

**MINUTES of a MEETING
of the
DALWORTHINGTON GARDENS
CITY COUNCIL**

Regular Session: Thursday, October 19, 2006 7:00 P.M.

REGULAR SESSION

A regular meeting was held at **7:00 o'clock p.m.** on **Thursday, October 19, 2006** 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
Mike Pettke, Councilman
Ken Wallace, Councilman
Jim Piland, Councilman
Steve Loe, Councilman

STAFF PRESENT:

Stan Wilkes, City Attorney
Greg Saunders, City Engineer
Bill Waybourn, Chief of Public Safety
Krysten Jeter, Deputy City Secretary

CALL TO ORDER- Mayor Tedder called the meeting to order at 7:00pm

(Agenda item 1) Citizen comments

Mr. Jim Persons gave presentation of the Arlington Veterans Park Foundation and the construction of the Memorial about to be in progress.
Kathy Price gave Park Board report

(Agenda item 2) Mayor and Council comments

Councilman Piland stated he would be happy to get the Martin Booster Club involved with getting the word out about the Arlington Veterans Park Foundation.

Mayor Tedder asked Council to address agenda item 13

(Agenda item 13) Park Board requests: Resolution 06-70, Eagle Scout Project

Chris Diaz gave presentation of grill he would like to build next to the pavilion in Elkins Park.

On motion by Councilman Wallace, seconded by Councilman Loe, it was:

RESOLVED, that the Eagle Scout Project presented by Chris Diaz to construct a grill next to the pavilion in Elkins Park with an amount not to exceed \$1,000 be approved and placed in the records of the city.

Motion passed by a vote of 5 ayes and 0 nays.

(Agenda item 3) Departmental Reports and September Financial Report

On motion by Councilman Pettke, seconded by Councilman Piland, it was:

RESOLVED, that the Departmental Reports and September Financial Report be approved and placed in the records of the city

Motion passed by a vote of 5 ayes and 0 nays.

(Agenda item 4) Minutes of September 21, 2006 Meeting

On motion by Councilman Pettke, seconded by Councilman Piland, it was:

RESOLVED, that the Minutes of the September 21, 2006 Meeting be approved and placed in the records of the city.

Motion passed by a vote of 5 ayes and 0 nays.

(Agenda item 5) Resolution 06-71, Authorize Teague, Nall & Perkins to prepare the specifications for the painting of the elevated water storage tank and prepare the request for proposal for non-exclusive elevated water storage tank use.

On motion by Councilman Wallace, seconded by Councilman Piland, it was:

RESOLVED, that Teague, Nall & Perkins be authorized to prepare the specifications for the painting of the elevated water storage tank and prepare the request for proposal for non-exclusive elevated water storage tank use.

Motion passed by a vote of 5 ayes and 0 nays.

(Agenda item 6) Ordinance 06-08, Amending Chapter 3.3 of the City Code in reference to water and sewer rates. On motion by Councilman Pettke, seconded by Mayor Pro tem Snodgrass, by a vote of 5 ayes and 0 nays, the following ordinance was adopted:

ORDINANCE NO. 06 - 08

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, AND PARAGRAPH 5, SEWER SERVICE RATES; PRESCRIBING RATES FOR WATER AND SEWER 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 BY THE CITY COUNCIL OF THE CITY OF DALWORTHINGTON GARDENS, TEXAS:

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:

<u>Gallons of Water</u>	<u>Residential Rates</u>	<u>Commercial Rates</u>
First 2000 gallons (minimum)	\$17.50	\$38.50
Over 2000 gallons (per 1000 gallons)	2.25	27.00

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 provided shall be made for each such unit supplied through such meter, multiplied by amount of minimum. All water usage in excess of the total multiple unit minimum charge (2000 gallons X number of residential living or commercial units), shall be based upon the schedule provided in paragraph (a) above.

2.

That paragraph (5), Sewer 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:

(5) Sewer service rates

The following rates per month, based upon water consumption, shall be the rates charged for sewer service furnished to the customers within the corporate limits of the City:

<u>Gallons of water</u>	<u>Residential rate</u>	<u>Commercial rate</u>
First 2000 gallons (minimum)	\$12.00	\$25.00
Over 2000 gallons (per 1000 gallons) (Maximum 13000 gallons charged)	1.80	1.80

In all cases where more than one residential or commercial unit is supplied sewer measured through a single meter, not less than the minimum charge herein above provided shall be made for each such unit supplied through such meter, multiplied by amount of minimum.

3.

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.

4.

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.

5.

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

6.

That this ordinance shall be in full force and effect from and after the date of its passage and publication.

(Agenda item 7) Ordinance regulating exploration and production of oil, gas and other minerals.

On motion by Councilman Pettke, seconded by Councilman Wallace, this item was tabled.

(agenda item 8) Resolution 06-72, Authorize Planning and Zoning Commission to review and make recommendation to amend Title 17 of the City Code to reference site plan approval for all commercial development.

On motion by Councilman Pettke, seconded by Councilman Loe, it was:

RESOLVED, that the Planning and Zoning Commission is hereby authorized and directed to review and make recommendations to the City Council concerning whether all commercial development in the city should be made subject to site plan approval.

Motion passed by a vote of 5 ayes and 0 nays.

(Agenda item9) Resolution 06-73, Review of gas franchise agreement with reference to gas line extensions.

On motion by Councilman Piland, seconded by Councilman Loe, it was:

RESOLVED, that the staff shall conduct a review of a gas franchise agreement with reference to gas line extensions.

Motion passed by a vote of 4 ayes and 1 nay, Councilman Pettke voting nay.

(Agenda item 10) Ordinance authorizing and allowing, under the act governing the Texas Municipal Retirement System, “Updated Service Credits” in said system on an annual basis for service performed by qualifying members of such system who at the effective date of the allowance are in the employment of the City of Dalworthington Gardens; providing for increased prior and current service annuities for retirees and beneficiaries of deceased retirees of the City; and establishing an effective date for the ordinance.

On motion by Mayor Pro tem Snodgrass, seconded by Councilman Wallace, this item was tabled.

(Agenda item 11) Resolution 06-74, Agreement between Tarrant County Hospital District and City of Dalworthington Gardens.

On motion by Councilman Pettke, seconded by Councilman Piland, it was:

RESOLVED, that the agreement between Tarrant County Hospital District and the City of Dalworthington Gardens be approved and placed in the records of the city.

Motion passed by a vote of 5 ayes and 0 nays.

(Agenda item 12) Review of proposal for traffic signal system.

On motion by Councilman Pettke, seconded by Councilman Wallace, this item was tabled.

(Agenda item 13) Park Board requests: Eagle Scout Project.

(Agenda item 14) Resolution 06-75, authorizing agreements with City Peace Officers for motor vehicle use by the Department of Public Safety.

On motion by Councilman Wallace, seconded by Councilman Pettke, it was:

RESOLVED, that the Resolution authorizing agreements with Officers Britt Stinson, A.J. Thomas, Mike Taylor, and Dr. Joe Del Principe for motor vehicle use by the Department of Public Safety be approved and placed in the records of the city.

Motion passed by a vote of 5 ayes and 0 nays.

(Agenda item 15) Future agenda items

Consideration of participation in the Arlington Veterans Memorial Fund
Proposed plan for Pleasant Ridge (non-action item)

ADJOURN

On motion by Councilman Loe, seconded by Councilman Wallace, the meeting was adjourned by unanimous vote.

Michael R. Tedder, Mayor

ATTEST:

Melinda Brittain, City Secretary