

MINUTES
CITY COUNCIL MEETING

October 15, 2013

CALL TO ORDER – Roll Call and Determination of a Quorum

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

Mayor Marshall called the meeting to order at 7:00 p.m. Councilmembers Standridge, Levine, Pettie and Taylor were present. Stone was absent.

Staff Present: City Attorney James Shepherd, City Administrator Jeff Flanigan, City Secretary Carrie Smith, Finance/H.R. Manager Johnna Boyd, Interim Police Chief Bill Rushing and Officer Kenny Price.

PLEDGE OF ALLEGIANCE

AMERICAN PLEDGE: Steve Sallman led the pledge.

TEXAS PLEDGE: City Secretary Smith led the pledge.

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

Finance Manager Boyd read a letter from resident Phil Steiman into the record regarding the City water meters. (Exhibit 1)

INDIVIDUAL CONSIDERATION ITEMS

1. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR SEPTEMBER 3, 2013. [SMITH]

Amendments:

Page 2, Item 3 is to read: The proposed general fund budget is \$3,036,333 and proposed proprietary budget \$2,463,000.

Page 2, Item 3, third paragraph delete sentence: The only other option is to deposit that money into a reserve account and then withdraw it at a later date.

Page 3, third paragraph, last sentence insert: issuing

Page 4, Item 5 motion change: "place" with "placed"

MOTION: Councilmember Pettie moved to approve the September 3, 2013 minutes with amendments. Councilmember Taylor seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

2. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON MEETING MINUTES FOR SEPTEMBER 10, 2013. [SMITH]

Amendments:

Page 3, Item 6, first paragraph, last sentence amend: Upon approval of a majority of Council funds may be transferred from one department to another, as needed, with no increase in the total budget.

MOTION: Councilmember Pettie moved to approve the September 10, 2013 minutes with amendments. Councilmember Standridge seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0

3. PRESENTATION AND DISCUSSION ON A LAND CONCEPT PLAN FOR 48 ACRES IN THE ETJ, GENERALLY LOCATED AT CURTIS RD AND LEWIS LN. [P&Z]

At the developers request this item was tabled to a future agenda.

4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 703 APPROVING A REQUEST FOR A SPECIFIC USE PERMIT TO ALLOW AN ACCESSORY BUILDING OVER 2500 SQUARE FEET TO BE LOCATED AT 3106 DUBLIN ROAD, OWNERS NATHAN AND BONNIE SHEA. [FLANIGAN]

At the September 10, 2013 Council meeting, Nathan Shea of 3106 Dublin Road requested an Specific Use Permit (SUP) for an accessory building over 2500 square feet on his 30 plus acre lot. He stated the building will be for storage and a greenhouse. It is to be located behind a tree line and not visible from Dublin Road. There will not be any living space in the building and it will not be used for commercial. The building will be 8,000 square feet. Sidewalls approximately 13 – 15 feet in height, doors 12 feet high. Council approved Mr. Shea's request unanimously.

Based on Council's approval, City Attorney Shepherd prepared Ordinance 703 for Council's approval of the final form.

MOTION: Councilmember Pettie moved to approve Ordinance 703 as written. Councilmember Taylor seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

5. PUBLIC HEARING, CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 704 REGARDING A REVIEW OF A SPECIFIC USE PERMIT TO

ALLOW FOR A BARN AND A PRIVATE RIDING ARENA IN AGRICULTURAL AND OPEN SPACE ZONING DISTRICT TO BE LOCATED AT 5508 GREGORY LANE, AS REQUESTED BY THE PROPERTY OWNER, JIMMY STOCKTON/GINA ANDERSON. [SHEPHERD]

In 2008, Council approved a Specific Use Permit (SUP) for a private riding arena at 5508 Gregory Lane, requested by property owners Jimmy Stockton and Gina Anderson. This item is to review the SUP and approve an ordinance.

Mayor Marshall accepted public comments.

