



City of Azle Regular Meeting Agenda City Council

505 W. Main Street
Azle, Texas 76020

October 17, 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

Jason Malewiski, Servolution Network Executive Director.

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.

PRESENTATIONS

1. AISD Bond Election
Tom Muir, City Manager
2. Annual Presentation - Water/Wastewater/Utility/Garage
Rick White, Public Services Director

ACTION ITEMS

3. Consider any action on the minutes from September 19, 2023 regular meeting.
Yael Forgey, City Secretary
4. Consider any action approving the annual re-appointments to the Boards and Commissions.
Yael Forgey, City Secretary
5. Consider any action on Resolution No. 2023-15 supporting the closure of Main Street and providing Police and Fire assistance for "Azle Christmas on Main Street," and waive all applicable fees.
Tom Muir, City Manager
6. Consider any action on a Vacation of Plat request to vacate Lots 1-3, Block 1, Scott Acres Addition, an addition in the City of Azle, Tarrant County, Texas. The property is generally located on the south side of the Park Street and Ash Avenue intersection.

David Hawkins, Director of Planning and Development

7. Consider any action authorizing the City Manager to execute an interlocal agreement with the Tarrant County Emergency Services District No. 1 (TCESD 1) for Fire/EMS services.

Thomas Scott, Fire Chief

8. Consider any action on Ordinance No. 2023-19 establishing a school zone with effective times on FM 730 South, adjacent to Hilltop Elementary School.

Ben Hall, Police Chief

9. Consider any action on Resolution No. 2023-16 amending authorized representatives for the City's Texas Local Government Investment Pool (TexPool) account.

Lawrence Bryant, Assistant City Manager

PUBLIC HEARING

10. Conduct a public hearing and consider any action on Ordinance No. 2023-18 regarding a proposed zoning change request from Single-Family Four (SF-4) District (Legacy District) to Heavy Commercial (HC) District for approximately 3.78 acres of land, being described as Lot 3, Hunters Addition, an addition in the City of Azle, Parker County, Texas. The property is generally located on the west side of FM 730 N approximately five hundred feet (500') north of Commerce Street.

David Hawkins, Director of Planning and Development

DISCUSSION ITEMS

11. "No littering" signs

Tom Muir, City Manager

12. Azle Beautification Committee

Tom Muir, City Manager

ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

MAYOR/COUNCIL COMMENTS OF COMMUNITY INTEREST

EXECUTIVE SESSION

- **551.071 CONSULTATION WITH THE CITY ATTORNEY**
Discuss SB 2038.
- **551.074 PERSONNEL MATTERS**
Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager
- **551.087 – DELIBERATION REGARDING ECONOMIC NEGOTIATIONS**
Discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations for properties located at 700-804 Boyd Road (east side of the road).

ADJOURNMENT

I, the undersigned authority, do hereby certify the above Agenda was posted at City Hall on 10-13-2023, 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.

A handwritten signature in blue ink, reading "Yael Forgey", is written over a horizontal line.

**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: Tom Muir, City Manager

Agenda Item: AISD Bond Election

Background and Explanation:

Mr. Todd Smith, Superintendent of the Azle Independent School District will give a short presentation on the upcoming bond election.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

None



Presenter: Rick White, Public Services Director

Agenda Item: Annual Presentation - Water/Wastewater/Utility/Garage

Background and Explanation:

Annual presentation - Water/Wastewater/Utility/Garage

Board/Commission/Committee Recommendation:

Staff Recommendation:

Attachments:

None



Presenter: Yael Forgey, City Secretary

Agenda Item: Consider any action on the minutes from September 19, 2023 regular meeting.

Background and Explanation:

Procedural

Board/Commission/Committee Recommendation:

Staff Recommendation:

Attachments:

1. Minutes



MINUTES Regular Meeting Azle City Council

505 W. Main Street
Azle, Texas 76020

September 19, 2023

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 Rouel Rothenberger
Councilmember Brian Conner

Staff Present:

Tom Muir	City Manager
Lawrence Bryant	Assistant City Manager
Yael Forgey	City Secretary
Susie Hiles	Assistant to the City Manager
Jimmy Duvall	Stormwater and Streets Superintendent
Will Scott	Fire Chief
Lee Godbold	Assistant Fire Chief
Ben Hall	Police Chief
David Hawkins	Director of Planning and Development
Kristen Pegues	Community and Marketing Specialist
Renita Bishop	Finance Director

INVOCATION

Carol Roberts, Pastor of Prayer and Pastoral Care at Lighthouse Fellowship, gave the invocation.

PLEDGE OF ALLEGIANCE

Mayor Brundrett led the Pledge of Allegiance

PUBLIC PARTICIPATION

None.

PROCLAMATION

1. Proclamation recognizing Mike Winterrowd, Azle Police Corporal, for his 20 years of service to the City of Azle.

Mayor Brundrett read and presented a proclamation to Corporal Mike Winterrowd and thanked him for his 20 years of service to the city of Azle.

PRESENTATION

2. Annual Presentation - Streets / Stormwater

Mayor Brundrett recognized Stormwater and Streets Superintendent Jimmy Duvall, who gave an in-depth review of the departments' activities for the past year.

ACTION ITEMS

3. Consider any action on the September 5, 2023 regular council meeting minutes.

Councilmember Rothenberger moved to approve the September 5, 2023 regular council meeting minutes as presented. Councilmember Conner seconded the motion.

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

4. Consider any action on Ordinance No. 2023-15 establishing a school speed zone on FM 730 South, adjacent to Hilltop Elementary School.

Councilmember Rothenberger moved to approve Ordinance No. 2023-15 establishing a school speed zone on FM 730 South, adjacent to Hilltop Elementary School as presented. Councilmember Estes seconded the motion.

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

5. Consider any action on Resolution No. 2023-14 approving the Investment Policy.

Councilmember Rothenberger moved to approve Resolution No. 2023-14 approving the Investment Policy as presented. Councilmember Peek seconded the motion.

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

6. Consider any action authorizing the lease purchase financing of Motorola/Watchguard body worn cameras and peripheral equipment through Tax-Exempt Leasing Corp.

Mayor Brundrett recognized Police Chief Ben Hall who explained the Police Department's current Motorola/WatchGuard Body Worn Cameras have ended their service life and support is ending. The requested Motorola replacement cameras integrate with existing storage infrastructure within the WatchGuard system. Funding for lease payments has been approved by the Crime Control Prevention District and included in their FY2023-24 budget.

Councilmember Conner moved to authorize the lease purchase financing of Motorola/Watchguard body-worn cameras and peripheral equipment through Tax-Exempt Leasing Corp for \$144,700, as presented. Councilmember Nelson seconded the motion.

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

7. Consider any action on the proposed mural design for the Main Street location.

Councilmember Conner moved to approve the proposed mural design for the Main Street location, as presented. Councilmember Rothenberger seconded the motion.

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

8. **Consider any action on Ordinance No. 2023-17 adding Article 6.09 “Regulation and Permitting Process of Donation Bins” to Chapter Six, Health and Sanitation, of the Code of Ordinances, City of Azle, Texas, and adding Article A4.002 “Donation Bin Fees” to Appendix A “Fee Schedule” of the Code of Ordinances, City of Azle, as amended, creating requirements and specifications for permits allowing the placement of donation bins on approved open spaces on private property.**

Mayor Brundrett recognized Director of Planning and Development David Hawkins, who gave an overview of the proposed ordinance. Council requested to change the size/volume of the donation bins to "equal or larger than forty-five (45) cubic feet in volume".

Councilmember Rothenberger moved to approve Ordinance No. 2023-17 with the requested amendment. Mayor Pro Tem Goode seconded the motion.

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

PUBLIC HEARING

9. **Conduct a public hearing and consider any action on Ordinance No. 2023-16 regarding a Specific Use Permit request to operate a home daycare for property located at 117 Huling Drive and also known as Lot 18, Block 1, M. G. Huling Addition. The property is located on the east side of Huling Drive approximately four hundred fifty feet (450') south of S. Stewart Street. The applicant is requesting a Specific Use Permit to allow the daycare facility with a maximum of 12 children.**

Mayor Brundrett recognized Director of Planning and Development David Hawkins, who presented an overview of the SUP request. He advised the Planning and Zoning Commission approved this at their August 17, 2023 meeting.

Mayor Brundrett opened the public hearing at 7:09 PM

Gaynelle Swearingen, the applicant, explained she has been operating a daycare at this location since 2018 without an SUP. She recently became aware an SUP is required for the property to be in compliance with the Azle Zoning Ordinance in order for a daycare to continue to operate on the property.

Mayor Brundrett closed the public hearing at 7:12 PM

Councilmember Rothenberger moved to approve Ordinance No. 2023-16 regarding a Specific Use Permit request to operate a home daycare for property located at 117 Huling Drive and also known as Lot 18, Block 1, M. G. Huling Addition. The property is located on the east side of Huling Drive approximately four hundred fifty feet (450') south of S. Stewart Street. The applicant is requesting a Specific Use Permit to allow the daycare facility with a maximum of 12 children, as presented. Councilmember Conner seconded the motion.

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

DISCUSSION ITEMS

10. **Food Truck Park Update.**

Mayor Brundrett recognized Kristen Pegues, Community and Marketing Specialist, who gave an update on electrical issues and the need for an ADA port-a-potty at the proposed food truck location, noting the work on the electricity will begin after Thanksgiving. A spring launch date is proposed.

ITEMS TO BE PLACED ON FUTURE MEETING AGENDAS

None.

MAYOR/COUNCIL COMMENTS OF COMMUNITY INTEREST

09-25-2023 - Homecoming Parade - Main St.

09-26-2023 - Public meeting on the Dunaway Ln project - City Hall.

10-03-2023 - National Night Out - no council meeting.

10-12-2023 - Comprehensive Plan Public Workshop - City Hall

10-23-2023 - 11-03-2023 Early Voting.

11-07-2023 - Election Day.

ADJOURNMENT

Mayor Brundrett adjourned at 7:41 PM.

Presented and approved on 10-17-2023

Alan Brundrett, Mayor

Attest:

Yael Forgey, TRMC, CMC
City Secretary



Presenter: Yael Forgey, City Secretary

Agenda Item: Consider any action approving the annual re-appointments to the Boards and Commissions.

Background and Explanation:

The City Council considers annual appointments to the Boards and Commissions of members whose term will expire at the end of October. Staff has prepared a complete list of current board members and vacancies. The list references the board members and their desire for reappointment (yellow) or discontinuing (blue).

If there is a board member referenced without a color code, then no action is needed. In addition, any position referenced as "open" needs to be filled.

Board/Commission/Committee Recommendation:

N/A

Staff Recommendation:

Attachments:

1. BCC Attendance 22-23
2. Reappointmet list Oct. 2023
3. Re-Appointment forms

City Council

Place	Name	Date	10/18/2022	11/1/2022	11/15/2022	12/6/2022	12/20/2022	1/3/2023	1/17/2023	2/7/2023	2/21/2023	3/7/2023	3/21/2023	4/4/2023	4/18/2023
Mayor	Alan Brundrett		Present	Present	Present	Present	Present	Present	Present	Present	Present	Present	Present	Present	Present
1	Derrick Nelson		Present	Present	Present	Present	Present	Absent	Present	Present	Present	Present	Present	Present	Present
2	Amy Estes		Present	Present	Present	Present	Present	Present	Present	Absent	Present	Present	Present	Present	Present
3	Stacy Peek		Present	Present	Present	Present	Present	Present	Present	Absent	Present	Present	Present	Present	Absent
4	Randa Goode		Present	Present	Present	Absent	Present	Present	Present	Present	Present	Present	Present	Present	Present
5	R. Rothenberger		Present	Absent	Absent	Present	Present	Present	Absent	Present	Present	Present	Present	Present	Present
6	Brian Conner		Present	Present	Present	Present	Present	Present	Present	Present	Present	Present	Present	Present	Present

Place	Name	Date	5/16/2023	6/6/2023	6/20/2023	7/18/2023	7/31/2023	8/1/2023	8/14/2023	8/21/2022	9/5/2023	9/19/2023
Mayor	Alan Brundrett		Present	Present	Present	Present	Absent	Absent	Present	Present	Present	Present
1	Derrick Nelson		Present	Present	Present	Present	Absent	Absent	Present	Present	Present	Present
2	Amy Estes		Present	Present	Present	Present	Present	Present	Present	Present	Present	Present
3	Stacy Peek		Present	Present	Present	Present	Present	Present	Present	Present	Present	Present
4	Randa Goode		Present	Present	Present	Present	Present	Present	Present	Absent	Present	Present
5	R. Rothenberger		Present	Absent	Absent	Present	Present	Present	Present	Present	Present	Present
6	Brian Conner		Present	Present	Present	Present	Present	Present	Present	Present	Present	Present

