

TOWN OF WESTOVER HILLS

MINUTES

Special Town Council Meeting Monday, February 10, 2014 Westover Hills Town Hall

Present:

Mayor Stephen Tatum
Mayor Pro Tem Kelly Thompson
Council Member Marcus Snyder
Council Member John Thompson III
Council Member Elliot Goldman
Council Member Jack Koslow

Staff Present:

Lyle Dresher, Town Administrator
David Burgess, Police Chief
Tim Chambers, Public Works Director
Randy McKee, Building Official
Penny Spikes, Town Secretary
Greg Saunders, Town Engineer

A meeting of the Westover Hills Town Council was scheduled for 6:00 p.m. on Monday, February 10, 2014 at the Westover Hills Town Hall pursuant to written notice posted on Thursday, February 6, 2014.

1. Call To Order.

With a quorum of Council Members present, Mayor Stephen Tatum called the meeting to order at 6:01 p.m.

2. Consider approval of the minutes for the Town Council Meeting of January 21, 2014.

Council Member John Thompson made the motion, seconded by Council Member Jack Koslow, to table this agenda item until the March meeting when a corrected version can be presented. The motion carried with a unanimous vote.

3. Review of the Financial Statements for January 2014.

There were no questions or comments regarding the financials.

4. Discuss and consider a request of the City of Fort Worth to trim and/or remove street trees and landscape material along an approximate 600 foot section (6200 Block) of Westover Drive for the purpose of lowering an existing Fort Worth sanitary sewer main.

Mr. Roberto Saucedo, City of Fort Worth, addressed the City's need to reconstruct the existing 10" sanitary sewer main located in Westover Drive. The new main will ultimately replace an older section of an existing 8" main located in an adjacent creek. The reconstructed sewer main will be lowered to an approximate depth of 20 feet; consequently, he explained that it was necessary to trim the Westover Drive tree canopy to a height of approximately 35 feet extending from behind

the curb line of the street in order to move the large equipment into place and to perform the necessary work. Robert Dunaway, Dunaway & Associates, consulting engineers representing the City of Fort Worth, assisted in explaining the sanitary line locations and the reasoning for lowering the sewer main – the line has aged and has to be replaced, is strictly a vertical change. The street will need to be closed for the majority of the construction. Mr. Saucedo explained that if the City of Fort Worth is not granted permission by the Council to continue with the project as scheduled and budgeted, they will not be able to continue the project at all.

Greg Saunders, the Town's engineer, described how tunneling was an option to be considered which would not destroy the trees, but it is much more expensive and time consuming. Mr. Dunaway noted that tunneling would cost an additional \$500,000.00 and not an option at this point.

Mr. and Mrs. Yanes of 6216 Westover Drive were present and expressed their displeasure with the project, the prospective trimming of the trees and the fact that other residents were not notified of the project and its implications to the current neighborhood landscaping.

After a lengthy discussion, Council Member Kelly Thompson made the motion, seconded by Council Member John Thompson, that the request to trim/remove trees along the 6200 block of Westover Drive be denied. The motion passed with a unanimous vote. Mayor Stephen Tatum stated that a decision had been reached, but if the City of Fort Worth would like to return with an alternate plan that would not harm the trees, it would be considered.

5. Presentation of Westover Hills Police Department Tier 1 – Racial Profiling Report.

Police Chief David Burgess presented the required annual Racial Profiling Report to Council. There were no questions or comments regarding the report.

6. Discuss future Capital Improvement Projects.

Town Administrator Lyle Dresher presented three-phased capital improvement projects plan and their associated costs, all of which were developed in collaboration with Public Works Director Tim Chambers and the Town Engineer Greg Saunders. Improvements were prioritized into three phases with the total cost of all being \$6.78M. Public Works Director Tim Chambers discussed specific issues with Phase 1 water, sewer and street improvements and the reasons for which the projects ranked as highest priority.

Council requested that the staff provide a more detailed description of each project, including financing alternatives and property tax rate implications.

7. Discuss and consider action to cancel the February 18, 2014 regular Town Council meeting.

Mayor Stephen Tatum stated that everything has been covered for the month and there is no need for the regularly scheduled meeting on February 18, 2014. The next meeting will be March 18, 2014.

Council Member John Thompson made the motion, seconded by Council Member Jack Koslow, to cancel the February 18, 2014 Council meeting. The motion carried unanimously.

Mayor Stephen Tatum adjourned the regular meeting to convene into Executive Session at 7:45 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.
 - b. Discuss possible legal action against resident occupying a substandard building.
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.

Mayor Stephen Tatum adjourned the Executive Session at 7:58 p.m. to reconvene into the regular meeting. No action was taken resulting from the Executive Session.

8. Adjourn.

There being no further business to discuss, the Mayor Stephen Tatum adjourned the meeting at 8:00 p.m.

Approved:

Penny Spikes
Town Secretary

Stephen Tatum
Mayor