Finance Manager Boyd read a letter from David Henry into the record. (Exhibit 4A)

Finance Manager Boyd read a letter from John Pratt into the record. (Exhibit 4B)

Margaret Henry, 5408 Gregory Lane – Ms. Henry requested Council postpone their vote on this ordinance. The SUP states barn and private use arena and they do have trainers that work with their horses and provide riding lessons. She stated the temporary use was based on Mr. Stockton building a house on the property within two-years. She stated there are more than two horses per acre that is allowed by the City ordinances.

City Attorney Shepherd noted there are a couple of legal issues. The proposed ordinance has been prepared based on Council action taken in October 2008. He recommended the Council retire to Executive Session to discuss other legal issues on this matter.

Mayor Marshall recessed to Executive Session based on LGC 551.071, consultation with City Attorney at 7:20 p.m.

Mayor Marshall reconvened the Regular meeting at 7:38 p.m.

MOTION: Mayor Pro Tem Levine moved to table this item to a future agenda. Councilmember Taylor seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

6. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 705 APPROVING A NEGOTIATED RESOLUTION BETWEEN THE ATMOS CITIES STEERING COMMITTEE AND ATMOS ENERGY CORP. [SHEPHERD]

The City, along with approximately 164 other cities served by Atmos Energy Mid-Tex Division ("Atmos Mid-Tex" or "Company"), is a member of the Atmos Cities Steering Committee ("ACSC"). This is the first annual Rate Review Mechanism ("RRM") filing under the renewed RRM tariff.

The proposed settlement agreement resolves the request by Atmos for an increase of \$28 million in revenue rates if filed under the "GRIP" procedure to decrease to \$16.6 million as negotiated under the RRM procedure.

Ordinance 705 has been prepared and recommended by the ACSC.

MOTION: Councilmember Taylor moved to approve Ordinance 705 as written. Councilmember Standridge seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 706 AMENDING ORDINANCE 666 REGARDING BULK TRASH PICKUP. [SHEPHERD]

Bulk trash pick-up has changed to a monthly service and Section 1, A & B and Section 2 were re-evaluated. Council voted unanimously to amend Ordinance 666 reducing the number of days residents may put their brush trash at the edge of the roadway from 12 days to no more than 7 days in advance of scheduled pick up. This item is to approve the final form of the ordinance.

Amendments were made to Ordinance 705. In Section 1, change "less than" to "within" and Section 2 delete "eight (8)".

MOTION: Councilmember Taylor moved to approve Ordinance 706 as amended. Councilmember Pettie seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013- 425 FILLING A VACANCY ON THE PLANNING AND ZONING COMMISSION. [FLANIGAN]

P&Z Commissioner Schroeder has moved out of the City, leaving the voting position 5 vacant.

Staff sent an email to all boards and commissions to allow all members an opportunity to file an application for the vacancy on the P&Z Commission. Staff received one application from David Leamy. The Planning and Zoning Commission has recommended the following:

Jasmat Sutaria be appointed to voting position 5 and applicant David Leamy be appointed to alternate position 3.

MOTION: Councilmember Pettie moved to approve Resolution 2013-425 as written. Councilmember Standridge seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013- 426 ZONING BOARD OF ADJUSTMENTS MEMBERS. [FLANIGAN]

Councilmember Pettie recused herself from the meeting. (Exhibit 9A)

MOTION: Mayor Pro Tem Levine moved to approve Resolution 2013-426 appointing the following members:

Zoning Board of Adjustments voting members for a two year term, expiring June 1, 2014 or until their successors are appointed and qualified are Place 2 Hal Camp and Place 4 Don Dickson.

Zoning Board of Adjustments voting members for a term of two years, expiring June 1, 2015 or until their successors are appointed and qualified are Place 1 Jack Albritton, Place 3 Andrew Ellison and Place 5 Keith Pettie.

Zoning Board of Adjustments alternate members for the unexpired portion of a two year term, expiring June 1, 2014 or until their successors are appointed and qualified are Alternate 1 Brian Deaver and Alternate 2 is vacant.