Animal Control

Place	Name	Date	9/20/2022	6/7/2023			
1	Dr. Henley		Present	Present			
2	Alan Brundrett		Present	Present			
3	Jessie Williams		Present	Present			
4	Jeanie Matheny		Present	Present			

Building Board of Appeals

Has not met since 1/24/19

Place	Name	Date				
1	Robin Mosier					
2	James Carlson					
3	Vacant					
4	Roger Cokenour					
5	Gary Sebastian					

Library Board

Place	Name	Date	10/11/2022	11/8/2022	12/13/2022	1/9/2023	2/14/2023	3/14/2023	4/11/2023	5/9/2023	6/13/2023	7/11/2023	8/8/2023	9/12/2023
1	Royal Ward		Present	Present		Present	Present			Present			Present	
2	Karen Propp		Present	Present		Present	Present			Present			Present	
3	Deborah Giegoldt		Present	Present		Present	Present			Present			Absent	
4	Mary Tredennick		Present	Present		Present	Present			Present			Absent	
5	Nancy Lee Stephens		Present	Present		Present	Present			Present			Present	
6	Lynda Scott		Present	Present		Present	Present			Present			Present	
7	Jan Ford		Present	Present		Present	Present			Present			Absent	

Municipal Development District

Place	Name	Date	10/11/2022	11/17/2022	12/13/2022	1/10/2023	2/14/2023	3/14/2023	4/11/2023	5/9/2023	6/13/2023	7/11/2023	8/8/2023	9/12/2023	
1	Randa Goode			Absent			Present			Absent	Present	Present			
2	Amy Estes appointed 11/22			Absent			Present			Absent	Present	Present			
3	Bill Jones			Present			Present			Present	Absent	Absent			
4	Brian Conner appointed 11/22			Present			Present			Present	Present	Present			
5	Jack Stevens			Present			Absent			Present	Present	Present			
6	Jack Reynolds appointed 11/22			Present			Present			Present	Present	Absent			
7	Stacy Peek			Present			Present			Absent	Present	Absent			

Parks and Recreation Board

	Date												
Place	Name	Oct.	Nov.	Dec.	Jan.	Feb.	March	April	May	June	July	Aug.	Sept.
1	Steven Joy					Present	Present		Absent			Present	
2	John Ward					Present	Absent		Present			Present	
3	Roy Carnes appointed 12/22					Present	Present		Present			Present	
4	Susan Stuart					Present	Present		Present			Present	
5	Phillip Stumph					Present	Present		Present			Present	
6	Debbie Summarell appointed 04/2023								Present			Present	
7	Chase Barnett appointed 07/2023											Present	

Planning and Zoning Commission

Place	Date												
1	Jared Arneson			Present	Present	Absent					Present		
2	Ricky Simmons			Present	Present	Present					Present		
3	Laurel Mosier			Absent	Absent	Present					Present		
4	Leonard Wheeler			Present	Present	Present					Present		
5	Cynthia Barrios			Present	Present	Present					Present		
6	Curt Lampkin			Present	Present	Present					Present		
7	James Carlson			Present	Absent	Present					Absent		
8	Open												
9	Open												
Place	Date												
1	Jared Arneson					Absent		Absent			Present	Present	
2	Ricky Simmons					Present		Present			Present	Present	
3	Laurel Mosier					Present		Present			Present	Present	
4	Leonard Wheeler					Present		Present			Present	Present	
5	Cynthia Barrios					Present		Present			Present	Present	
6	Curt Lampkin					Present		Present			Present	Absent	
7	James Carlson					Present		Present			Absent	Present	
8	Open												
9	Open												

Special Event Advisory Board

		Oct.	Nov.	Dec.	Jan.	Feb.	March	April	May	June	July	Aug.	Sept.
Place	Name												
1	Martin Feminella		Present		Absent	Present	Present		Present			Present	Present
2	Marsha Hardin		Present		Present	Present	Present		Present			Present	Present
3	Cesar Gamez		Present		Present	Absent	Present		Absent			Present	Absent
4	Tina Fotheringham		Present		Absent	Present	Present		Present			Present	Present
5	Toby Paliti		Present		Present	Present	Present		Present			Present	Present
6	Tim Bevan		Present		Absent	Present	Present		Present			Absent	Absent
7	Joseph McCreary		Present		Present	Present	Present		Present			Present	Present

Zoning Board of Adjustment

Place	Name	5/23/2022	7/28/2022	11/29/2022	5/25/2023	8/7/2023	9/12/2023
1	Leonard Wheeler	Present	Present	Present	Present	Present	Present
2	James Carlson	Present	Present	Present	Present	Present	Present
3	Robert Schocke apptd 9/2022			Present	Present	Present	Present
4	Jared Arneson	Present	Present	Present	Present	Absent	Present
5	Pennie Nichols	Present	Present	Present	Present	Present	Present
6	Rick Simmons-alt apptd 9/2023						Present
7	Open						
8	Open						
9	Open						

ANIMAL CONTROL ADVISORY COMMITTEE

PLACE	NAME	TERM EXPIRES
Veterinarian	Dr. Michael Henley, DVM	2023
City Official	Alan Brundrett - Chair	2024
Animal Shelter Supervisor	Jessie Williams	2023
Animal Welfare AASHA	Jeanie Matheny	2024

AUDIT COMMITTEE

PLACE	NAME	TERM EXPIRES	R&R
1	Rouel Rothenberger	2023	
2	Paul Crabtree	2023	
3	Debbie Wheeler	2023	
4	Tony Haas	2023	
5	Randa Goode	2023	

BUILDING BOARD OF APPEALS

PLACE	NAME	TERM EXPIRES
1	Robin Mosier - Chair	2023
2	James Carlson	2024
3	OPEN	2023
4	Roger Cokenour –Vice Chair	2024
5	Gary Sebastian	2023

LIBRARY BOARD

PLACE	NAME	TERM EXPIRES
1	Royal Ward	2023
2	Karen Propp	2024
3	Deborah D. Giegoldt - Chair	2023
4	Mary Tredennick	2024
5	Nancy Lee Stevens	2023
6	Lynda Scott (Scottie)	2024
7	Jan Ford	2023

MUNICIPAL DEVELOPMENT DISTRICT BOARD

PLACE	NAME	TERM EXPIRES
1-Council	Randa Goode /Council member	2023
2-Council	Amy Estes	2024
3	Bill Jones	2023
4	Brian Conner	2024
5	Jack Stevens	2023
6	Jack Reynolds	2024
7	Stacy Peek	2023

PARKS AND RECREATION BOARD

PLACE	NAME	TERM EXPIRES
1	Steven Joy	2023
2	John Ward	2024
3	Roy Carnes	2023
4	Susan Stuart	2024
5	Phillip Stumph	2023
6	Debbie Summarell	2024
7	Chase Barnett	2023

PLANNING AND ZONING COMMISSION

PLACE	NAME	TERM EXPIRES
1	Jared Arneson	2023
2	Ricky Simmons	2024
3	Laurel Mosier	2023
4	Leonard Wheeler - Chair	2024
5	Cynthia Barrios	2023
6	Curt Lampkin	2024
7	James Carlson	2023
8-Alternate	OPEN	2024
9-Alternate	OPEN	2023
Ad Hoc Member	OPEN	No term limit

SPECIAL EVENTS ADVISORY BOARD

PLACE	NAME	TERM EXPIRES
1	Martin Feminella	2023
2 – Business Owner / Employee / Resident	Marsha Hardin - Chair	2024
3	Cesar Gamez	2023
4	Lori Hankins	2024
5	Toby Palitti	2023
6	Tim Bevan	2024
7 – Business Owner / Employee / Resident	Joseph McCreary	2023

ZONING BOARD OF ADJUSTMENT

PLACE	NAME	TERM EXPIRES
1	Leonard Wheeler	2023
2	Jim Carlson	2024
3	Robert Schocke	2023
4	Jared Arneson	2024
5	Pennie Nichols - Chair	2023
6-Alternate	Ricky Simmons	2024
7-Alternate	OPEN	
8-Alternate	OPEN	2024
9-Alternate	OPEN	2023



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Michael Henley – Veterinarian

NAME: _____

Animal Shelter Advisory Board

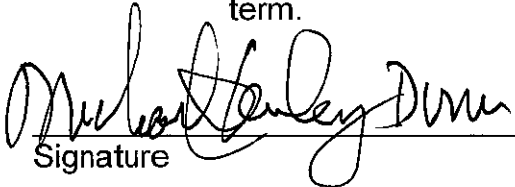
BOARD/COMMISSION: _____

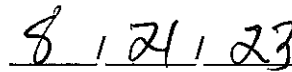
TERM EXPIRATION **October 31, 2023**
(Month/Year): _____

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.


Signature


Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of
Monday, October 2, 2023**

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org

Jessie Williams

NAME: _____

Animal Shelter Advisory Board

BOARD/COMMISSION: _____

TERM EXPIRATION October 31, 2023
(Month/Year): _____

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.

Jessie Williams
Signature

10 / 10 / 23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of
Monday, October 2, 2023**

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Rouel Rothenberger – Place 1

BOARD/COMMISSION: Audit Committee

TERM EXPIRATION October 31, 2023
(Month/Year):

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

☐ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Rouel Rothenberger Jr 8/21/2023
Signature Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Paul Crabtree – Place 2

NAME: _____

Audit Committee

BOARD/COMMISSION: _____

TERM EXPIRATION October 31, 2023
(Month/Year): _____

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Paul Crabtree
Signature

10, 4, 23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of
Monday, October 2, 2023**

817-444-2541 Main
817-444-7149 Fax
yforgev@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Debbie Wheeler – Place 3

NAME: _____

Audit Committee

BOARD/COMMISSION: _____

TERM EXPIRATION October 31, 2023
(Month/Year): _____

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Debbie Wheeler
Signature

9.1.23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Tony Haas – Place 4

BOARD/COMMISSION: Audit Committee

TERM EXPIRATION October 31, 2023
(Month/Year):

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

 I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.

Tony Haas
Signature

9/28/23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Randa Goode

BOARD/COMMISSION: Audit Committee

TERM EXPIRATION October 31, 2023
(Month/Year):

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 I do not request to be reappointed to the board/commission and therefore offer my resignation.

 x I request to be reappointed to my current board/commission for the next term.

Randa Goode 9.15.23.
Signature Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of
Monday, October 2, 2023**

**817-444-2541 Main
817-444-7149 Fax**



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Robin Mosier – Place 1

NAME: _____

Building Board of Appeals

BOARD/COMMISSION: _____

TERM EXPIRATION

October 31, 2023

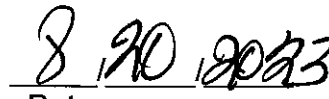
(Month/Year): _____

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☒ I request to be reappointed to my current board/commission for the next term.


Signature


Date

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City Hall, 505 W. Main St. Azle
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Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Gary Sebastian – Place 5

NAME: _____

Building Board of Appeals

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year):

October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Gary Sebastian
Signature

8, 21, 2023
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Royal Ward – Place 1

NAME: _____

Library Board

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year): _____

October 31, 2023

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_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Royal Ward
Signature

08/20/2023
Date

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City Hall, 505 W. Main St. Azle
before the deadline of
Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Deborah Giegoldt – Place 3

NAME: _____

Library Board

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year): _____

October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Deborah A. Giegoldt
Signature

8 / 23 / 2023
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Nancy Lee Stevens– Place 5

BOARD/COMMISSION: Library Board

TERM EXPIRATION
(Month/Year): October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

☐ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Nancy Lee Stevens
Signature

8/24/23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of
Monday, October 2, 2023**

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Jan Ford – Place 7

NAME: _____

Library Board

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year): _____

October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.

Jan Ford
Signature

81 / 123
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Randa Goode, Place 1

BOARD/COMMISSION: Municipal Development District

TERM EXPIRATION
(Month/Year): October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

 I do not request to be reappointed to the board/commission and therefore offer my resignation.

 X I request to be reappointed to my current board/commission for the next term.

Randa Goode
Signature

9.15.23.
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Bill Jones – Place 3

NAME: _____

Municipal Development District

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year): _____

October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.

Signature

Date

8/31/23

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Jack Stevens – Place 5

NAME: _____

Municipal Development District

BOARD/COMMISSION: _____

TERM EXPIRATION

October 31, 2023

(Month/Year): _____

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.


