



City of Azle Regular Meeting Agenda City Council

505 W. Main Street
Azle, Texas 76020

January 3, 2023

6:00 PM

Council Chambers

Pursuant to Section 551.071 of the Texas Government Code, the Council may convene into Executive Session(s) from time to time as deemed necessary during the meeting for any posted agenda item and may receive advice from its attorney as permitted by law.

CALL TO ORDER

INVOCATION

The City of Azle is accepting volunteers from all Religions and Denominations to provide the invocation at the beginning of the City Council meeting. If you are interested in giving the invocation at a future meeting, please call the city secretary's office at 817-444-7101 or email: yforgey@cityofazle.org

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

This is an opportunity for the public to address the City Council on posted agenda items or non-agenda items. In order to address the Council, please complete a Speaker's Request Form and submit to the City Secretary prior to the start of the council meeting. All comments must be directed to the Presiding Officer, rather than an individual council member or city staff. All speakers must refrain from personal attacks toward any individual. Comments are limited to three (3) minutes and must pertain to the subject matter listed on the Speaker's Request Form. Speakers requiring the assistance of a translator shall be provided four (4) minutes. Council may not comment publicly on non-agenda items, but may direct the City Manager to resolve the matter or request the matter be placed on a future agenda. Public comments regarding non-agenda items shall not include any "deliberation" as defined by Chapter 551 of the Government Code, as now or hereafter amended. If you have a subject that may require City Council action, you may obtain a form from the City Secretary and request the item be placed on a future agenda.

ACTION ITEMS

1. Consider and take action approving the minutes of the December 20, 2022 regular meeting.
Yael Forgey, City Secretary
2. Consider any action accepting the resignation of Jeffrey Waldock from the Parks and Recreation Board, Place 7.
Yael Forgey, City Secretary

ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

MAYOR/COUNCIL COMMENTS OF COMMUNITY INTEREST

EXECUTIVE SESSION

551.074 PERSONNEL MATTERS

- Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager and/or the Associate Court Judge.
3. Consider any action regarding Ordinance No. 2023-01 appointing an associate municipal court judge for a term to coincide with the presiding municipal court judge.

Tom Muir, City Manager

ADJOURNMENT

I, the undersigned authority, do hereby certify the above Agenda was posted at City Hall on December 28, 2022, at the City's official bulletin board and is readily accessible to the public at all times in accordance with V.T.C.A. Chapter 551, Texas Government Code.

_____

**Yael Forgey,
City Secretary**

This facility is wheelchair accessible and handicapped parking spaces are available. Auxiliary aids and services are available to a person when necessary to afford an equal opportunity to participate in city functions and activities. Auxiliary aids and services or accommodations should be requested forty-eight hours prior to the scheduled starting time by calling the City Secretary's Office at 817-444-7101. Complete City Council agenda packet is available for review at the City Secretary's Office and on our website www.cityofazle.org.



Presenter: Yael Forgey, City Secretary

Agenda Item: Consider and take action approving the minutes of the December 20, 2022 regular meeting.

Background and Explanation:

Procedural

Board/Commission/Committee Recommendation:

Staff Recommendation:

Attachments:

1. Minutes of 12-20-22



MINUTES Regular Meeting Azle City Council

505 W. Main Street
Azle, Texas 76020

December 20, 2022

6:00 PM

Council Chambers

CALL TO ORDER

Mayor Brundrett called the meeting to order at 6:00 PM.

Members Present:

Mayor Alan Brundrett
Mayor Pro Tem Randa Goode
Councilmember Derrick Nelson
Councilmember Amy Estes
Councilmember Stacy Peek
Councilmember Brian Conner
Councilmember Rouel Rothenberger

Members Absent:

None

Staff Present:

Tom Muir	City Manager
Lawrence Bryant	Assistant City Manager
Cara White	City Attorney
Susie Hiles	Assistant to the City Manager
David Hawkins	Director of Planning & Development
Will Scott	Fire Chief
Lee Godbold	Assistant Fire Chief

INVOCATION

Rev. Jenn Pick, First United Methodist Church of Azle, gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Brundrett led the Pledge of Allegiance.

PUBLIC PARTICIPATION

Jim Kirk, 116 Westlake Woods Dr, presented Council with his recommendations on how the developers of Lakeview Heights can keep stormwater runoff/mud from entering Lakeview Dr and Broadway.

