

TOWN OF WESTOVER HILLS

MINUTES

**Town Council Meeting
Tuesday, October 16, 2012
Westover Hills Town Hall**

Present:

Mayor Stephen Tatum
Mayor Pro Tem Kelly Thompson
Council Member Jack Koslow
Council Member John R. Thompson III
Council Member Elliot Goldman

Staff Present:

David Burgess, Town Administrator/Police Chief
Tim Chambers, Public Works Director
Randy McKee, Building Official
Penny Spikes, Administrative Assistant
Mary Barkley, City Attorney

A meeting of the Westover Hills Town Council was scheduled for 6:00 p.m. on Tuesday, December 4, 2012 at the Westover Hills Town Hall pursuant to written notice posted on Friday, November 30, 2012.

1. Call To Order.

With a quorum of Council Members present, Mayor Stephen Tatum called the meeting to order at 6:00 p.m.

2. Approve minutes of October 16, 2012 council meeting.

Council Member John Thompson made the motion, seconded by Council Member Jack Koslow, that the Minutes of the Town Council Meeting on October 16, 2012, as revised, be approved. The motion carried unanimously.

3. Financial Statements.

Town Administrator David Burgess presented the Town financial statements dated November 30, 2012. Mr. Burgess explained that the new accounting software is functioning admirably and the Town is now managing all Accounts Payable, Accounts Receivable and Utility Billing independently.

4. Discuss and take action on a variance request to encroach into the rear setback to build an addition to the garage at 1409 Arles Court.

Building Official Randy McKee made a brief presentation of the construction project. Mayor Tatum received six comment cards, all of which had objections to the variance request. Resident Georgia Vandervoort spoke at length regarding her objections due to the damage the construction could cause her property and landscaping. Requesting residents, Madge and Don Luntey, stated their case and clarified that their building plans would not be devaluing or damaging any neighbors' property.

Council Member Kelly Thompson seconded the suggestion made earlier by Council Member Elliot Goldman to table the issue until the residents had an opportunity to discuss the matter.

5. Discuss and take action on a variance request to install an 11 ft. high fence on the south side of the property at 2100 Canterbury Drive.

Building Official Randy McKee explained the diagrams and that the fence would be 11 ft. tall at the highest point of the retaining wall. Six responses were received without objections to the variance. Mrs. Cristol, who resides at 2001 Deepdale, stated she objected on the basis that this project would not enhance the beauty of Westover and would most likely reduce her property value. Tom Bates, the owner of 2100 Canterbury Drive, explained his position and reasoning. He stated his neighbor affected directly by the highest portion of the fence has no objection and was even the engineer who designed the fence and property.

Council Member John Thompson, seconded by Council Member Jack Koslow, made the motion to approve the variance. The motion carried unanimously.

6. Discussion on progress of pipe bursting project.

Public Works Director Tim Chambers briefed the Council on the status of the pipe bursting project. It was completed on December 1, 2012 in spite of major difficulties and came in under budget.

7. Discuss and take action on appointment of a Financial Committee.

Town Administrator David Burgess explained that the purpose of the Finance Committee is to meet independently with auditors regarding the state of the Town's financial affairs. Mayor Tatum nominated Council Member Kelly Thompson and Council Member Marcus Snyder. It was decided the remaining Finance Committee members would be chosen by Mr. Thompson and Mr. Snyder.

8. Discussion on the Westover Hills Police Department.

Police Chief David Burgess provided an informative update on the Police Department's recent activities and accomplishments. Officer Shannon Martinez recently earned his CPR Instructor Certification and will begin offering CPR and safety classes to all employees, residents and their staff free of charge. The Westover Hills Crime Report will also soon be available on the Town's website for all to view.

9. Executive Session.

Mayor Stephen Tatum adjourned the regular meeting to convene into Executive Session at 7:05 p.m. to discuss the following:

1. Seek the advice of its attorneys concerning the following pending or contemplated litigation or other matters that are exempt from public disclosure under Article X, Section 9 of the Texas State Bar Rules and as authorized by Section 551.071 of the Texas Government Code:
 - a. Legal issues concerning any item listed on today's City Council meeting agendas.

2. Deliberate the purchase, exchange, lease, or value of real property in accordance with Section 551.072 of the Texas Government Code. Deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third party; and
3. Deliberate the deployment, or specific occasions for implementation, of security personnel or devices, in accordance with Section 551.076 of the Texas Government Code.
4. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, in accordance with Section 551.074 of the Texas Government Code.

Mayor Stephen Tatum adjourned the Executive Session at 7:30 p.m. to reconvene into the regular meeting.

10. Adjournment.

There being no further business, Mayor Stephen Tatum adjourned the meeting at 7:30 p.m.

Attest:

Approved:

Penny Spikes
Acting City Secretary

Stephen Tatum
Mayor