction, be fined in an amount not more than \$500.00.

4.

That the caption and penalty clause of this ordinance shall be published in the Commercial Recorder, a newspaper of general circulation in the community.

5.

That this ordinance shall be in full force and effect from and after the date of its passage and publication and the rates shall be applied to the first billing cycle thereafter.

Action Items:

7. Employee Health Benefits

On motion by Mayor Pro tem Snodgrass, seconded by Councilman Ellis, by a vote of 5 ayes and 0 nays, it was:

RESOLVED, that the Employee Health Benefits provided by Blue Cross Blue Shield shown as market 3, be approved and placed in the records of the city.

8. 2005 Comprehensive Plan

On motion by Mayor Pro tem Snodgrass, seconded by Councilman Loe, by a vote of 5 ayes and 0 nays, it was:

RESOLVED, that a worksession be scheduled to review the 2005 Comprehensive Plan.

9. Solid Waste Contract

On motion by Mayor Pro tem Snodgrass, seconded by Councilman Pettke, by a vote of 5 ayes and 0 nays, it was:

RESOLVED, that the solid waste contract with Duncan Disposal be approved and placed in the records of the city.

10. Historical Society Request

On motion by Councilman Pettke, seconded by Councilman Piland, by a vote of 5 ayes and 0 nays, it was:

RESOLVED, that the Historic Committee request for funds in the amount of \$1,500.00 for a historical plaque recognizing the City of Dalworthington Gardens be approved, funded through the Parks & Recreation Fund and placed in the records of the city.

11. Appoint ZBA Board member

On motion by Councilman Loe, seconded by Councilman Piland, by a vote of 5 ayes and 0 nays, this item was tabled.

12. Citizen request for reimbursement

On motion by Mayor Pro tem Snodgrass, seconded by Councilman Ellis, by a vote of 5 ayes and 0 nays, this item was tabled.

13. Clean up day schedule

On motion by Councilman Pettke, seconded by Councilman Loe, by a vote of 5 ayes and 0 nays, it was:

RESOLVED, that the clean up day for brush and limbs be set for March 8, 2010, with March 8, 2010 being the last day for disposal of this kind.

FUTURE AGENDA ITEMS

Updated Correspondence on Roosevelt Dr./Arkansas Lane traffic signal

ADJOURN

On motion by Councilman Loe, seconded by Councilman Piland, by a vote of 5 ayes and 0 nays, the meeting was adjourned at 8:28 p.m.