ACTION ITEMS

1. Consider and take action approving the minutes of the December 6, 2022 regular meeting.

Councilmember Rothenberger moved to approve the minutes of the December 6, 2022 regular

meeting as presented. Councilmember Nelson seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

2. Consider any action on appointments to the Tax Increment Reinvestment Zone No. 1 Board of Directors and appointing one (1) member to serve as chairperson.

Mayor Pro Tem Goode moved to approve appointing Councilmember Derrick Nelson to the vacant position expiring 2023, and reappoint Alan Brundrett, Randa Goode, and Stacy Peek to the Tax Increment Reinvestment Zone No. 1 Board of Directors and appointing Alan Brundrett to serve as chairperson. Their terms to expire 2024. Councilmember Rothenberger seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

PUBLIC HEARING

3. Conduct a public hearing and take any action on Ordinance No. 2022-25 regarding a proposed Comprehensive Master Plan Amendment from the Low Density Residential to Commercial for approximately 7.84 acres of land situated in the Spenser Townsend Survey, Abstract No. 1553, City of Azle, Tarrant County, Texas, and being described as Tracts 1A2, 1A2A, 1A7, 3E, 3H, 3H1, 3I, 3K, 3K1, 3K2 & 3M, Spenser Townsend Survey, Abstract No. 1553, Tarrant County, Texas. The property is generally located on the west side of Southeast Parkway (Hwy. 199) approximately 260 feet south of Gipson Road.

Director of Planning and Development David Hawkins advised that the applicant requested Council table this request. Council wished to proceed with this item. Mr. Hawkins gave an overview of the request.

Mayor Brundrett opened the public hearing at 6:16 pm. Those that commented on this item were:

- Terri Dechert Evans, 521 William Rd, expressed concerns about traffic through the neighborhood. She expressed her opposition to this request and encouraged Council to deny the request.
- David Dawson, 601 William Rd, expressed concerns about drainage, the negative appearance any heavy commercial business would bring this close to Main Street, and requested the Council deny this request.

Mayor Brundrett thanked those who spoke for being polite.

Mayor Brundrett closed the public hearing at 6:24 pm.

Councilmember Nelson moved to deny Ordinance No. 2022-25 regarding a proposed Comprehensive Master Plan Amendment from the Low Density Residential to Commercial for approximately 7.84 acres of land situated in the Spenser Townsend Survey, Abstract No. 1553, City of Azle, Tarrant County, Texas, and being described as Tracts 1A2, 1A2A, 1A7, 3E, 3H, 3H1, 3I, 3K, 3K1, 3K2 & 3M, Spenser Townsend Survey, Abstract No. 1553, Tarrant County, Texas. Councilmember Rothenberger seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

4. Conduct a public hearing and take any action on Ordinance No. 2022-27 regarding a proposed zoning change request from the Single Family Four (SF-4) and Commercial (C) Districts to Heavy Commercial (HC) District on approximately 7.84 acres of land situated in the Spenser Townsend Survey, Abstract No. 1553, City of Azle, Tarrant County, Texas, and being described as Tracts 1A2, 1A2A, 1A7, 3E, 3H, 3H1, 3I, 3K, 3K1, 3K2 & 3M, Spenser Townsend Survey, Abstract No. 1553, Tarrant County, Texas. The property is generally located on the west side of Southeast Parkway (Hwy. 199) approximately 260 feet south of Gipson Road.

Mayor Brundrett advised this item was a companion to Item 3, and opened the public hearing at 6:30 pm. No one spoke. Public hearing was closed at 6:31 pm.

Councilmember Peek moved to deny Ordinance No. 2022-27 regarding a proposed zoning change request from the Single Family Four (SF-4) and Commercial (C) Districts to Heavy Commercial (HC) District on approximately 7.84 acres of land situated in the Spenser Townsend Survey, Abstract No. 1553, City of Azle, Tarrant County, Texas, and being described as Tracts 1A2, 1A2A, 1A7, 3E, 3H, 3H1, 3I, 3K, 3K1, 3K2 & 3M, Spenser Townsend Survey, Abstract No. 1553, Tarrant County, Texas. Councilmember Conner seconded the motion.