Councilmember Standridge seconded with Councilmembers Taylor, Levine and Taylor voting for. Motion carried 3-0.

Councilmember Pettie returned to the meeting.

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ORDINANCE 707 AMENDING ORDINANCE 515 AND 699 REGARDING THE FIRE DEPARTMENT. [PETTIE]

Ordinance 699 modified Ordinance 515 by removing the requirement for the fire marshal to be a certified peace officer. Additional updates to Ordinance 515 are recommended by the Fire Department and the City Attorney, which would include the creation of one new ordinance to include the fire marshal qualifications already changed by Ordinance 699, and all additional changes.

As Ordinance 515 is not one which is codified in the City Code of Ordinances, creating one new consolidated ordinance allows the user to find all the updates in one new ordinance.

MOTION: Councilmember Pettie moved to approve Ordinance 707, amending Ordinances 515 and 699, as written. Councilmember Standridge seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A CITY DEPOSITORY CONTRACT. [BOYD]

The Depository Contract with American National Bank (ANB) expired on 12/31/11 but provided an option for up to three (3) one year extensions subject to the

approval of Council and the Depository. Council has the option to extend the existing contract one more year ending 12/31/14.

ANB has done a good job working with the City, and staff recommends the approval of the one year extension.

MOTION: Councilmember Pettie moved to approve a one year extension for Depository Services with American National Bank ending 12/31/2014. Councilmember Taylor seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

12. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013- 427 APPROVING THE 2013-2014 CITY INVESTMENT POLICY. [MARSHALL]

One change is recommended to the Investment Policy. In Article VIII-Portfolio and Investment Asset Parameters; Section D. (3) changing CDARS's from 80% to 100%.

MOTION: Councilmember Standridge moved to approve Resolution 2013-427 as written. Councilmember Taylor seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

13. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013-428 APPOINTING THE 2013 -2014 INVESTMENT OFFICER AND COMMITTEE. [BOYD]

No changes are recommended to the Investment committee. Investment Officer and Member Mayor Z Marshall, Member Mayor Pro Tem Scott Levine and Member City Administrator Jeff Flanigan.

MOTION: Councilmember Taylor moved to approve Resolution 2013-428, as written. Councilmember Standridge seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

14. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ACCEPTING A COSERV GRANT FOR THE PURCHASE OF FIRE DEPARTMENT EQUIPMENT. [SHEFF]

Chief Sheff's Item Comments:

Parker Fire Department provides first responder EMS services to Southfork Ranch for large scale events such as Celebrate Freedom, Cattle Baron's Ball and the like. There has been an ongoing need for an all-terrain, gasoline powered off-road cart outfitted to permit a patient to lie flat on their back while secured to the cart (and with a canopy over their heads) to move incapacitated patients from the incident site to an ambulance. The purchase economics for such an ATV were

heretofore unattractive as the City is only an indirect beneficiary of Southfork's large scale events.

The construction of the City's park and trails presents the department with the challenge of moving an injured person some distance if wet grounds prohibit an on-the-road vehicle access to the incident site. The likely scenario would be a cardiac event or severe injury from a slip or fall. Carrying a 200 lb., possibly unconscious person on a backboard any distance beyond 20 ft. is exceptionally challenging (dropping the board is a serious and real possibility) and ultimately very slow as the team must take frequent rest breaks.

The fire department's responsibility is to plan ahead. We recently applied for a grant from Co-Serve specifically for an EMS cart in the amount of \$31,000. We put together a team of our paramedics and firefighters to spec out various options. We received quotes from three manufacturers for "off the shelf" product and chose the least expensive (coincidentally, Plano Fire Department uses this model and is pleased with their purchase). We were surprised by the speed of which our request was taken under consideration and approved. We have received \$20,000. This changed the economic equation in favor of purchasing the EMS cart which can be driven to the incident site on the Parker trails directly from the fire station and from the incident site to a waiting ambulance. We verified that the use of such an EMS cart is consistent with our certification by the State as a First Responder Organization.

