

MINUTES
CITY COUNCIL MEETING

JANUARY 17, 2018

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 Pro Tem Scott Levine called the meeting to order at 7:00 p.m. Councilmembers Scott Levine, Cindy Meyer, Lee Pettie, Cleburne Raney, and Ed Standridge were present. Mayor Z Marshall was absent.

Staff Present: City Administrator Jeff Flanigan, Finance/H.R. Manager Johnna Boyd, City Secretary Patti Scott Grey, City Attorney Brandon Shelby, and Police Chief Richard Brooks

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: Councilmember Cleburne Raney led the pledge.

TEXAS PLEDGE: Councilmember Cindy Meyer led the pledge.

PUBLIC COMMENTS The City Council invites any person with business before the Council to speak. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

Terry Lynch, 5809 Middleton Drive, voiced concern in regard to item #10, proposed Resolution No. 2018-562, accepting the City of Parker, Texas, Water Conservation Implementation Plan, on tonight's agenda. (See Exhibit 1 – Terry Lynch's Comments to City of Parker January 17 City Council Meeting.)

Dave Leamy, 5801 Rathbone Drive, expressed his concern that the parking lot/vacant lot on the east side of Dillehay Drive [FM2551] just south of Lindsey Lane was an eyesore. Mr. Leamy said it appeared the owner was ignoring city code and staff, parking 18-wheelers too close and horizontally to Dillehay Drive [FM2551] more and more often. This issue needed to be addressed.

Billy Barron, 6707 Overbrook Drive, said he was giving City Council an update on noise, as it relates to Southfork Ranch. Mr. Barron indicated he spoke to area residents and Parker Police Chief Brooks and the noise levels were down, but more work needed to be done. When called, Parker Police recorded noise levels within the Nuisance Ordinance permissible decibels, however, he commented Parker's decibel levels were some of the most lenient in the area and for real progress to occur the Nuisance Ordinance needed to be revised again.

WORK SESSION

1. 2017-2018 ANNUAL PLANNING SESSION

- PUBLIC WORKS
- WATER

City Administrator Flanigan said he was ill December 12, 2017, when City Council and City Staff had the regular 2017-2018 Annual Planning Session, and he would present his portion of the Annual Planning Session tonight. Mr. Flanigan reviewed a map, indicating the amount of land under development in Parker, either developed or approved ready for development, and subdivision details, such as subdivision lots; remaining lots; approved, but not developed lots; existing residential meters; and totals. (See Exhibit 2 – Jeff Flanigan’s Development Map and Subdivision Details.) Approximately 1,000 acres around City Hall will be developed some time in the future and at that point the City should be close to build out.

Currently, the City is working with North Texas Municipal Water District (NTMWD) to move forward with a second water pump station to be located along Dillehay Drive [FM2551].

CONSENT AGENDA Routine Council business. Consent Agenda is approved by a single majority vote. Items may be removed for open discussion by a request from a Councilmember or member of staff.

2. APPROVAL OF MEETING MINUTES FOR OCTOBER 24, 2017. [SCOTT GREY]
3. APPROVAL OF MEETING MINUTES FOR NOVEMBER 8, 2017. [SCOTT GREY]
4. APPROVAL OF MEETING MINUTES FOR DECEMBER 5, 2017. [SCOTT GREY]
5. APPROVAL OF MEETING MINUTES FOR DECEMBER 12, 2017. [SCOTT GREY]
6. DEPARTMENT REPORTS-ANIMAL CONTROL, BUILDING, COURT, FIRE, POLICE AND WEBSITE
7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AUTHORIZING ENGINEERING AND STAFF TO ADVERTISE FOR BIDS ON 2017-2018 ANNUAL ROAD MAINTENANCE PROJECT. [FLANIGAN/BIRKHOFF]
8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AUTHORIZING ENGINEERING AND STAFF TO ADVERTISE FOR BIDS ON THE PARKER ROAD WATER LINE PROJECT. [FLANIGAN/BIRKHOFF]
9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON AUTHORIZING ENGINEERING AND STAFF TO ADVERTISE FOR BIDS FOR SYCAMORE LANE WATER LINE PROJECT. [FLANIGAN/BIRKHOFF]

MOTION: Councilmember Standridge moved to approve consent agenda items 2-9, as stated. Councilmember Pettie seconded with Councilmembers Levine, Meyer, Pettie, Raney, and Standridge voting for the motion. Motion carried 5-0.

INDIVIDUAL CONSIDERATION ITEMS

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION NO. 2018-562, ACCEPTING THE CITY OF PARKER, TEXAS WATER CONSERVATION IMPLEMENTATION PLAN. [FLANIGAN] [TABLED – 12052017]

City Administrator Flanigan said this item was tabled at the December 5, 2017 City Council meeting. He explained getting the City of Parker, Texas Water Conservation Implementation Plan accepted is part of a process to move forward with the water district and one of the requirements for the City's second pump station. He said he met with Ms. Lynch after the December 5th meeting and reviewed the plan with her. Some issues were reasonable, while some matters they agreed to disagree. For example, Ms. Lynch insisted the existing Water Conservation Plan need to be repealed. While the existing plan is required under the current contract with NTMWD. The City cannot repeal something it is under contract to have. As far as the reporting, some of the reporting City Staff can continue to do, however, he was not sure the City needed to include such reporting in the plan when it is not required by law. If City Council would like additional reporting on water demand and water usage, City Staff would be happy to provide that reporting at any time. Mr. Flanigan said NTMWD supports this Water Conservation Implementation Plan and he invited Billy George from the Water District to answer any questions City Council may have.