Yes: (7) Alan Brundrett, Randa Goode, Derrick Nelson, Amy Estes, Stacy Peek, Rouel Rothenberger, Brian Conner

ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

None

MAYOR/COUNCIL COMMENTS OF COMMUNITY INTEREST

City Manager Muir advised City facilities will be closed Friday, December 23, and Monday, December 26, for the Christmas holiday, and January 2, 2023, for New Year's holiday.

Mr. Muir advised Staff have closed the new restrooms at Central Park due to repeated vandalism. Staff will install cameras in the near future.

EXECUTIVE SESSION

551.074 PERSONNEL MATTERS

Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of City Manager

Mayor Brundrett convened to Executive Session at 6:39 pm.

Mayor Brundrett reconvened to open meeting at 8:31 pm.

5. Take any action necessary pursuant to Executive Session.

No action taken.

ADJOURNMENT

Mayor Brundrett adjourned the meeting at 8:31pm.

Presented and approved on January 3, 2023.

Alan Brundrett, Mayor

Attest:

Yael Forgey, TRMC, CMC
City Secretary



Presenter: Yael Forgey, City Secretary

Agenda Item: Consider any action accepting the resignation of Jeffrey Waldock from the Parks and Recreation Board, Place 7.

Background and Explanation:

Staff received a resignation notice from Mr. Jeffrey Waldock.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

1. Resignation notice - Jeffrey Waldock

From: Jeffrey Waldock <jeffreywaldock@gmail.com>
Sent: Tuesday, December 20, 2022 5:00:26 AM
To: Culwell, Kyle <KCulwell@cityofazle.org>; Forgey, Yael <yforgey@cityofazle.org>
Subject: Resignation - Parks & Recreation Board

Good evening,

I hope this message finds you well. Sadly, I will have to resign from my board position effective immediately, where I have served on the Parks & Recreation Board for over a year. I started a new job that is based on Austin and have been traveling back and forth for months, but with its increasing intensity as the legislative session approaches, I have had to miss meetings and now will no longer be able to serve.

I am grateful for my time and enjoyed serving my community. Please let me know what all needs to be done to confirm my resignation.

Thank you very much.

Jeffrey Waldock
Parks Board - Place 7



Presenter: Tom Muir, City Manager

Agenda Item: Consider any action regarding Ordinance No. 2023-01 appointing an associate municipal court judge for a term to coincide with the presiding municipal court judge.

Background and Explanation:

The City has an Associate Municipal Judge to assist Judge Hudman in performing judicial duties for the Municipal Court. Judge Lynne Frank serves as the Associate Municipal Judge and performs those duties well. However, Judge Hudman's schedule for the foreseeable future may be challenging and Judge Frank's private practice may limit her availability to the Municipal Court.

Therefore, Judge Hudman is requesting the City Council consider naming a second Associate Municipal Judge. There is a "closed" session referenced on the agenda to enable the City Council to interview a candidate, followed by reconvening into "open" session to consider naming an Associate Municipal Judge.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

None

ORDINANCE NO. 2023-01

AN ORDINANCE OF THE CITY OF AZLE, TEXAS APPOINTING AN ASSOCIATE JUDGE OF THE MUNICIPAL COURT OF RECORD IN THE CITY OF AZLE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Azle is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council has adopted regulations governing its Municipal Court of Record in Chapter 7 of the Azle Code of Ordinances, 2001, City of Azle, Texas, as amended; and

WHEREAS, the City Council desires to appoint an associate judge to conduct the business of the Municipal Court of Record in the absence of the presiding judge of the Municipal Court of Record; and

WHEREAS, staff has deemed it prudent to appoint the Municipal Court Associate Judge through ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AZLE, TEXAS THAT:

SECTION 1

The City Council hereby appoints _____ as the Associate Judge of the Municipal Court of Record in the City of Azle, Texas, effective January 4, 2023, with the term to expire April 30, 2024, which coincides with the term of the presiding judge of the Azle Municipal Court.

SECTION 2

This ordinance shall become effective and be in full force and effect from and after the date of passage and adoption by the City Council.

AND IT IS SO ORDAINED.

DULY PASSED AND APPROVED by the City Council of the City of Azle, Texas, on January 3, 2023.

Mayor, Alan Brundrett

ATTEST:

Yael Forgey, City Secretary

APPROVED AS TO FORM:

Cara Leahy White, City Attorney