The cost of the ATV is approximately \$25,000 excluding a cot. The department will fund the delta to the grant from its fundraising dollars which includes recent receipts of \$2,500 from the McCook Family Giving Fund and others. We will also spend approximately \$2,000 for a trailer to transport the ATV when used at Southfork.

We justify the purchase out of fundraising as a necessary tool to respond to incidents on the Parker trails which directly benefits our citizens who make use of the trail, and by the reduced potential risk of injury to our firefighters and/or liability from carrying and accidentally dropping a patient on a backboard as they are carried over long distances.

No City funds are to be used. The cart will be stocked with EMS equipment and supplies currently in the department's possession when the cart is placed into service.

Mayor Pro Tem Levine was concerned with the City's obligations to CoServe in return of the grant. He would like the opportunity to review and evaluate the grant information.

MOTION: Councilmember Pettie moved to approve the acceptance of a grant from CoServe for \$20,000 for the purchase of an EMS Cart. Councilmember Standridge seconded with Councilmembers Standridge, and Pettie voting for. Levine and Taylor opposed. Vote 2-2 with Mayor Marshall breaking the tie voting for. Motion carried 3-2.

15. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2013-430 APPROVING AN AGREEMENT WITH COLLIN COUNTY FOR THE PROVISION OF FIREFIGHTING AND FIRE PROTECTION SERVICES BY PARKER FIRE DEPARTMENT INTO THE UNINCORPORATED AREAS OF PARKER'S FIRE DISTRICT. [SHEFF]

Chief Sheff's Item Comments:

Since its formation in 1983, Parker FD has provided fire protection, firefighting and first response emergency medical service to the unincorporated areas inside our fire district. Payment for service, pursuant to an agreement between Collin County and the Collin County Fireman's Assoc., has heretofore been calculated on a per-call basis based on actual emergency calls made into the ETJ. The amount of payment has been based upon a fraction equal to the total calls made by Parker divided by the total of all calls made by all Collin County fire departments into the unincorporated areas of the county multiplied by the amount of funds allocated annually by Collin County for fire protection. Payments were calculated and paid quarterly. Parker FD typically makes less than 6 calls into the ETJ and receives under \$1,000 annually.

For the past several years concerns have been voiced by area departments regarding the equity of the current system. Payment was made by the county ONLY to the fire department in whose fire district the incident occurred. Many of the calls required mutual aid from other fire departments as in the case of grass or structure fires which can consume a significant amount of manpower and equipment resources; however, a responding mutual aid department received no payment for its service.

The Collin County Fire Chiefs Alliance has agreed with the County to change the method of payment from a per-call method to one based solely upon population and area coverage. Commencing October 1, 2013, Collin County will contract with each municipality or its pro rata share of allocated county funds based upon the following formula (effective for fiscal year 2014): the sum of 1) \$750,000 divided by the total population of persons living in the unincorporated areas of the County multiplied by the specific population living in our ETJ, plus 2) \$200,000 divided by the total square miles of unincorporated areas of the county multiplied by the total square miles of Parker's ETJ. Payment is to be made semiannually.

The county fire marshal's office has advised us we should expect to receive approximately \$1,300 although we have yet to confirm the accuracy of the county's calculation.

The agreement is for fire protection on an annual basis, but extends automatically into the next fiscal year provided "sufficient funds" - undefined in the agreement - are allocated by the County. Otherwise it terminates. Additionally, either party can terminate with or without cause upon 30 days notice.

The level of calls to be made by Parker into its ETJ does not place an undue burden upon the fire department, the economics involved do not change materially and our recommendation is, subject to review by counsel, to continue to provide fire protection services pursuant to the proposed agreement.

City Attorney Shepherd requested additional time to further review the agreement and statute on use of city equipment in an extra-territorial jurisdiction.