Signature

8 / 26 / 2023
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Stacy Peek

NAME: _____

BOARD/COMMISSION: Municipal Development District

TERM EXPIRATION October 31, 2023

(Month/Year): _____

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.


Signature

9.19.2023
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Steven Joy – Place 1

BOARD/COMMISSION: Parks Board

TERM EXPIRATION
(Month/Year): October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

 I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.

Steven Joy
Signature

8/31/23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Roy Carnes – Place # 3

BOARD/COMMISSION: Parks Board

TERM EXPIRATION
(Month/Year): October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

☐ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Roy B. Carnes
Signature

08 / 23 / 2023
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Phillip Stumph – Place 5

NAME: _____

Parks Board

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year):

October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.

Phillip H. Stumph
Signature

9, 6, 2023
Date

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City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Chase Barnnett – Place 7

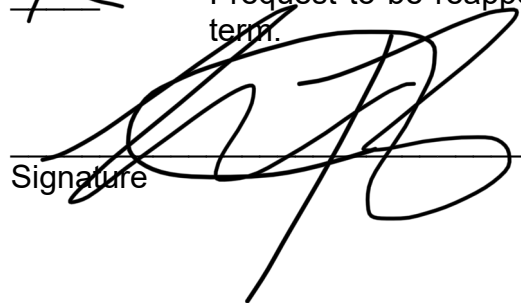
BOARD/COMMISSION: Parks Board

TERM EXPIRATION October 31, 2023
(Month/Year):

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

 I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.


Signature

10, 13, 23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Jared Arneson – Place 1

NAME: _____

Planning and Zoning Commission

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year): _____

October 31, 2023

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_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Jared S. Arneson
Signature

9 / 7 / 2023
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Laurel Mosier– Place 3

BOARD/COMMISSION: Planning and Zoning Commission

TERM EXPIRATION October 31, 2023
(Month/Year):

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

 I do not request to be reappointed to the board/commission and therefore offer my resignation.

✓ I request to be reappointed to my current board/commission for the next term.

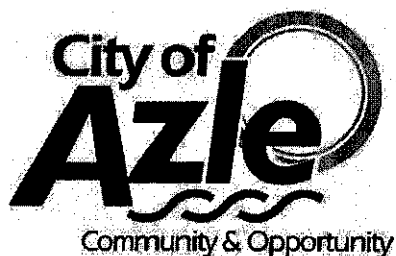
Laurel Mosier
Signature

08 / 21 / 2023
Date

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City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Cynthia Barrios – Place 5

BOARD/COMMISSION: Planning and Zoning Commission

TERM EXPIRATION October 31, 2023
(Month/Year):

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

 I do not request to be reappointed to the board/commission and therefore offer my resignation.

 X I request to be reappointed to my current board/commission for the next term.

Cynthia Barrios
Signature

10 / 6 / 23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

James Carlson – Place 7

NAME: _____

Planning and Zoning Commission

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year):

October 31, 2023

This form is provided regarding your choice to be reappointed to your current board or commission. Please indicate if you wish to renew your board/commission position for the next term.

_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.


Signature

8 / 25 / 23
Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Martin Feminella – Place 1

NAME: _____

Special Events Advisory Board

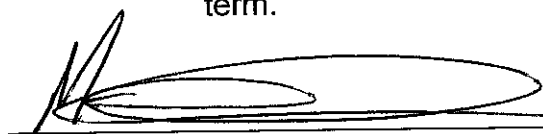
BOARD/COMMISSION: _____

TERM EXPIRATION **October 31, 2023**
(Month/Year): _____

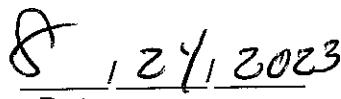
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☐ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.



Signature



Date

**Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of**

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org

Forgey, Yael

From: Cesar Gamez <[REDACTED]>
Sent: Sunday, September 3, 2023 6:08 PM
To: Forgey, Yael
Cc: Culwell, Kyle
Subject: Reappointment - Thank you
Attachments: Scan2023-09-03_175957.pdf

Good afternoon,

I hope you are having a great holiday weekend. I want to thank the City of Azle for allowing me to serve for the past couple of years; however, I now have a new job that's more demanding than the last one and I'm having to re-evaluate my time commitments.

As a result, I do not request to be reappointed to the board and I am therefore offering my resignation. See enclosure.

Thank you all for this wonderful opportunity and I'll see you at our future concert series as I will continue to champion and support the work this advisory board does.

Thank you,

Cesar Gamez
[REDACTED]



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Toby Palitti – Place 5

NAME: _____

Special Events Advisory Board

BOARD/COMMISSION: _____

TERM EXPIRATION

October 31, 2023

(Month/Year): _____

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☒ I request to be reappointed to my current board/commission for the next term.

Signature

Date

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City Hall, 505 W. Main St. Azle
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Monday, October 2, 2023

**817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org**



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Joseph McCreary – Place 7

NAME: _____

Special Events Advisory Board

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year): _____

October 31, 2023

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_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

✓
_____ I request to be reappointed to my current board/commission for the next term.

Signature

9, 1, 23
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

NAME: Leonard Wheeler – Place 1

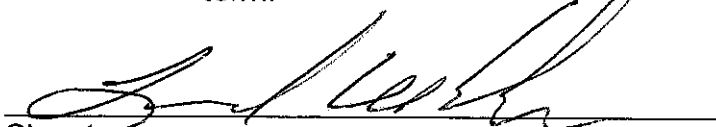
BOARD/COMMISSION: Zoning Board of Adjustment

TERM EXPIRATION October 31, 2023
(Month/Year):

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☒ I request to be reappointed to my current board/commission for the next term.


Signature

8/22/23
Date

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City Hall, 505 W. Main St. Azle
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Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Robert Schocke – Place 3

NAME: _____

Zoning Board of Adjustment

BOARD/COMMISSION: _____

TERM EXPIRATION

October 31, 2023

(Month/Year): _____

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_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

X I request to be reappointed to my current board/commission for the next term.


Signature

9 / 22 / 23
Date

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City Hall, 505 W. Main St. Azle
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Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



REAPPOINTMENT TO BOARDS AND COMMISSIONS

Pennie Nichols – Place 5

NAME: _____

Zoning Board of Adjustment

BOARD/COMMISSION: _____

TERM EXPIRATION
(Month/Year): _____

October 31, 2023

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_____ I do not request to be reappointed to the board/commission and therefore offer my resignation.

☒ I request to be reappointed to my current board/commission for the next term.

Pennie Nichols
Signature

08/24/2023
Date

Please return this form to the City Secretary office at
City Hall, 505 W. Main St. Azle
before the deadline of

Monday, October 2, 2023

817-444-2541 Main
817-444-7149 Fax
yforgey@cityofazle.org



Presenter: Tom Muir, City Manager

Agenda Item: Consider any action on Resolution No. 2023-15 supporting the closure of Main Street and providing Police and Fire assistance for “Azle Christmas on Main Street,” and waive all applicable fees.

Background and Explanation:

“Azle Christmas on Main Street” is scheduled for Saturday, December 2, 2023, from 10:00 a.m. to 8:00 p.m., which will include vendor booths, a car show, and a parade. Event organizers are requesting Police and Fire assistance for the event and a waiver of all applicable fees, as well as approval of Resolution No. 2023-15 requesting the closure of Main Street for this event.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

Approve Resolution No. 2023-15.

Attachments:

1. REQUEST TO PLACE AND ITEM ON THE COUNCIL AGENDA 2023
2. Christmas schedule of events
3. Parade map
4. Resolution 2023-15

REQUEST TO PLACE AN ITEM ON THE COUNCIL AGENDA

Requests must be submitted to the office of the City Secretary at least Six (6) days prior to the City Council meeting for which the request is being made, and your request must include all relevant information concerning the matter.

Requested Agenda Date: October 17, 2023

Name Jennifer Herrington, Contact Number 817-444-1112:

Address, City State and Zip Code

404 W. Main St., Suite 102, Azle, Tx 76020

Are you a resident or business owner in Azle? YES: X NO: _____

Subject to be discussed including the following:

- Background
2023 Azle Christmas on Main Street. Requesting street closures, traffic control, security, and waiver of all fees and permits for Azle Christmas on Main Street 2023
- Intended Goal (Policy Change? Outcome?)

- Resolution Efforts (Who have you spoken with in the city to try and resolve your issue)

Please provide as much information you have to support your item.

Attached this form to your supporting document(s), (if any) and return to:

City Secretary`s Office

505 W. Main St.

Azle, TX 76020

yforgey@cityofazle.org

817-444-7101 direct line.

Azle's Christmas on Main Street

Saturday, December 2, 2023



Schedule of Events

9:00 - 11:00 a.m.

Festival Set-Up

10:00 - 3:00 p.m.

Christmas Car Show
@ City Hall

11:00 - 4:00 p.m.

Christmas on Main Street Festival
@404 Main Place and Main Street

2:00 - 5:00 p.m.

Children's Christmas Activities
@ 404 Main Place

4:00 - 6:30 p.m.

Community Christmas Celebration
@ Azle Historical Museum

Festival Break Down

6:15 - 6:30 p.m.

Lighting of the Christmas Tree
@ Azle Historical Museum

Lighting of the Christmas Tree
@ City Hall

6:30 - 7:30 p.m.

Parade of Lights
Starts @ Azle Historical Museum
continues down Main Street to Industrial Ave

Azle City Hall

Quest Diagnostics

PNC Bank

404 Main Place

Roe St

Central Dr

Azle Church of C

Moe's Country Kitchen

Pinnacle

Locust St

Central Park

Laura's Pharmacy

Annie Sovereign
- REALTOR® - South...

Arby's

El Paseo Mexican

RESOLUTION NO. 2023-15

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF AZLE, TEXAS, IN SUPPORT OF CLOSING MAIN STREET IN THE CITY OF AZLE, TEXAS FOR CITIZENS OF AZLE, TEXAS

WHEREAS, the City of Azle recognizes that certain benefits accrue to the City as a result of citizens of the City of Azle being able to participate and support events and functions; and

WHEREAS, the City Council of the City of Azle recognizes the necessity for closing Main Street from Speer Street to Church Street on December 2, 2023 from 10:00am – 8:00pm for Azle Christmas on Main Street and lighted Christmas Parade; and

WHEREAS, The City of Azle requests permission from TxDOT to close this portion for this event, as described in the attachments, and takes full responsibility for all traffic control in conformance with its traffic control plan, and the elements of the attached agreement;

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

Section 1. The Council of the City of Azle do hereby support and encourage functions of citywide events that are for the good and enjoyment of the citizens of the City.

Section 2. The Council of the City of Azle do hereby authorize the closing of Main Street from Speer Street to Church Street on December 2, 2023 from 10:00am – 8:00pm for the Christmas on Main Street and lighted Christmas Parade in the City of Azle, Texas, and accept full responsibility for traffic control for the event, and agree to comply with all state regulations.

Section 3. This Resolution shall become effective immediately upon passage.

PASSED AND APPROVED on this the 17th day of October, 2023.

APPROVED:

Alan Brundrett, Mayor

ATTEST:

Yael Forgey TRMC, City Secretary



Presenter:	David Hawkins, Director of Planning and Development
Agenda Item:	Consider any action on a Vacation of Plat request to vacate Lots 1-3, Block 1, Scott Acres Addition, an addition in the City of Azle, Tarrant County, Texas. The property is generally located on the south side of the Park Street and Ash Avenue intersection.

Background and Explanation:

The purpose of this Vacation of Plat request is to vacate the existing plat called Lots 1-3, Block 1, Scott Acres Addition. The property was originally one tract of land and later platted into 3 lots, which was approved by the City Council on September 17, 2002. The property owner owns all three lots and approval of this request would revert it back to its original tract of land.

Existing Condition of Property:

The property has an existing single-family residence on Lot 1. The other 2 lots are vacant.

Development Review Analysis:

Zoning

- The property is currently zoned as SF-2.

Streets

- The property is located behind the Tarrant Regional Water District and AISD Horse arena properties. There is an existing access drive on Park Street that lies within an existing 30' ingress and egress easement that serves this property. If the plat is vacated, this 30' ingress and egress easement will still remain in place.

Public Infrastructure

- Water and sewer lines are available adjacent to the property. The Vacation of Plat request will not affect utility services to this property.

Building Permits

- If there are any building permits applied for this property, it may trigger platting requirements in accordance with Section 3.6 of the Azle Subdivision Ordinance.