Mayor Pro Tem Levine introduced NTMWD Assistant Deputy Director – Water Billy George. Mr. Levine stated the City has had several meetings with the water district in an effort to work together to accomplish what the district would like the City to have in place. He asked Mr. George if he felt comfortable with what the City prepared. Mr. George said yes, this is not a true conservation plan, the water district asked for an implementation plan and the district feels comfortable with this plan. There are a number of things for the City to explore in the future. The State requires the district to update the water conservation plan every five (5) years and we are at the end of the cycle for the existing water conservation plan. The district will spend the next year consulting with the cities, members, and customers to develop a new water conservation plan that the district will adopt. That will become the input for the cities, members, and customers, to amend the actual water conservation plan. The district feels comfortable, because this plan covers the basics for the implementation plan. The district did not ask for the plan to be very specific, in fact when we met on the first version there were items the district suggested not including in the implementation plan and holding for the actual water conservation plan. Mr. George said again yes, the district is comfortable with what the City prepared and appreciated the time, effort, partnership that went into preparing the plan. They were looking forward to the upcoming year, partnering with the City for a new water conservation plan and future consideration by the City Council to amend the current water conservation plan to reflect those changes.

Mayor Pro Tem Levine thanked Mr. George and asked if there were any questions.

Councilmember Meyer asked questions, regarding the City of Parker and NTMWD's per capita usage numbers, peak demands, and peak usage. Mr. George said the City of Parker was unique, mainly due to the large lot sizes, so the usage numbers were significantly higher. It was noted education and code changes, involving mainly new development outdoor landscaping, could help and would be pursued in the future. Ms. Meyer asked at what point this would infringe on City of Parker residents' rights.

MOTION: Councilmember Meyer moved to table item 10 until the next City Council meeting on February 6, 2017, for further review of resident Terry Lynch's comments. There was no second. Motion failed, due to a lack of a second.

MOTION: Councilmember Standridge moved to approve Resolution No. 2018-562, accepting the City of Parker, Texas Water Conservation Implementation Plan.

Councilmember Standridge remarked NTMWD Assistant Deputy Director – Water Billy George answered questions, stating NTMWD was comfortable with the City of Parker, Texas Water Conservation Implementation Plan and already had plans in place over the next year to consult with the City of Parker, along with other cities, members, and customers, to develop a new/amended water conservation plan for adoption in the near future.

Councilmember Raney seconded with Councilmembers Levine, Pettie, Raney, and Standridge voting for the motion and Councilmember Meyer voting against the motion. Motion carried 4-1.

ROUTINE ITEMS

11. FUTURE AGENDA ITEMS

Mayor Pro Tem Levine asked if there were any items to be added to the future agenda. There were no additions. He said the next regularly scheduled meeting would be Tuesday, February 6, 2018.

UPDATE(S):

- **UPDATE ON FM 2551**

Councilmember Standridge gave an update on FM 2551, stating when Southridge residents discovered FM 2551 would bisect or be realigned through their subdivision, the Southridge Home Owner's Association (HOA) came to City Council to see if there was anything the City could do to assist in keeping FM 2551 out of their subdivision. The City met with Texas Department of Transportation (TxDOT) and Southridge representatives. TxDOT did not want to make any changes, due to the large amount of money already expended for engineering and in other areas. The Southridge representatives asked the City of Parker to file suit on behalf of the subdivision development, but the City declined, stating they could not justify the use of City funds to benefit a portion of its residents in this way at the expense of the rest of the City. More recently, North Texas Water District (NTMWD) and TxDOT have had issues that must be resolved to move forward with the project.

- **PROJECT(S)**

City Administrator Flanigan said he did not have an update at this time.

- **ACCEPTANCE OF CITY OF PARKER POLICE & FIRE ASSOCIATION DONATION FOR THE RECORD**

As required by Resolution No. 2016-520, Mayor Pro Tem Levine accepted Ralph N. and Kathryn B. White's \$250 donation to the City of Parker Police & Fire Association on behalf of Mayor Z Marshall for the record. The Mayor Pro Tem, City Council, and staff thanked the Whites for their generous donation.

Mayor Pro Tem Levine then reviewed the various election schedules and asked City Council to review the projected 2018 Tax Rate Planning Calendar, prepared by City Staff for any conflicts.