MOTION: Councilmember Pettie moved to table this item to a future agenda. Councilmember Taylor seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

16. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON ACCEPTING A DONATION IN THE AMOUNT OF \$100 FROM ANDREW TILGHMAN AND MISTY BARTEL. [SHEPHERD]

Residents Andrew Tilghman and Misty Bartel would like to make a personal donation to the City of Parker Police Department in the amount of \$100. Donations and/or gifts to the City must be approved and accepted by City Council.

MOTION: Councilmember Taylor moved to accept the \$100 donation. Councilmember Pettie seconded with Councilmembers Standridge, Levine, Pettie and Taylor voting for. Motion carried 4-0.

ROUTINE ITEMS

17. FUTURE AGENDA ITEMS

- Concept Plan for 48 acres in the ETJ, generally located at Curtis Rd and Lewis Ln
- Resolution 2013-430 approving an agreement with Collin County for the provision of firefighting and fire protection services by Parker fire department into the unincorporated areas of Parker's fire district
- Possible special meeting on October 28th
- Mayor Marshall noted TXDoT will be holding a public hearing regarding the extension of FM 2514/Murphy Rd to FM 1378/Country Club on November 19, 2013, so the regular Council meeting on that date may be changed. Councilmember Pettie noted municipal court is November 18.

18. DEPARTMENT REPORTS FOR AUGUST - ANIMAL CONTROL, POLICE, BUILDING, WEBSITE

EXECUTIVE SESSION

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

19. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE
AUTHORITY CONTAINED IN:

Govt. Code 551.071—"Confidential legal advice regarding pending or threatened litigation."

Mayor Marshall stated the executive session is not needed at this time.

20. RECONVENE REGULAR MEETING.

21. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE
EXECUTIVE SESSION SUBJECTS LISTED ABOVE.

22. ADJOURN

Mayor Marshall adjourned the meeting at 8:28 p.m.

APPROVED:

Mayor Z Marshall

ATTESTED:

City Secretary Carrie L. Smith, TRMC, CMC

APPROVED on the _____ day of
November, 2013.

City water meters. (Exhibit 1)
Pettles Recusal (Exhibit 9A)

To: zmarshall@earthlink.net
Subject: Water meter issue

CC 10/15/2013
Exhibit 1

"Z" I am sending this to you so that you know what I would like to have read at the next Council meeting just in case Dan Feller who is Southridge Estates HOA VP is unable to do it for me.

Thank you

"Public comments" from Phil Steiman who lives @ 6401 Southridge Pkwy Southridge Estates. Phil could not be here this evening because he is in Utah playing in a softball tournament.

The City replaced the water meters in Southridge Estates earlier this year. In the past 2 months 3 of these water meters have failed with spectacular results. Anyone who lives in Texas knows that it gets hot in the summer and that the ground shrinks, cracks and expands. The new plastic water meters are coupled to the iron water supply line leading from the street and then to the home with plastic couplings at each end. Pipes will flex with ground movement but the plastic couplings cannot flex and can only crack. The result is water meter failure at a time when we are asked to conserve as much as possible. If the meters were a car, with this failure rate there would be an immediate government recall ordered. If these failures had occurred during the night just think about that for a moment. Your vendor needs to be held accountable and replace these water meters with a better more durable product at their expense and without delay.

Thank you

Carrie Smith

From: David Henry <dhenry@starbasejet.com>
Sent: Tuesday, October 15, 2013 4:32 PM
To: Carrie Smith; Jeff Flanigan; zmarshal@earthlink.net
Subject: FW: City council meeting tonight

Importance: High

Good afternoon,

My name is David Henry and we own the property at 5408 Gregory Lane in Parker plus the adjoining 6.2 acres next door. I understand that the property that Mr. Stockton owns and is operated by his daughter Gina Andersen is on the agenda tonight, I am in Houston and unable to attend but I would like my concerns noted during this meeting. I believe this is item number 5, the special use permit. I went along with this a few years ago based on the assumption that a home would be built. I understand now that this is not the case, and would like to express my concern about this. There seems to be a lot of traffic going to and from this location and large buildings with a lot of horses and horse trailers.