Board/Commission/Committee Recommendation:

The Planning and Zoning Commission voted in favor of the Vacation of Plat request at their October 5, 2023 meeting by a 5-0 vote (Commissioners Carlson and Arneson were absent). This Vacation of Plat request meets the requirements of City ordinances and State Statutes. The City Council has the following option for this request:

1. Approval of Vacation of Plat

Staff Recommendation:

Staff forwards this Vacation of Plat request to the City Council for their consideration in accordance with Section 212.013 of the *Texas Local Government Code*.

Attachments:

1. Boling - Letter to Vacate Plat (9-28-23)
2. Scott Acres Block 1 Lots 1-3 Final Plat

Date:
September 28, 2023

To:
City of Azle, P&Z Commission
Attn: David Hawkins
505 W. Main Street
Azle, TX 76020

From:
David Rob Boling
1184 Park Street
Azle, TX 76020

RE: Vacate of Final Plat for Scott Acres Addition, approved by City of Azle on 9-17-2002, and recorded as Instrument #D202266621 in Tarrant County, TX

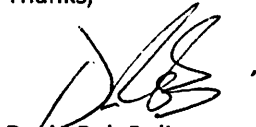
Dear Mr. Hawkins,

I have purchased all the above referenced land including the ingress/egress easements, and have submitted a permit with payment to vacate the said plat for a few reasons mentioned:

- 1) We have no intent on selling or developing Lots 2 & 3 separately from Lot 1.
- 2) The need for three addresses is not necessary with the city of Azle or Tarrant County. Upon approval - addresses 1288 and 1292 can be removed.
- 3) Maintaining three separate tax bills and protesting the taxes due on three separate parcels with Tarrant County is burdensome and inconsistent with the current use as one property.

Thank you for your consideration on this matter, and please let us know if you need further information.

Thanks,



David Rob Boling
bolingdr@gmail.com
817-201-7856



Presenter: Thomas Scott, Fire Chief

Agenda Item: Consider any action authorizing the City Manager to execute an interlocal agreement with the Tarrant County Emergency Services District No. 1 (TCESD 1) for Fire/EMS services.

Background and Explanation:

For several years, the City has maintained a recurring annual contract with Tarrant County Emergency Services District No. 1 (ESD) to provide Fire/EMS services to areas outside of the Azle city limits. The agreement also allows the City to maintain mutual aid agreements with other fire departments which also hold similar agreements with the ESD.

The basic proposed agreement (attached) remains unchanged from the current agreement. However, the City will receive \$156,000 annually for fire services, an increase of \$8,000. EMS services will continue to be provided based on a point system outlined in Exhibit B of the proposed agreement, from which the city has historically received approximately \$200,000 - \$250,000 annually. In addition, the City will receive a grant from the ESD of \$25,000 for bunker gear.

Another benefit of the agreement is continued use of a combination engine/water truck (T-52) and a four-wheel drive grass fire truck (B-52) which were purchased by the ESD. These vehicles are housed and utilized by the Fire Department. If the agreement is not renewed, the use of the vehicles would cease, and the City's ISO rating would consequently be downgraded.

Guaranteed revenue from the proposed agreement is \$181,000 plus the above referenced \$225,000 - \$275,000 revenue for EMS services. Total funds to be received are estimated to be \$406,000 - \$456,000 and this anticipated revenue is reflected in the FY2023-24 budget.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

Staff recommends approval of the TCESD 1 service agreement.

Attachments:

1. TCESD 23-24 Contract
2. TCESD 23-24 Contract Letter-

THE STATE OF TEXAS §
§
§
§
COUNTY OF TARRANT §

City of Azle, Texas
Fire Service
Emergency Medical Services
Equipment
Grant

The TARRANT COUNTY EMERGENCY SERVICES DISTRICT NO. ONE, acting by and through its Board of Emergency Commissioners, hereafter referred to as DISTRICT, and the CITY OF AZLE, TEXAS, hereafter referred to as CITY, enter into the following Agreement:

Section 1: Authority and Services

CITY has a volunteer fire department recognized by the Insurance Commission of the State of Texas or a full-time professional fire department, and is, by an order or resolution of its governing body, authorized to enter into this Agreement with DISTRICT for the use of the personnel and equipment of CITY for the purpose of providing fire protection to real and personal property and emergency medical services (EMS) located outside the boundaries of CITY and within such distance as the CITY may be reasonably expected to render service in case of emergency service needs. Said service area(s) is highlighted on the attached Exhibit "A." The equipment and personnel of the CITY shall be under the control and supervision of CITY employees during a fire or emergency medical response pursuant to this Agreement. In accordance with Section 418.109(d) of the Texas Government Code or Section 791.027 of the Texas Government Code, it is also understood and agreed that the existence of this Agreement does not prevent the CITY from providing mutual aid assistance on request from another municipality, county, emergency services district, fire protection agency, organized volunteer group or other emergency service entity, and shall not be obligated to respond, when in the sole judgment of the CITY, such response would leave insufficient protection for the CITY.

Section 2: Fire Services Provided

CITY and DISTRICT hereby agree that for and in consideration of the monies to be paid by DISTRICT to CITY, the CITY will provide, through its fire department, fire protection services to the area described. These services include fire protection, fire rescue and first response for emergency medical services. In the event that the CITY resources are unavailable at the time of the request for services, the CITY will take reasonable efforts to make the resources available as soon as reasonably possible.

Section 3: Fire Service Compensation

DISTRICT agrees to pay to CITY the total sum of ONE HUNDRED FIFTY-SIX THOUSAND DOLLARS (\$156,000.00) during this contract year by making equal quarterly payments during the months of January 2024, April 2024, July 2024 and October 2024 for fire protection services in the service area outlined in Exhibit "A."

Section 4: EMS Compensation

For EMS, if provided by CITY under this Agreement, the DISTRICT agrees to pay to CITY an amount based upon the CITY's proportionate per run share determined by dividing the sum of TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000.00), the amount anticipated being available for such payments, by the total points per service run as established by the 1998-1999 Rules and Regulations adopted by DISTRICT, a copy of which is attached hereto and marked as Exhibit "B," for all EMS runs made in the areas served by the DISTRICT and multiplying that quotient by the total number of points accrued by CITY for that quarter of the service year. DISTRICT will make quarterly payments of the amount due the CITY during the months of February 2024, May 2024, August 2024 and November 2024.

Section 5: EMS Reports

CITY will deliver reports of EMS calls to the DISTRICT at its offices at 2750 Premier Street, Fort Worth, Texas, no later than the 15th day of the month following the month in which a service run was made by CITY in order to be eligible for payment and the CITY agrees that the determination by DISTRICT will be final regarding the allocation of service run points.

Section 6: Equipment

During the period of this Agreement the DISTRICT will provide an engine tanker truck and a brush truck for the CITY's use. Title to such trucks shall remain with the DISTRICT and the CITY shall return the trucks to the DISTRICT upon expiration or termination of this Agreement, ordinary wear and tear excepted. By housing the equipment, the CITY agrees to use the equipment for calls beyond its service area in the event that conditions warrant its use. The parties to this Agreement agree that the County Fire Marshal will have the discretion to make decisions governing its use. CITY agrees to provide manpower to operate the equipment. CITY agrees to provide routine maintenance for this truck, including, but not limited to, fuel, tires, oil, transmission fluid, and spark plugs. DISTRICT will provide insurance against damage to the truck and damage, if any, for liability for the use of the equipment. The equipment may not be used as a first responder (EMS) unless necessary, for example, other vehicles are already dispatched in emergency response. Additionally, the CITY will comply with the Tarrant County ESD Equipment Policy which is attached hereto as Exhibit "C" for the usage of the equipment.

Other than property described in the previous paragraph, DISTRICT is under no obligation with respect to providing firefighting equipment or ambulance vehicles or supplies, or any other expenses incidental to the carrying out of this Agreement, and will have no right, title or interest in and to vehicles and equipment belonging to or contracted for by CITY.

Section 7: Term

Regarding payment, this Agreement will be in full force and effect for and during the period beginning October 1, 2023 and ending September 30, 2024. Regarding response purposes, this Agreement will remain in force until the 2024-25 DISTRICT budget is approved by the Commissioners and a new Agreement is executed retroactive to October 1, 2024 under the same terms and conditions.

Section 8: Payment of Funds

The DISTRICT will use its general fund to pay for the services supplied by the CITY pursuant to this Agreement. Payment pursuant to this Agreement will be in accord with the Rules and Regulations promulgated by the Commissioners. Said payments will be made as funds are available to DISTRICT.

Section 9: Emergency Scene Control

Whenever CITY responds to a call outside its normal jurisdictional limits, it will operate under the Fire Code in effect within the CITY limits of such cities or fire department primarily responsible for service to the area being served by CITY. Any fire investigators or other personnel who respond from DISTRICT to a fire or emergency scene which is under the control of CITY will be governed by the Fire Code of the CITY within whose limits the CITY normally operates. CITY personnel agree to fully cooperate with DISTRICT personnel.

Section 10: Inspection of Equipment

The DISTRICT or its agent has the right to inspect the equipment of the CITY that the CITY operates in its performance under this Agreement. The parties acknowledge that the nature of the CITY's equipment determines the consideration paid under this Agreement. In the event that the inspection reveals that the equipment is not in operating condition and in compliance with the Insurance Services Office (ISO) and the Texas Department of State Health Services (TDSHS) requirements for a department of its size, the CITY will authorize a re-inspection by the DISTRICT within fifteen (15) days. In the event the equipment is not in operating condition or in compliance with the ISO and TDSHS requirements for a department of its size during the re-inspection, all payments by the DISTRICT to the CITY will cease until the problem is corrected as certified by the DISTRICT.

Section 11: Monthly Reporting Required

All monthly reports, fire or ambulance, shall be turned in to the Fire Marshal's office no later than fifteen (15) days after the end of the applicable month. The failure to timely file the monthly report shall excuse the DISTRICT from payment for that applicable month resulting in a reduction of one-third of the quarterly payment to the CITY for each applicable month.

Section 12: Workers' Compensation Coverage

The CITY shall maintain statutory workers' compensation coverage for its employees, officers and volunteers regarding the CITY's performance under this contract. The CITY recognizes that the DISTRICT has no responsibility to furnish this coverage and CITY waives any right to pursue the DISTRICT for liability regarding payments for this coverage or for liability regarding payments for claims filed against this coverage.

Section 13: Line of Duty

When an employee or volunteer of the responding CITY is performing duties under the terms of this Agreement, that person is considered to be acting in the line of duty for the CITY for the purposes of 42 U.S.C.A., Section 3796; is considered to be in performance of duties for the CITY within the applicable provisions of Chapter 615 of the Texas Government Code, and of Chapter 142, Texas Local Government Code; and shall be entitled to any other benefits which accrue under law as a result of injury, death or loss which occurs while in the line of duty for the CITY under this Agreement. This section does not increase the DISTRICT's liability under this Agreement.

Section 14: Assignment of Liability

The assisting party (CITY) shall be responsible for any civil liability or costs that may arise from the fire protection, fire rescue and first response for emergency medical services that the assisting party provides to the requesting party (DISTRICT) under this Agreement. The parties agree pursuant to Section 791.006 (a-1) of the Texas Government Code that assignment of liability provided by this Agreement is intended to be different than liability otherwise assigned under Section 791.006 (a) of the Texas Government Code, which provides that "the governmental unit that would have been responsible for furnishing the services in the absence of the contract is responsible for any civil liability that arises from the furnishing of those services." The parties also agree that pursuant to Section 775.0366 (e) of the Texas Health and Safety Code that assignment of liability provided by this Agreement is intended to be different than liability otherwise assigned under Section 775.0366 (d), which provides that the "district is responsible for any civil liability that arises from furnishing those services if the district would have been responsible for furnishing the services in the absence of the contract." It is expressly understood and agreed, however, that in the execution of this Agreement, neither the CITY nor the DISTRICT waives, nor shall be deemed to waive, any immunity or defenses that would otherwise be available to it against claims arising in the exercise of governmental powers and functions, including the liability limits and immunities for a governmental unit provided by the Texas Tort Claims Act, Chapter 101, Civil Practice and Remedies Code, or other law.

Section 15: Implied Rights; Employees

By entering into this Agreement the parties do not intend to create any obligations expressed or implied other than those specifically set forth herein and this Agreement will not create rights in parties not signatories hereto. The employees of the CITY are not employees or agents of the DISTRICT by virtue of this Agreement. The employees of the DISTRICT are not employees or agents of the CITY by virtue of this Agreement.

