



**MINUTES
OF THE
MEETING OF THE
BENBROOK CITY COUNCIL
THURSDAY, JANUARY 3, 2008**

The regular meeting of the Benbrook City Council was held on Thursday, January 3, 2008 at 7:30 p. m. in the Council Chambers at 911 Winscott Road with the following Council members present:

Jerry Dittrich
Rickie Allison
James Schull
Dan Tully
Larry Stowe

Also Present:

Andy Wayman, City Manager
Joanna King, City Secretary
Walter Shumac, Community Service Director
Tommy Davis, Fire Chief

Others Present:

Dorcas Neuman, Benbrook News
Ed Gallagher, Planner
Cathy Morris, Administrative Analyst
Bill Smith
Samantha Spence
James Wilson
Kyle Carr

I. CALL TO ORDER

Meeting called to order at 7:30 p. m. by Mayor Dittrich.

**II. INVOCATION
PLEDGE OF ALLEGIANCE**

Invocation given by Elder Valeria Session with Tabernacle of Praise
The Pledge of Allegiance was recited.

III. PRESENTATION BY PLANNING AND ZONING COMMISSION

IV. REPORTS OF CITY MANAGER

A. GENERAL

G-1753 Public Hearing and Determine Project for 34th Year Community Development Block Grant (CDBG)

Walter Shumac gave the following report: The City's application for the 34th Year Community Development Block Grant (CDBG) is due February 5, 2008.

Projects must benefit low or moderate-income residents, either by being located within a service area that has a majority of low or moderate income residents, or benefiting a target population, such as the elderly or handicapped. The maximum income limit for a family of four is \$50,700. The U.S. Department of Housing and Urban Development (HUD) has adopted increasingly stringent regulations regarding eligibility.

Examples of eligible activities include:

- Streets
- Water and sewer lines
- Sidewalks
- Removal of architectural barriers
- Build or expand senior citizens centers

Annual funding levels have stabilized at approximately \$90,000, of which approximately 10 percent is usually allocated to architectural/engineering services. Depending on the complexity of the project, Benbrook staff may be able to design the project in-house. The City has budgeted \$10,000 as matching funds.

The following projects should be given further consideration:

- Construct additional sidewalks and wheelchair ramps within the Target Area
- Pave alley between Mercedes and Cozby North Street
- Contract with Fort Worth Transportation Authority for Elderly and Handicapped Transit Services
- Housing rehabilitation
- Meals on Wheels

Mayor Dittrich opened the public hearing at 7:40 p.m.

Samantha Spence questioned the location of sidewalks on Bryant Street and Usher Street as it pertained to the curb. Mr. Shumac advised that the design had not been completed and that location is still unknown. Ms. Spence raised the concern of losing front yard area to the sidewalks.

With no other speakers, Mayor Dittrich closed the public hearing at 7:43 p.m.

Motion by Mr. Stowe, seconded by Mr. Tully to authorize the staff to prepare an application for the construction of sidewalks along portions of Usher Street and Bryant Street as the 34th Year Community Development Block Grant project.

Vote on the Motion:

Ayes: Mr. Schull, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Stowe

Noes: None

Motion carries unanimously.

G-1754 Consider Appointment to Planning and Zoning Commission and Zoning Board of Adjustment/Appeals Commission

Joanna King gave the following report: City Council made appointments to the various Boards and Commissions on October 18, 2007. At that time, Dian Price was appointed to Place 7 on the Planning and Zoning Commission for a term to expire October 31, 2009. However, due to time restraints, Ms. Price will be unable to fulfill the term.

Upon notification of Ms. Price's inability to serve the two year term, Staff advertised and requested applicants for the Planning and Zoning Commission. The deadline for receiving applications was December 17, 2007. The City received 7 applications for the vacant position on the Planning and Zoning Commission.

Subsequent to receiving applications for the vacant position on the Planning and Zoning Commission, Staff was notified by Mr. Marvin Rhodes that he will be unable to fulfill his term on the Zoning Board of Adjustment/Appeals Commission. Mr. Rhodes currently serves in the Alternate C position with a term to expire October 31, 2008.

Staff is requesting City Council to determine the process for applicant evaluations for both the Planning and Zoning Commission and the Zoning Board of Adjustment/Appeals Commission.

Motion by Mr. Tully, seconded by Mr. Stowe to schedule interviews for January 31, 2008 and to make the appointments at the February 7, 2008 regular City Council meeting.

Vote on the Motion:

Ayes: Mr. Schull, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Stowe

Noes: None

Motion carries unanimously.

G-1755 Interlocal Agreement with City of Fort Worth for Animal Head Shipment

Andy Wayman gave the following report: For a number of years, the City of Benbrook has contracted through an Interlocal agreement with Fort Worth to process potentially rabid animals as mandated by the Texas Rabies Control Act and by regulations promulgated by the Texas Board of Health. Through the Interlocal agreement, Fort Worth processes animals with trained and certified technicians and equipment at a cost of \$80 per animal. The City uses the service an average of two to four times per year.

The current Interlocal agreement with the City of Fort Worth has expired. The term of the agreement is one year.

Motion by Mr. Stowe, seconded by Mr. Schull to enter into the Interlocal agreement with the City of Fort Worth for the processing of potentially rabid animals.

Vote on the Motion:

Ayes: Mr. Schull, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Stowe

Noes: None

Motion carries unanimously.

B. CONTRACT

C-232 Agreement with Luminant for Emergency Use of Benbrook Community Center/YMCA

Tommy Davis gave the following report: In March 2007, Luminant Power (previously TXU) met with City staff to inquire about the use of the Benbrook Community Center/YMCA as a reception center for evacuations in support of the Comanche Peak Nuclear Power Plant Emergency Plan.

The proposed agreement provides Luminant with an additional location for personnel to relocate in the event of an emergency. Presently, the cities of Cleburne and Granbury have identical agreements with Luminant. City personnel would assist with registration, decontamination, radiological monitoring and traffic control.

The agreement provides that Luminant will assist Benbrook Fire Department personnel in radiological training and conduct event exercise. The agreement is for a five year period.

The agreement is beneficial to Benbrook for the following reasons:

- The rate of compensation (\$20,000 annually) adequately compensates the City for services rendered.

- Luminant will provide radiological monitoring equipment (approximately \$25,000) to the City. The City can also utilize the equipment for radiological events not directly related to Comanche Peak.
- Luminant will compensate (\$1,750 annually) for four phone lines should the BCC/YMCA reception center be opened.
- Luminant will provide high value training and supply the trainers.

Staff believes the agreement provides needed additional radiological equipment, outstanding training for fire department personnel, and adequate compensation for City services rendered.

Motion by Mr. Allison, seconded by Mr. Schull to approve the letter of agreement for the use of the Benbrook Community Center/YMCA as a reception center for Luminant.

Vote on the Motion:

Ayes: Mr. Schull, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Stowe

Noes: None

Motion carries unanimously.

V. OTHER MATTERS OF BUSINESS

VI. INFORMAL CITIZEN COMMENTS

Bill Smith and Samantha Spence spoke regarding the sidewalks in the South Benbrook area.

VII. ADJOURNMENT

Meeting adjourned at 8:01 P.M.

APPROVED:

Jerry B. Dittrich, Mayor

ATTEST:

Joanna King, City Secretary