We have invested a lot of money in our property and want to make sure that the area remains a very vibrant place to raise a family, and have our home prices appreciate. I would like clarification of what the use of the property really is. Please do not hesitate to call me at 972-523-1037 if you have any questions. I also understand that the minutes from those meetings are missing and this permit was never issued? I would like to hear more about that as well.

Thank you for your attention to this matter. I would like this read at the meeting please in my absence.

David

david henry
senior vice president

starbasejet

c: 972.523.1037
o: 214.560.1639

www.starbasejet.com

From: John Pratt <johnprattsr@me.com>
Date: October 15, 2013 at 4:31:33 PM CDT
To: "csmith@parkertexas.us" <csmith@parkertexas.us>
Subject: Please read in tonight's meeting

I am out of town and cannot attend tonight's meeting.

My name is John Pratt and up until Aug 1st my wife and I owned 5600 Gregory Lane a 16.75 acre parcel with a home. We had our property on the market for over three years with Keller Williams and needless to say we had multitudes of showings and the ongoing comment left by potential buyers was the fact of the appearance of a commercial horse boarding and training facility behind our 6.75 acre property. We would try to explain that the facility was a private riding arena for personal use and were always met with the return comment that if it was for personal use it should have a home built on the property. This is the way we understood the original permit to be when it was issued to Mr. Stockton years ago. Needless to say because of this situation it affected my investment dramatically making the property difficult to sell and had has cost me over \$100,000 to finally move 10 acres of the parcel. I still have had no luck selling the 6.75 remaining acres due to the fact that potential clients do not want the horses or the flies and the volume of heavy traffic outside the back door of their home. I am not sure what made the city of Parker abandon their by laws and code enforcement on this property and the property of Jean Veilock referencing horse to acre ratio on boarding as well as free grazing. Due to the lack of code enforcement this had already cost me a large sum of money. I feel that there will be no immediate resolve for the continual loss in my investment within the City of Parker. In closing I hope that the City of Parker will stand up and do what's right to preserve their original mission statement that enticed my wife and others to invest in this community. I ask that this be handled swiftly.

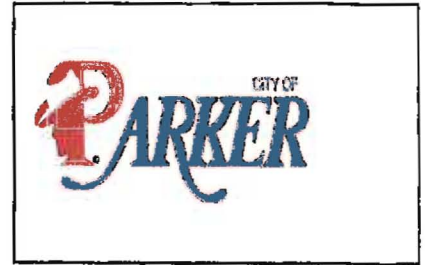
Sincerely,
John & Cindy Pratt
214-802-6063

Sent from my iPhone

THE STATE OF TEXAS

COUNTY OF COLLIN

CITY OF PARKER

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§
§
§
§

**AFFIDAVIT PROVIDING NOTICE OF
POTENTIAL CONFLICT OF INTEREST**

I, Lee Pettie [printed name of affiant], a local public official of the City of Parker, Texas (the City), make this affidavit and hereby on oath state the following:

Action being contemplated by the City may have an effect on the appointment or re-appointment of a person to whom I am related in the first degree of consanguinity or affinity to a board or commission of the City. In order to avoid any possible violation of the nepotism prohibitions of Chapter 573 of the Texas Government Code, and to avoid even the appearance of impropriety, I am filing this affidavit.

My interest may be described as follows:

My husband, Keith Pettie, is being considered for re-appointment to the City Zoning Board of Adjustment, an uncompensated position.

Upon the filing of this affidavit with the City Secretary, I affirm that I shall abstain from any discussion, vote or decision involving this official action regarding my husband.

SIGNED this the 5th day of October, 2013.


Signature of Affiant
Councilmember

BEFORE ME, the undersigned authority, this day personally appeared Lee Pettie [name of affiant] and by oath stated that the facts herein stated are true and correct.

SWORN TO & SUBSCRIBED BEFORE ME on this the 15th day of October, 2013.

[Signature] Notary Public in and for the State of Texas
My Commission Expires: