

MINUTES

CITY COUNCIL MEETING

April 20, 2010

CALL TO ORDER – Roll Call and Determination of a Quorum

The Parker City Council met in a special meeting on the above date at Parker City Hall, 5700 E. Parker Road, Parker, Texas 75002.

Mayor Cordina called the meeting to order at 6:00 p.m. with Councilmember's Marshall, Sumrow, Threadgill, Evans and Levine present. A quorum was present.

Staff present: City Attorney Jim Shepherd, City Administrator Dena Daniel, City Secretary Carrie Smith, Assistant City Administrator Jeff Flanigan, Finance Manager Johnna Boyd, Fire Chief Mike Sheff, and Police Sergeant Kenny Price.

EXECUTIVE SESSION 6:00 – 7:00 P.M.

Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated the City Council may hold a closed meeting.

Mayor Cordina recessed the regular meeting to closed session at 6:00 p.m.

1. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN: **TX Government Code, §551.071(2)**

Confidential legal advice regarding the following:

- a. Use of Public Facilities—city hall and city fire station
- b. Specific Use Permit for 5504 Gregory Lane

2. RECONVENE REGULAR MEETING.

Mayor Cordina reconvened the regular meeting to order at 7:15 p.m.

3. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE EXECUTIVE SESSION SUBJECTS LISTED ABOVE, INCLUDING SUCH RESOLUTIONS, POLICIES, AND/OR ORDINANCES AS MAY BE REQUIRED.

No action was taken.

PLEDGE OF ALLEGIANCE

Assistant City Administrator Flanigan led the Pledge.

PUBLIC COMMENTS The City Council invites any person with business before the Council not scheduled on the agenda to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

Jack Barba "John", 5003 Hackberry Ln. – spoke in favor of allowing the public to use City Hall for meetings.

Sheryl Burk, 6806 Estados Dr. – spoke in favor of allowing the public to use City Hall for meetings.

Cindy Meyer spoke on behalf of Stephanie Casson, Dublin Rd. - spoke in favor of allowing the public to use City Hall for meetings.

Cindy Meyer, 6618 Estados Dr. - spoke in favor of allowing the public to use City Hall for meetings.

David Leamy, 5801 Rathbone Dr. - spoke in favor of allowing the public to use City Hall for meetings, but not political activities. He also requested online credit card payments.

Keith Matthew, 2709 Dublin Rd. - spoke in favor of allowing the public to use City Hall for meetings.

Chuck Molyreaux, 6618 Estados Dr. - spoke in favor of allowing the public to use City Hall for meetings.

Andrew Piziali, 6616 Estados Dr. - spoke in favor of allowing the public to use City Hall for meetings.

Debbie Piziali, 6616 Estados Dr. - spoke in favor of allowing the public to use City Hall for meetings.

Dawn and Chase Smith, 4900 Windmill Creek Dr. – concurred with other speakers and favor of allowing the public to use City Hall for meetings.

Carol Swanson, 6601 Poco Dr. - concurred with other speakers and favor of allowing the public to use City Hall for meetings

INDIVIDUAL CONSIDERATION ITEMS

Mayor Cordina postponed the minutes to a later time in the meeting.

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR MARCH 16, 2010.

MOTION: Mayor Pro-tem Threadgill motioned to approve the minutes as written. Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Threadgill and Evans voting for. Motion carried 4-0. Councilmember Levine abstained.

5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR MARCH 30, 2010.

MOTION: Mayor Pro-tem Threadgill motioned to approve the minutes as written. Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Threadgill Evans and Levine voting for. Motion carried 5-0.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 654 GRANTING AN SUP FOR 5504 GREGORY LANE.

City Attorney Shepherd reviewed revisions to the proposed Ordinance.

- 1) grant arena
- 2) grant barn
- 3) limit horses to 50 adult
- 4) 1- Year to gradually reduce the number of horses from the current 55 to 50
- 5) The horses on the Henry property are to be included in the total of 50

MOTION: Councilmember Sumrow motioned to approve Ordinance 654 with noted revisions.

Councilmember Levine asked the Vielock's if they were comfortable with the SUP. They said it was workable.

Councilmember Evans stated it was time to take action and move on.

Mayor Pro-tem Threadgill seconded with Councilmembers Marshall, Sumrow, Threadgill, Evans and Levine voting for. Motion carried 5-0.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON USAGE OF THE CITY FACILITIES – CITY HALL AND FIRE STATION.

At the Mayor's request, City Attorney Shepherd explained the Constitutional Law perspective on the use of public facilities, and the differences among the public, quasi-public, and other forums. He explained that while many cities open their meeting halls to the public, others are concerned either with the difficulty of legally regulating who can, and cannot meet in the facility. Others may have concerns that the facility is lacking in amenities, or staff, to make its public use feasible. The Council must have a set of neutral rules for all organizations. The item was tabled to the next regular meeting.

MOTION: Councilmember Sumrow motioned to table the item to the next regular meeting for additional research. Councilmember Marshall seconded with Councilmember's Marshall, Sumrow, Threadgill, and Levine voting for. Councilmember Evans opposed. Motion carried 4-1.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A BUDGET FOR THE MUNICIPAL COMPLEX OPEN HOUSE.

There was a brief discussion on the need to pay staff working at the event overtime. City Administrator Daniel noted these funds would come from the payroll budget.

MOTION: Councilmember Levine motioned to approve a budget of \$1500 for invitations, incidentals, food, drink and other supplies. Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Threadgill, Evans, and Levine voting for. Motion carried 5-0.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A MONUMENT SIGN FOR THE MUNICIPAL COMPLEX.

Further discussion of the monument sign is to be brought back at the next regular meeting.

ROUTINE ITEMS

10. FUTURE AGENDA ITEM REQUESTS.

May 4: facility usage, monument sign.

11. UPDATES

- a. Monthly Reports – Finance, Police, Fire, Building, Animal Control; Chief Sheff and Finance Manager Boyd briefly reviewed the documents they had provided.
- b. Project Reports – Water Tower, McCreary Road, Police Station; Assistant City Administrator Flanigan noted the projects are on schedule.
- c. Moss Ridge Drainage – Assistant City Administrator Flanigan noted the cost to improve the drainage would be less than \$20K.

12. ADJOURN

Mayor Cordina adjourned the meeting at 9:13 p.m.

APPROVED:

Joe Cordina
Mayor

ATTESTED:

Carrie L. Smith, TRMC
City Secretary

APPROVED on the 4th day of
May, 2010.