Section 16: Conferring of Rights

This Agreement does not confer any rights on third parties who are not signatories to this Agreement, therefore no person may bring suit against CITY or DISTRICT regarding the performance of this Agreement as a third party beneficiary of this Agreement.

Section 17: Cancellation

DISTRICT and CITY retain the right to cancel without cause this Agreement on thirty (30) days written notice to the non-canceling party. In the event of cancellation, DISTRICT will pay a prorated share of the monies due for the remainder of that quarter only if the CITY provides services as required in the Agreement during the period of time leading up to the termination date. However, in the event that CITY exercises this right of cancellation, CITY must repay to DISTRICT all money paid CITY by DISTRICT for personal property, if any, purchased by the CITY with funds from the DISTRICT.

Section 18: Form 1295 Acknowledgement

CITY acknowledges that it is a governmental entity and not a business entity as those terms are defined in Section 2252.908 of the Texas Government Code, and therefore, no disclosure of interested parties pursuant to Section 2252.908 of the Texas Government Code is required.

Section 19: Grant from District

During the DISTRICT's 2024 fiscal year, the CITY may request reimbursement for expenses related to the item(s) listed in Exhibit "D". Reimbursement shall not exceed the amounts or quantities listed unless specifically authorized by the DISTRICT through an action of its Commissioners. Reimbursement requests must be received by the DISTRICT on or before June 30, 2024. Reimbursements will be considered based on proper documentation being submitted by the CITY including, but not limited to, an itemized invoice(s) and proof of payment(s) by the CITY.

WITNESS the signatures of the respective parties hereto this the _____ day of _____.

**TARRANT COUNTY EMERGENCY
SERVICES DISTRICT NO. 1**

CITY OF AZLE, TEXAS

President

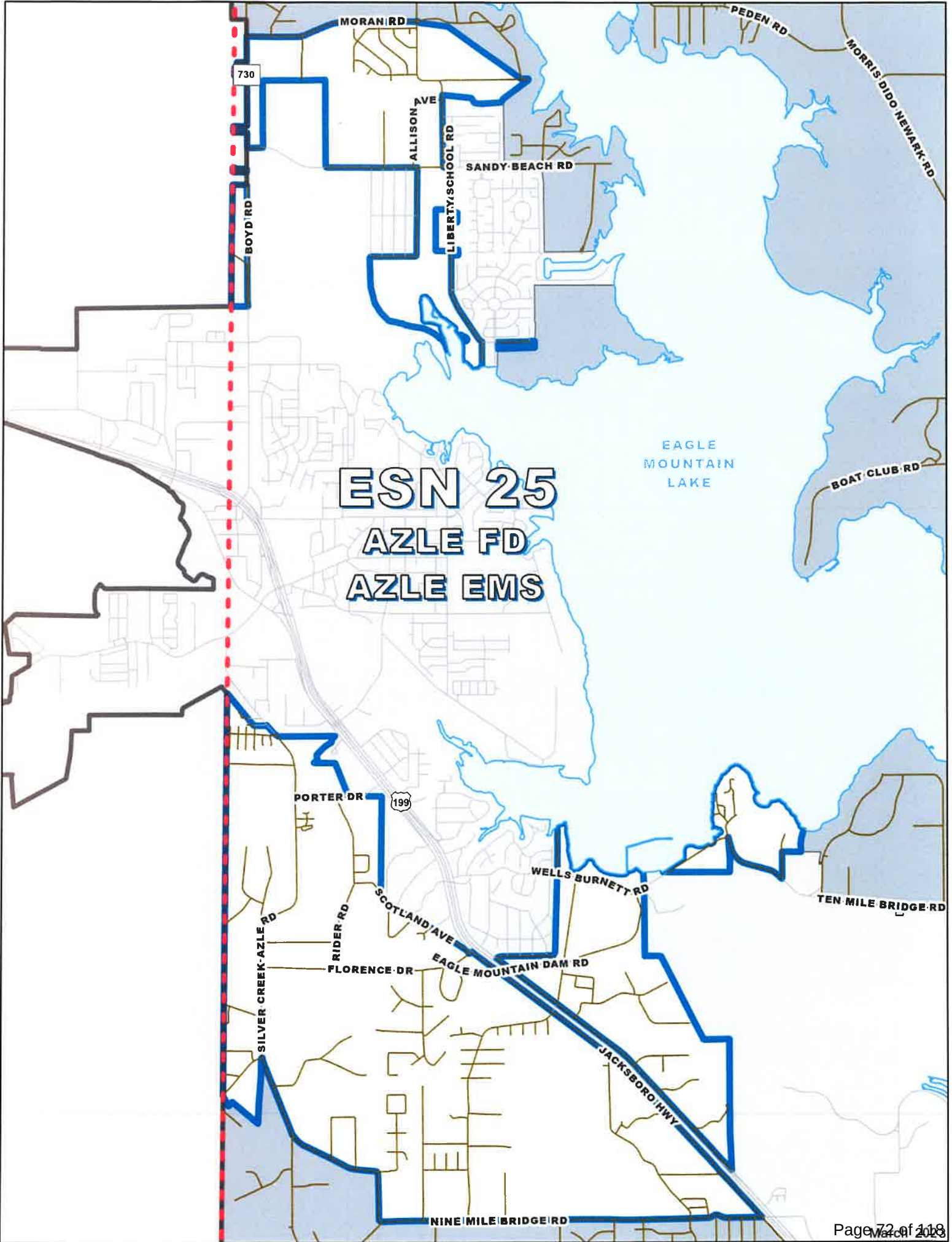
Authorized Official

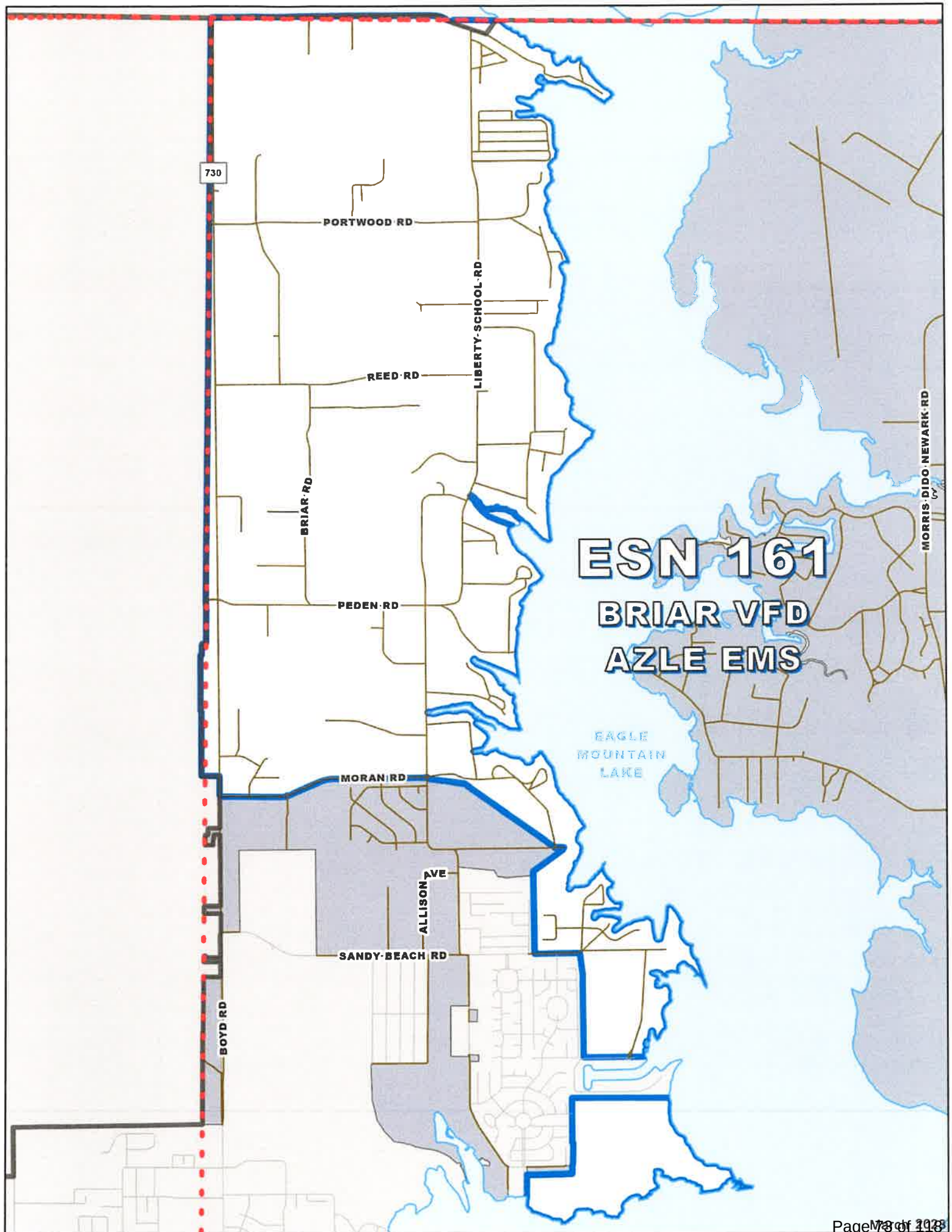
ATTEST:

ATTEST:

Secretary/Treasurer

Secretary





ESN 161
BRIAR VFD
AZLE EMS

EXHIBIT “B”

TARRANT COUNTY EMERGENCY SERVICES DISTRICT NO. ONE POINT SYSTEM 2022–2023 RULES AND REGULATIONS

Runs as received by the dispatcher must be of an emergency nature in order to qualify for payment.

Dispatcher(s) should be familiar with their territory. If a dispatcher received a call for another district, the dispatcher should inform the caller of the proper department. Then make a reasonable attempt to notify the proper department before toning out, but has the responsibility of responding if unable to raise the proper district.

Each run report should have street address and cross street, or distance and direction of closest cross street (if address is not available), and the MAPSCO map coordinate.

Run reports MUST be received by the 15th of the following month that the run is made. Any reports received by the office after the 15th WILL NOT BE PAID.

We have been asked to verify calls – just to keep everyone honest so be forewarned – that spot checks of random reports will be performed.

AMBULANCE TRANSPORT

Ambulance Transport:

Advance Life Support Transport	5 Points
Basic Life Support Transport	3 Points
All no rides	1 Point

*** AMBULANCE Mutual aids calls (EXTRA)	1 Point
Call over 4 miles from the Dept.'s Station (EXTRA)	2 Points

TARRANT COUNTY EMERGENCY SERVICES DISTRICT NO. ONE
EXHIBIT "B" POINT SYSTEM – (CONTINUED)

(CAREFLITE transport qualifies for full points to responding departments)

ALS transport is when one or more patients are transported by one ambulance and the ambulance is staffed by a Paramedic or an EMT SS and equipped with IVs, Drugs, and EKG Monitor.

BLS transport is when patients are transported by ambulance that does not have a Paramedic or EMT SS or does not have ALS equipment.

No points will be awarded to departments that contract for Ambulance Service who transport.

Ambulance TRANSFERS will not receive any points.

NOTE:

THIS IS TO CURTAIL ANY FALSE REPORTS SENT IN. THIS IS NOT TO PENALIZE A DEPARTMENT FOR ANY MISTAKES MADE. THE LOSS OF POINTS WILL BE DECIDED ON BY THE POINTS COMMITTEE AND PRESENTED TO THE BOARD FOR APPROVAL.

REVISED EXHIBIT "A" – CHANGED TO EXHIBIT "B": PRESENTED TO THE BOARD OF EMERGENCY SERVICES DISTRICT COMMISSIONERS AT THEIR SEPTEMBER 8TH, 1997 BOARD MEETING, WHEN IT WAS VOTED ON AND APPROVED.

EXHIBIT “C”

TARRANT COUNTY EMERGENCY SERVICES DISTRICT NO. 1 EQUIPMENT POLICY

Table of Contents

<u>Title</u>	<u>Policy Number</u>
Mission Statement	100.0
Types of Calls Inside Tarrant County	101.0
Care and Maintenance	102.0
Training and Staffing	103.0
Types of Calls Outside Tarrant County	104.0
Inspections by the District	105.0

Mission Statement

To provide emergency services to the residents of the unincorporated areas of Tarrant County by offering equipment for fire fighting and emergency medical purposes to the unincorporated areas of Tarrant County and providing available equipment to support and supplement existing equipment along with supervising the availability of this equipment for the citizens it serves.

Types of Calls the Apparatus Inside Tarrant County

1. Structure fires where no adequate water supply exists. (Tanker)
2. In support of the fire fighting units engaged in grass and brush fires.
3. In support of fire fighting units(s) engaged in such emergencies that require a large supply of water. (Tanker)
4. In support of fire fighting activities of Fire departments that contract with the Emergency Service District.
5. Other such calls, emergencies, or other activities as directed by the Tarrant County Fire Marshal's Office.
6. As assigned by the Fire Chief of the appointed departments which house the apparatus.

Care and Maintenance

1. Each individual fire department who contracts with the Emergency Service District to house and operate one of these units shall be responsible for normal day to day operation cost, and the regular maintenance of that particular unit. Day to day operating cost include: fuel, motor oil, lubricants, fan belts, water hoses, anti-freeze, air filters, transmission fluids, etc. Preventative maintenance includes scheduled oil and filter changes per manufacturer specifications, lubrications, tire rotations if needed, etc.
2. On all major repairs, each department will advise the Emergency Service District Board or the Tarrant County Fire Marshal's Office and coordinate these repairs with them. Top priority shall be given to keeping all units in service at all times.
3. All damages to the apparatus and the equipment assigned to it, either minor or major in nature, shall be reported to the Tarrant County Fire Marshal's Office who is assigned to oversee the operation of these units as soon as possible so that it can be repaired.
4. Anytime any unit is to be out of service whether for a mechanical reasons or otherwise, it shall be reported to the Tarrant County Fire Marshal's Office and also the Tarrant County Fire Alarm Center who will coordinate temporary coverage for that area that unit protects.
5. The Tarrant County Fire Marshal's Office shall coordinate warranty repair.
6. The department to which a Tanker is assigned is also responsible to see that the apparatus is not to leave the hard surface of the road.

Training and Staffing

1. Each individual department that is assigned one of the apparatus is responsible for training its personnel in the operations of the unit. This includes, but is not limited to, driving and all operations of the units.
2. When responding to emergency calls, it shall be up to the Fire Chief of the department the vehicle is assigned to, to oversee that the vehicle is adequately staffed for any particular assignment to which it is responding.
3. All drivers of the apparatus must at least possess a class "B" exempt driver's license.

Outside Unincorporated Usage

1. If, in the opinion of the Tarrant County Fire Marshal's Office, the utilization of this equipment outside of Tarrant County will serve a public purpose of the citizens of Tarrant County, Texas then the equipment may be used outside of Tarrant County, Texas in an area under the jurisdiction of a city or volunteer fire department.
2. On major incidents outside the boundaries of unincorporated Tarrant County, only one unit from the northern district and one unit from the southern district shall be permitted to leave the county. Priority shall always be with protecting the citizens of the unincorporated Tarrant County area.
3. Response to areas inside Tarrant County, but outside the responsible areas of the Emergency Services District, shall be coordinated through the Tarrant County Fire Alarm Center and also be limited only to those cities who contract with the District and can only be utilized for fire fighting purpose only. The Tarrant County Fire Alarm Center will then notify the Tarrant County Fire Marshal's Office when this occurs.

Inspection by the Emergency Services District

1. The Emergency Service District or its representatives shall be allowed to inspect each apparatus and the equipment assigned to it at any reasonable time to assure that the apparatus is being maintained, adequately equipped, and is available for emergency calls.
2. Apparatus that is not being maintained or equipped, and therefore unavailable for calls, can and shall be reassigned to another department if the Emergency Service District decided that such a reassignment would better serve the district and its citizens.

Exhibit “D”

GRANT FROM DISTRICT

City of Azle

(Items included in the categories below are based on the agency’s itemized request and will be reimbursed in strict compliance with the agency’s grant submission.)

Grant Purpose	Amount
Bunker gear	\$25,000.00



TARRANT COUNTY
EMERGENCY SERVICES DISTRICT NO. ONE
2750 PREMIER STREET
FORT WORTH, TEXAS 76111-3011
(817) 838-4660
(817) 831-2007 FAX

September 18, 2023

City of Azle
613 SE Parkway
Azle, TX 76020

Dear City Official,

Please find enclosed two (2) copies of the Tarrant County Emergency Services District No. One (District) Agreement for fire and EMS service provided by your City to the District beginning October 1, 2023 through September 30, 2024.

Please have both copies executed and return originals to the District's office at the above address. The District will then execute same, returning one copy for your files. So that we may confirm upcoming contracts, we ask that the executed agreements be returned as soon as possible.

If you have any questions, please feel free to contact Fire Marshal Randy Renois.

Regards,

A handwritten signature in blue ink that reads "Elizabeth Siddiq".

Elizabeth Siddiq
Office Manager

Encl: ESD #1 Agreement (x2)



Presenter: Ben Hall, Police Chief

Agenda Item: Consider any action on Ordinance No. 2023-19 establishing a school zone with effective times on FM 730 South, adjacent to Hilltop Elementary School.

Background and Explanation:

On September 19, 2023, the Council approved Ordinance No. 2023-15 which expanded an existing school zone (Azle Christian School) on FM 730 South to include the new Hilltop Elementary School. The school zone was lengthened approximately .672 mile but the ordinance did not reference effective times for the school zone.

Staff met with AISD officials as well as Azle Christian School administrators and the consensus for the effective times was 7:15-8:30 a.m. and 2:45-4:00 p.m. Ordinance No. 2023-19 references these times and is attached.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

Staff recommends approval of Ordinance No. 2023-19

Attachments:

1. Ord. 2023-19

ORDINANCE NO. 2023-19

AN ORDINANCE OF THE CITY OF AZLE, TEXAS, ADDING A SCHOOL CROSSING ZONE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Azle, Texas 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, pursuant to Section 545.356 of the Texas Transportation Code, the City of Azle, Texas has the authority to establish *prima facie* maximum reasonable and prudent speeds within its corporate boundaries for vehicles on streets and highways; and

WHEREAS, pursuant to Section 542.202 of the Texas Transportation Code, the City of Azle, Texas has the authority to designate school crossing zones; and

WHEREAS, the City Council of the City of Azle recognizes that it is necessary to regulate traffic near schools to promote the safety of children going to or from school; and

WHEREAS, the City Council of the City of Azle deems it necessary to provide a reduced speed limit for a period of time that is of sufficient length to protect children going to and from school; and

WHEREAS, the City of Azle has heretofore adopted ordinances regulating school zone speed limits within the City of Azle; and

WHEREAS, the City Council deems it necessary and advisable to establish additional school crossing zones; and

WHEREAS, the location of school crossing zones has been based upon an engineering and traffic investigation and study.

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

SECTION 1.

The location designated in Section 2 of this Ordinance is hereby designated as an additional school crossing zone within the City of Azle. The *prima facie* maximum reasonable and prudent speed on the portion of the highway designated in Section 2 of this Ordinance shall be 35 miles per hour, between 7:15 a.m. and 8:30 a.m., both inclusive, and 2:45 p.m. and 4:00 p.m., both inclusive, Monday through Friday, when school is in session, provided that an appropriate sign giving notice of such speed zone is erected. The reduced speed limits shall only be enforced between the signs which are erected designating the beginning and end of each school crossing zone. It shall be an affirmative defense to a charge of exceeding the *prima facie* maximum speed established that the day in question was a day when there were no classes in session at the nearest school.

SECTION 2.

The City Manager, or their designee, are hereby directed to ensure that appropriate signs are erected and maintained giving notice of the speed limits adopted in this ordinance for the following locations: Highway: FM 730, between MP 1.773 and MR2.172.

SECTION 3.

This ordinance shall be cumulative of all provisions of ordinances of the City of

Azle, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 4.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 5.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than Five Hundred Dollars (\$500.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 6.

All rights and remedies of the City of Azle are expressly saved as to any and all violations of the provisions of the Code of Ordinances, City of Azle, Texas, as amended, or any other ordinances affecting speed which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not

be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 7.

The City Secretary of the City of Azle is hereby directed to publish the caption, penalty clause, and effective date clause in the official newspaper at least once within ten (10) days after the passage of this ordinance.

SECTION 8.

This ordinance shall be in full force and effect after its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED ON THIS 17 DAY OF OCTOBER 2023.

ALAN BRUNDRETT, MAYOR

ATTEST:

Yael Forgey, City Secretary



Presenter: Lawrence Bryant, Assistant City Manager

Agenda Item: Consider any action on Resolution No. 2023-16 amending authorized representatives for the City's Texas Local Government Investment Pool (TexPool) account.

Background and Explanation:

The City currently invests funds in TexPool, a public funds investment pool. TexPool requires a resolution by the City Council to add any authorized representatives to the City's account. Our previous finance director, Renita Bishop, retired on October 13, and Martin Avila started as the new finance director on October 9. This amendment is to add Mr. Avila to the account. A copy of the resolution required by TexPool is attached for your review.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

Approve Resolution No. 2023-16.

Attachments:

1. Res. 2023-16

1. Resolution (continued)

4.
Name Title

Phone Fax Email

Signature

List the name of the Authorized Representative listed above that will have primary responsibility for performing transactions and receiving confirmations and monthly statements under the Participation Agreement.

Name

In addition and at the option of the Participant, one additional Authorized Representative can be designated to perform only inquiry of selected information. *This limited representative cannot perform transactions.* If the Participant desires to designate a representative with inquiry rights only, complete the following information.

Name Title

Phone Fax Email

D. That this Resolution and its authorization shall continue in full force and effect until amended or revoked by the Participant, and until TexPool Participant Services receives a copy of any such amendment or revocation. This Resolution is hereby introduced and adopted by the Participant at its regular/special meeting held on the day of , 20.

Note: Document is to be signed by your Board President, Mayor or County Judge and attested by your Board Secretary, City Secretary or County Clerk.

Name of Participant*

SIGNED

Signature*

Printed Name*

Title*

ATTEST

Signature*

Printed Name*

Title*

2. Delivery Instructions

Please return this document to **TexPool Participant Services:**

Email: texpool@dstsystems.com

Fax: 866-839-3291



Presenter: David Hawkins, Director of Planning and Development

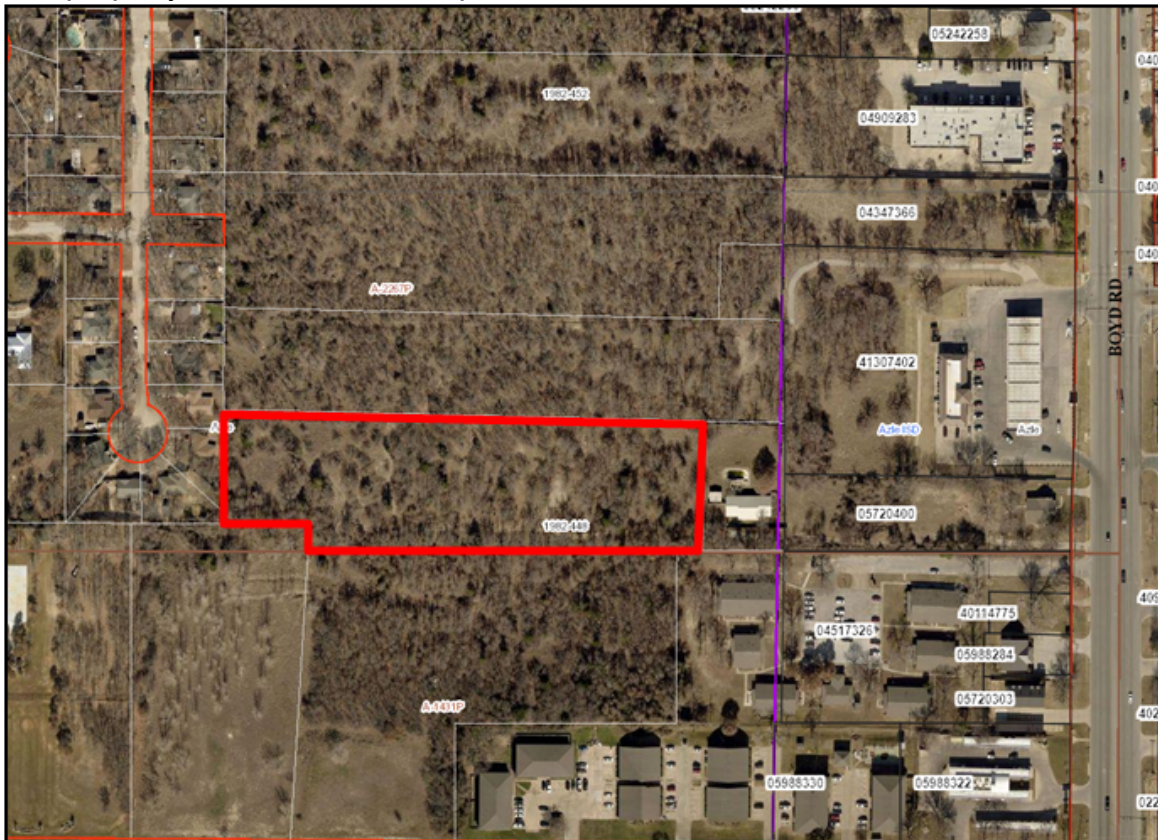
Agenda Item: Conduct a public hearing and consider any action on Ordinance No. 2023-18 regarding a proposed zoning change request from Single-Family Four (SF-4) District (Legacy District) to Heavy Commercial (HC) District for approximately 3.78 acres of land, being described as Lot 3, Hunters Addition, an addition in the City of Azle, Parker County, Texas. The property is generally located on the west side of FM 730 N approximately five hundred feet (500') north of Commerce Street.