- REMINDER - March 6, 2018 – Primary Election

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Feb 18	Feb 19 <i>President's Day</i>	Feb 20 Early Voting 8am–5pm	Feb 21 Early Voting 8am–5pm	Feb 22 Early Voting 8am–5pm	Feb 23 Early Voting 8am–5pm	Feb 24 Early Voting 7am–7pm
Feb 25 Early Voting 1pm–6pm	Feb 26 Early Voting 7am–7pm	Feb 27 Early Voting 7am–7pm	Feb 28 Early Voting 7am–7pm	Mar 1 Early Voting 7am–7pm	Mar 2 Early Voting 7am–7pm	Mar 3

- REMINDER – May 5, 2018 – General Election (EV and ED Info)

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Apr 22	Apr 23 Early Voting 8am to 5pm	Apr 24 Early Voting 8am to 5pm	Apr 25 Early Voting 8am to 5pm	Apr 26 Early Voting 8am to 7pm	Apr. 27 Early Voting 8am to 5pm	Apr. 28 Early Voting 8am to 5pm
Apr 29	Apr 30 Early Voting 7am to 7pm	May 1 Early Voting 7am to 7pm	May 2	May 3	May 4	May 5 Election Day 7am to 7pm

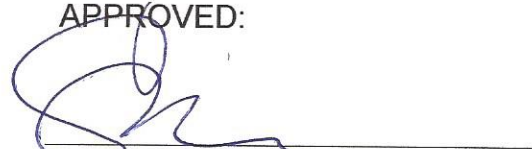
- PROJECTED 2018 TAX RATE PLANNING CALENDAR

12. ADJOURN

Mayor Pro Tem Levine adjourned the meeting at 7:40 p.m.



APPROVED:


Mayor Pro Tem Scott Levine

ATTESTED:


Patti Scott Grey, City Secretary

Approved on the 6th day
of February, 2018.

Comments to City of Parker January 17 City Council Meeting

Terry Lynch, 5809 Middleton Drive

RE: Agenda Item #10 - Resolution No. 2018-562 "Accepting City of Parker Water Conservation Implementation Plan"

I want to express my overall disappointment in the Water Conservation Implementation Plan that is presented. This plan is incomplete and lacks adequate specificity for use as an important operational and management tool to help in the water conservation efforts of the City of Parker.

Although the new resolution and document do reflect changes addressing some of the concerns I expressed at the 12/5/17 city council meeting and meeting with Mr. Jeff Flanigan, City Administrator, I believe there are still ten (10) significant issues that must be addressed before the City Council should approve this resolution and attached Conservation Implementation Plan for the City of Parker.

These are places that changes need to be made.

1. Section 3 of the resolution should be changed to state that the existing Water Conservation Plan that is part of Resolution 2011-346 (<http://parkertexas.us/DocumentCenter/View/544>) is rescinded.
2. The first bullet of item II.3 states "Maintain the per capital municipal water use below the specified amount of gallons per capita per day. " The specified amount is never defined.
3. I would suggest that in lieu of the restrictive timeframe stated in in Item II.5 the phrase "Customer meters will be monitored and replaced as needed" as situations and technology can easily change.
4. Item II.8 & 14 provides rates that the City charges it's residents. What is the rate per gallon that the City pays to NTMWD? This information should also be disclosed to the residents.
5. Item II.9 is vague. To what degree does the authority of the named individuals extend? It should be clear that NO ordinances can be enacted without the approval of the City Council.
6. Item II.13&17 identifies requirements of the NTMWD. While I do not agree with the degree to which their required measures restrict individual liberties, I recognize that that issue must be addressed in another venue. However, I would recommend the wording be made to be consistent with the NTMWD as their added narrative is helpful for clarification in
 Bullet 4- NTMWD wording "Limit landscape watering with sprinklers or irrigation systems at each service address to no more than two days per week (April 1 – October 31), with education that less than twice per week is usually adequate. Additional watering of landscape may be provided by hand-held hose with shutoff nozzle, use of dedicated irrigation drip zones, and/or soaker hose provided no runoff occurs."
 Vs. Lawn and landscape irrigation limited to twice per week, implement seasonal watering and follow drought restrictions as appropriate.
7. Item II.18 Monitoring methods is left blank. Identifying requirements is of no use if there is no monitoring. What is the plan?
 For example for the measures identified in II.13&17 above
8. How does the city plan to enforce such laws? Is there a fine or penalty for breaking the laws?
9. How will they ensure that laws are enforced upon all residents and not only a select few?
10. What will be the added cost to the residents of enacting these laws – enforcement and reporting?

I hope that the City Council will seriously consider my comments and make these changes noted.



Subdivision	Total Lots	Lots Remaining	Approved / Not Developed
Kings Crossing Phase 1	38	6	
Kings CrossingPhase 2	46	19	
Kings Crossing Phase 4	71	65	
Kings Crossing Remaining Phases			160
Whitestone Phase 1	74	64	
Whitestone Remaining Phases			199
Parker Ranch Phase 1	67	19	
Parker Ranch Phase2	16	16	
Parker Ranch Phase 3	56	56	
Parker Ranch Remaining Phases			107
Cichosz Development			23
Kings Bridge Phase 1	32	22	
Southridge East	39	25	
Reserve of Southridge	31	31	
Kings Bridge Phase 2			37
TOTAL		323	526
Existing Residential Meters	1531		
x3.213	4919	1037	1690
		TOTAL	7646