Background and Explanation:

The applicant is requesting to rezone an approximately 3.78-acre tract of land from the Single-Family Four (SF-4) District (Legacy District) to Heavy Commercial (HC) District. The property is generally located on the west side of FM 730 N approximately five hundred feet (500') north of Commerce Street.

Existing Condition of Property:

The property is platted as Lot 3, Hunters Addition and is currently undeveloped and heavily wooded. The property is accessible via a platted 20' Access Easement that extends from FM 730 N.



This zoning change request is a straight zoning change from one district to another. There is no Planned Development or Concept Plan associated with this request. A change to the Heavy Commercial (HC) zoning district would permit any business or land use listed in the Permitted Use Chart in Section 4.10 of the Azle Zoning Ordinance (see attached Permitted Use Schedule in packets).

[illegible]

North: Single-Family Four (SF-4) District (Legacy District)

South: Commercial (C), Multifamily Two (MF-2), and Multifamily One (MF-1)
East: Single-Family Four (SF-4) District (Legacy District) and Commercial (C)
West: Single-Family Four (SF-4) District (Legacy District)

Comprehensive Plan Analysis:

The City of Azle's Comprehensive Master Plan designates this area as Regional Mixed Use Activity Center. This classification is defined within the Comprehensive Master Plan where the *"focus area contains the shopping, services, recreation, employment, and institutional facilities supported by and serving an entire region. A regional activity center could include a regional shopping mall, a number of major employers, restaurant and entertainment facilities, and high density housing. A regional activity center is considerably larger and more diverse in its land uses than any other activity center. It includes vertically integrated uses where different uses may occur on each floor of the building."*

The proposed zoning change meets the intent of the goals, objectives and land use designation of the Comprehensive Plan.



Police Impact:

No impact on services

Fire Impact:

No impact on services

Utilities:

Water - Water is available to serve this property.

Sewer - Sewer is available to serve this property.

Storm Water – Storm water and drainage plans will be reviewed at the permitting phase should the zoning change be approved.

Zoning Change Notification Process:

Twenty (20) letters were sent to surrounding property owners. As of October 11, 2023, staff has received two (4) formal responses from the public to this request.

Board/Commission/Committee Recommendation:

The proposed zoning change meets the intent of the City of Azle's Comprehensive Master Plan.

The Planning and Zoning Commission conducted a public hearing at their September 7, 2023 meeting and made a recommendation for approval of this proposed zoning change. The motion carried by a vote of 4-1 (Commissioner Simmons abstained and Commissioner Lampkin was absent)

Options for the City Council:

1. Approve
2. Deny
3. Table the case to a future meeting

Staff Recommendation:

Staff forwards this zoning change request to the City Council for their consideration.

Attachments:

1. 833 Boyd Rd. Zoning Change - Letter & Exhibit A
2. Public Response Letters
3. Section 4.10 - Permitted Use Schedule

ORDINANCE NO. 2023-18

AN ORDINANCE AMENDING THE ZONING ORDINANCE AND MAP OF THE CITY OF AZLE, TEXAS, AS HERETOFORE AMENDED, BY GRANTING A CHANGE IN ZONING FROM THE SINGLE-FAMILY FOUR (SF-4) DISTRICT (LEGACY DISTRICT) TO HEAVY COMMERCIAL (HC) DISTRICT FOR APPROXIMATELY 3.78 ACRES OF LAND, BEING DESCRIBED AS LOT 3, HUNTERS ADDITION, AN ADDITION IN THE CITY OF AZLE, PARKER COUNTY, TEXAS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; 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 of the City of Azle heretofore adopted the Zoning Ordinance of the City of Azle, which Ordinance regulates and restricts the location and use of buildings, structures and land for trade, industry, residence and other purposes, and provides for the establishment of zoning districts of such number, shape and area as may be best suited to carry out these regulations; and

WHEREAS, the owner of property generally located in the 800 Block of Boyd Road, Azle, Texas has filed an application to change the zoning of the property described as approximately 3.78 acres of land, being described as Lot 3, Hunters Addition, an addition in the City of Azle, Parker County, Texas as shown on the attached Exhibit "A" from the Single-Family Four (SF-4) District (Legacy District) to Heavy Commercial (HC) District for said property; and

WHEREAS, the Planning and Zoning Commission of the City of Azle, Texas held a public hearing on September 7, 2023 and the City Council of the City of Azle, Texas held a public hearing on October 17, 2023, with respect to the zoning change described herein; and

WHEREAS, the City has complied with all requirements of Chapter 211 of the Local Government Code, and all other laws dealing with notice, publication and procedural requirements for the rezoning of the property; and

WHEREAS, upon review of the application, and after such public hearing, the City Council finds that granting the request herein furthers the purpose of zoning as set forth in the Zoning Ordinance of the City of Azle, and that the zoning change should be granted, subject to the conditions imposed herein.

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

SECTION 1.

The Zoning Ordinance of the City of Azle, Texas is hereby amended by changing the zoning of the property from the Single-Family Four (SF-4) District (Legacy District) to Heavy Commercial (HC) District for approximately 3.78 acres of land, being described as Lot 3, Hunters Addition, an addition in the City of Azle, Parker County, Texas, and further depicted on the attached Exhibit "A".

SECTION 2.

The use of the Property described above shall conform to all applicable regulations contained in the Zoning Ordinance and all other applicable and pertinent ordinances of the City of Azle.

SECTION 3.

The zoning classification as herein established has been made in accordance with a Comprehensive Land Use Plan for the purpose of promoting the health, safety, morals and general welfare of the community.

SECTION 4.

That the official zoning map of the City of Azle is amended and the City Secretary is directed to revise the official zoning map, as set forth above.

SECTION 5.

This Ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the Azle, Texas, as amended, except when the provisions of this Ordinance are in direct conflict with the provisions of other, in which event the conflicting provisions of the other ordinances are hereby repealed.

SECTION 6.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any section, paragraph, sentence, clause, or phrase of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining sections, paragraphs, sentences, clauses, and phrases of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional section, paragraph, sentence, clause or phrase.

SECTION 7.

Any person, firm or corporation violating any provision of the Zoning Ordinance and the zoning map of the City of Azle, Texas, as amended hereby, shall be deemed guilty of a misdemeanor and upon final conviction thereof fined in an amount not to exceed Two Thousand Dollars (\$2,000.00). Each day any such violation shall be allowed to continue shall constitute a separate violation and punishable hereunder.

SECTION 8.

All rights and remedies of the City of Azle are expressly saved as to any and all violations of the provisions of any ordinances governing zoning that have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 9.

The City Secretary of the City of Azle is hereby directed to publish the caption, the penalty clause and effective date clause in the official newspaper at least once within ten (10) days after the passage of this ordinance.

SECTION 10.

This ordinance shall be in full force and effect immediately after passage and publication as provided by law, and it is so ordained.

AND IT IS SO ORDAINED.

DULY PASSED AND APPROVED by the City Council of the City of Azle, Texas, on October 17, 2023.

Mayor, Alan Brundrett

ATTEST:

Yael Forgey, City Secretary

APPROVED AS TO FORM:

Cara Leahy White, City Attorney

August 23, 2023

To: City of Azle

Re: 833 Boyd Road rezoning request

We are the owners of 833 Boyd Road, which consists of two tracts, Lot 1, Hunters Addition, City of Azle, Tarrant County, Texas and Lot 3, Hunters Addition, City of Azle, Parker County, Texas.

Lot 1 is currently zoned Heavy Commercial. All but a sliver of Lot 2 is zoned Heavy Commercial. The only access to Lot 3 is via a twenty foot easement across Lot 1 and 2.

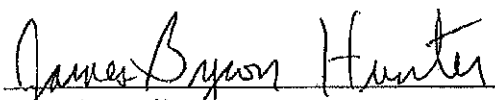
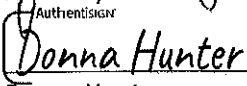
We are currently marketing our property for sale but the different zoning of the two tracts is hampering the sale of the property. A commercial buyer for Lot 1 is not going to want to have residential traffic crossing his property to get to Lots 2 and 3. By the same token, it is hard to imagine that potential home buyers would want to build a home on Lot 3 which could only be accessed across a parking lot of a commercial entity.

Lot 1 has a width of 120.96 feet. With the access easement and requirements for a fire lane for a commercial entity along with set back requirements, the type of commercial development that can utilize Lot 1 is very limited because of how narrow the lot is. The total acreage of Hunters Addition is 5.69 acres. If all of the addition is zoned heavy commercial, it opens up a far greater number of possible uses for the property. In terms of future commercial development along Boyd Road, it would be beneficial to the City of Azle to have Hunters Addition consistently zoned Heavy Commercial.

Hunters Addition is bordered on the north by Racetrac Addition. The property to the south is multi-family.

Sincerely,

The Hunter Family Trust

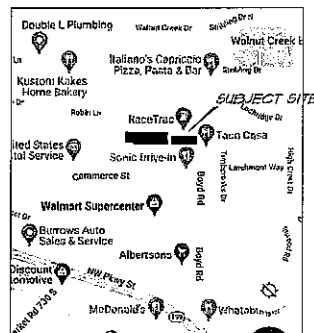
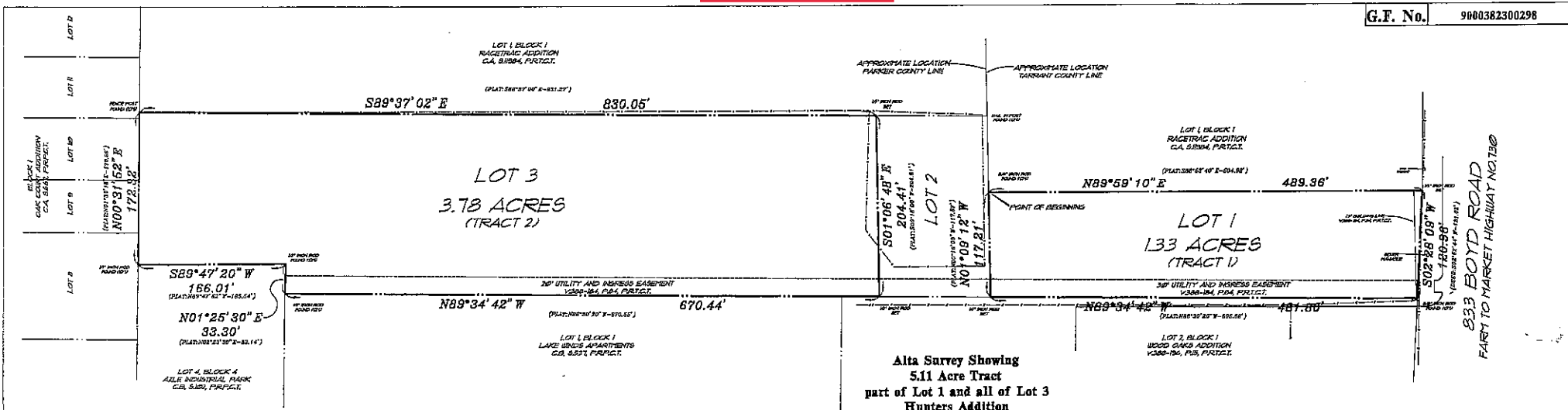

James Byron Hunter

Donna Hunter
08/23/23


David Hunter
08/23/23

William Paul Hunter

Exhibit "A"

G.F. No. 9000382300298



Legal Description

TRACT 1:
Being part of Lot 1, HUNTERS ADDITION, an Addition to the City of Azle, Tarrant and Parker Counties, Texas, according to the plat thereof, recorded in Volume 388-184, Page 84, Plat Records, Tarrant County, Texas, and in Volume 363A, Page 12, Plat Records, Parker County, Texas, less a 6.00 acre tract conveyed to the State of Texas in Deed in Volume 11079, Page 352, Book Property Records, Tarrant County, Texas, being further described as follows: BEGINNING at a 1/4" iron rod found for corner, being the southwest corner of said Lot 1 and the southeast corner of Lot 1, Block 1, Racetrac Addition, an Addition to the City of Azle, Tarrant County, Texas, according to the plat recorded in Volume 388-184, Page 84, Plat Records, Tarrant County, Texas; Thence North 89°34'42" East with the common line between said Lot 1 and said Lot 1, Block 1, Racetrac Addition a distance of 489.36 feet to a 1/2" iron rod set for a corner in the west line of Boyd Road (from to Market Highway No. 703), being the southeast corner of said Lot 1, Block 1, Racetrac Addition and the northeast corner of said 6.00 acre tract; Thence South 89°34'42" West with the west line of said 6.00 acre tract and the west line of said Boyd Road a distance of 120.95 feet to a Tabor monument found for corner in the west line of said Boyd Road, being the southeast corner of said 6.00 acre tract; Thence North 89°34'42" West with said South line of said Lot 1 a distance of 481.80 feet to a 1/2" iron rod set for corner, being the southwest corner of said Lot 1 and the southeast corner of Lot 2 of said Hunters Addition; Thence South 01°08'12" West with the common line between said Lot 1 and said Lot 2 a distance of 172.21 feet to the POINT OF BEGINNING and containing 1.33 acres of land more or less, as surveyed on the ground in June, 2003 by Texas Surveyors.

TRACT 2:
Being all Lot 3, HUNTERS ADDITION, an Addition to the City of Azle, Tarrant and Parker Counties, Texas, according to the plat thereof, recorded in Volume 388-184, Page 84, Plat Records, Tarrant County, Texas.

The undersigned hereby certifies to Hunter Family Living Revocable Trust, and David K. Hunter, William P. Hunter, James H. Hunter, and Doreen J. Cox, ANKA Downs J, sheweth, individually, a Texas limited liability company, ANKA Downs Co. Wash, LLC, a Texas limited liability company, and Plaintiff National Title Insurance Company (P) that the undermentioned is a duly registered land survey in the State of Texas (S) that the plat to which this certificate is affixed is a true, complete and correct survey of the property described therein being approximately 5.11 acres as further described by the Property Description on the Plat; (ii) the Plat is based upon a field survey made in February 4, 2003, by the undersigned or directly under the supervision of the undersigned in accordance with the "Minimum Standard Detail Requirements for ALTA/ACSM Land Title Surveys" (the "2006 Minimum Standards"), jointly established and adopted by the American Land Title Association (ALTA) and the American Council on Surveying and Mapping (ACSM), as amended and meets the Accuracy Standards and Schedule Items 1, 2, 3, 4, 6a, 7a, 8, 9, 11(b), 12, 13, 16, 17, 18, 19 and 20 from Table A thereof; (iii) that the Plat correctly shows the location of all buildings, structures and other improvements on the Property; (iv) that the Plat correctly shows the location of all easements, restrictions and rights of way described in title insurance commitments numbered 200001000258, dated effective June 1, 2003, and issued June 12, 2003 issued by the Title Insurance Company; (v) that the land description set forth in the Title Commitment is identical in all respects to the Property description set forth on the Plat; (vi) except as shown on the Plat there are no discrepancies between the boundary lines of the Property as shown on the Plat and as described in the legal description of record; (vii) that the Plat indicates existing utilities within such as transmission lines or utilities, such as natural gas, telephone, television, TV cable, water, sewer and electrical power or visible, all utility pole locations with overhead indicated located on the premises; (viii) the boundary line elevations as shown on the Plat from a substantially closed figure within 4 feet; (ix) each of the boundary lines of the Property no encumbrance with the boundary lines of all adjoining parcels, roads, highways, streets or alleys as described in their most recent respective legal description of record; (x) that, except as shown on the Plat, there are no valid easements or rights of way on the Property or any other encumbrance or rights of way thereof of which the undersigned has knowledge; (xi) no party holds on the Property, (xii) no encumbrance on the Property other than existing easements, restrictions or other improvements limited on the Property, and (xiii) no encumbrance on the Property by any buildings, structures or other improvements located on adjoining property; (xiv) that the buildings, structures and other improvements located on the Property are shown on the Plat; (xv) that adequate notice to and access from the Property is provided by their deed from to Hunter Family Living, being the same being parcel, dedicated public rights of way established by the State of Texas (xvi) that, except as shown on the survey map, there are no visible or known human built remains, human skeletal remains, human artifacts, human remains, human remains, human remains or other remains of the dead located within the boundary lines of the subject property; (xvii) there are no violations of zoning ordinances, restrictions or other rules and regulations with reference to the location of the buildings and improvements that has been made aware of the surveyor; (xviii) any disclosure has been made, plans or other documents systems as shown on the Plat and (xix) that the undersigned has completed the National Flood Insurance Program Maps and has found that, in accordance with said maps, Flood Number No. 810702025K, dated September 25, 2006, the Property is located within Flood Zone "X", and no portion of the Property lies within a special flood hazard area or contains wetlands, except as shown on the Plat.

Executed on June 15, 2023

David L. Tucker
Registered Professional Land Surveyor No. 5144
tucker@tuckersurveyors.com



Tucker
SURVEYORS

"LAND SURVEYING"
(ANY WHERE IN TEXAS)

P.O. Box 1855
Burleson, Texas 76097
Office: 817-295-2999
Fax: 817-295-3311

Job No. 202306006

Schedule B Items

1. Those items as shown on plat map in Volume 388-184, Page 84, Plat Records, Tarrant County, Texas, and in Volume 363A, Page 12, Plat Records, Parker County, Texas.
2. 28' building line along the easterly lot line of Lot 1.
3. 20' utility & ingress & egress easement along the southerly lot line of Lot 1, Lot 2 and Lot 3.

Flood Statement

According to the Flood Insurance Rate Map for Tarrant County, Texas and Incorporated Areas, Community Flood No. 433282B-K, effective date September 25, 2006, this property is located in Zone "X", (outside 100 year Flood plain).

General Notes

NOTE: BEARINGS BASED PER GPS NORTH CENTRAL TEXAS ZONE
NOTE: THERE IS NO FINISHED FLOOR ELEVATION REQUIRED PER PLAT.
NOTE: ALL BEARINGS AND DISTANCES ARE MEASURED.
NOTE: MONUMENTS HELD FOR CONTROL ARE AS SHOWN.

NOTICE OF PUBLIC HEARING

Z2023-03

The Planning and Zoning Commission of the City of Azle will hold a public hearing on **Thursday, September 7, 2023** to consider making a recommendation to the City Council regarding a zoning change request from Single-Family Four (SF-4) District (Legacy District) to Heavy Commercial (HC) District for approximately 3.78 acres of land, being described as Lot 3, Hunters Addition, an addition to the City of Azle, Parker County, Texas. The property is generally located on the west side of FM 730 N approximately five hundred feet (500') north of Commerce Street.

The public hearing will start at 6:00 p.m. in the City Council Chambers located at 505 W. Main, Azle, Texas. *Because you own property within two hundred feet (200') of the subject property, the Planning and Zoning Commission would like to hear how you feel about this request and invites you to attend the public hearing.* Please, in order for your opinion to be taken into account, return this form with your comments prior to the date of the public hearing. *(This in no way prohibits you from attending and participating in the public hearing.)* You may mail it to the address below or drop it off in person:

Planning Department
PO Box 1378
Azle, Texas 76098
Attn: David Hawkins, AICP

The process includes two public hearings designed to provide opportunities for citizen involvement and comment. Prior to the public hearings, landowners within two hundred (200) feet of the subject property are notified of the request by way of this notice. The first public hearing is held before the Planning and Zoning Commission. The Commission is informed of the percent of responses in support and in opposition. Second, the petition is forwarded to the City Council for final action. Should the Commission recommend denial, or if the owners of more than twenty (20) percent of the land area within two hundred (200) feet of the site submit written opposition, then six out of seven votes of the City Council are required to approve the request. ***These forms are used to calculate the percentage of landowner opposition.***

Please circle one:

In favor of request

Neutral to request

Opposed to request

Reasons for Opposition:

Center cut Properties, LLC

Signature: _____

Printed Name: *Andrea C. Richter, Pres*

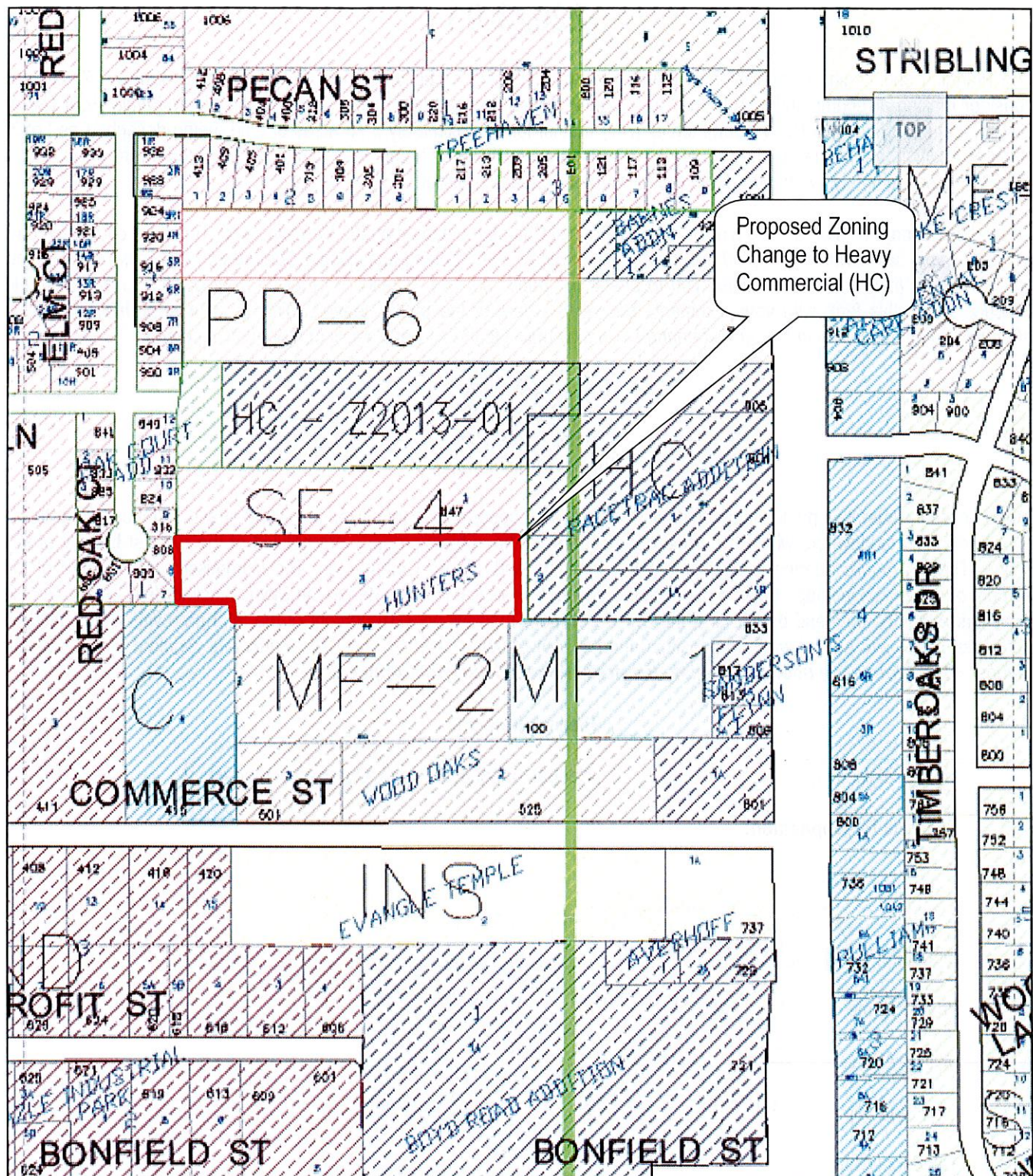
Mailing Address: *1315 W 10th Ft Worth*

City, State Zip: _____

Telephone Number: *817 348 8844*

Physical Address of Property within 200 feet: *411 Commerce*

Zoning Change Location Exhibit



NOTICE OF PUBLIC HEARING

Z2023-03

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Please circle one:

In favor of request

Neutral to request

Opposed to request

Reasons for Opposition:

Enclosed on separate printed paper

Signature: _____

Printed Name: _____

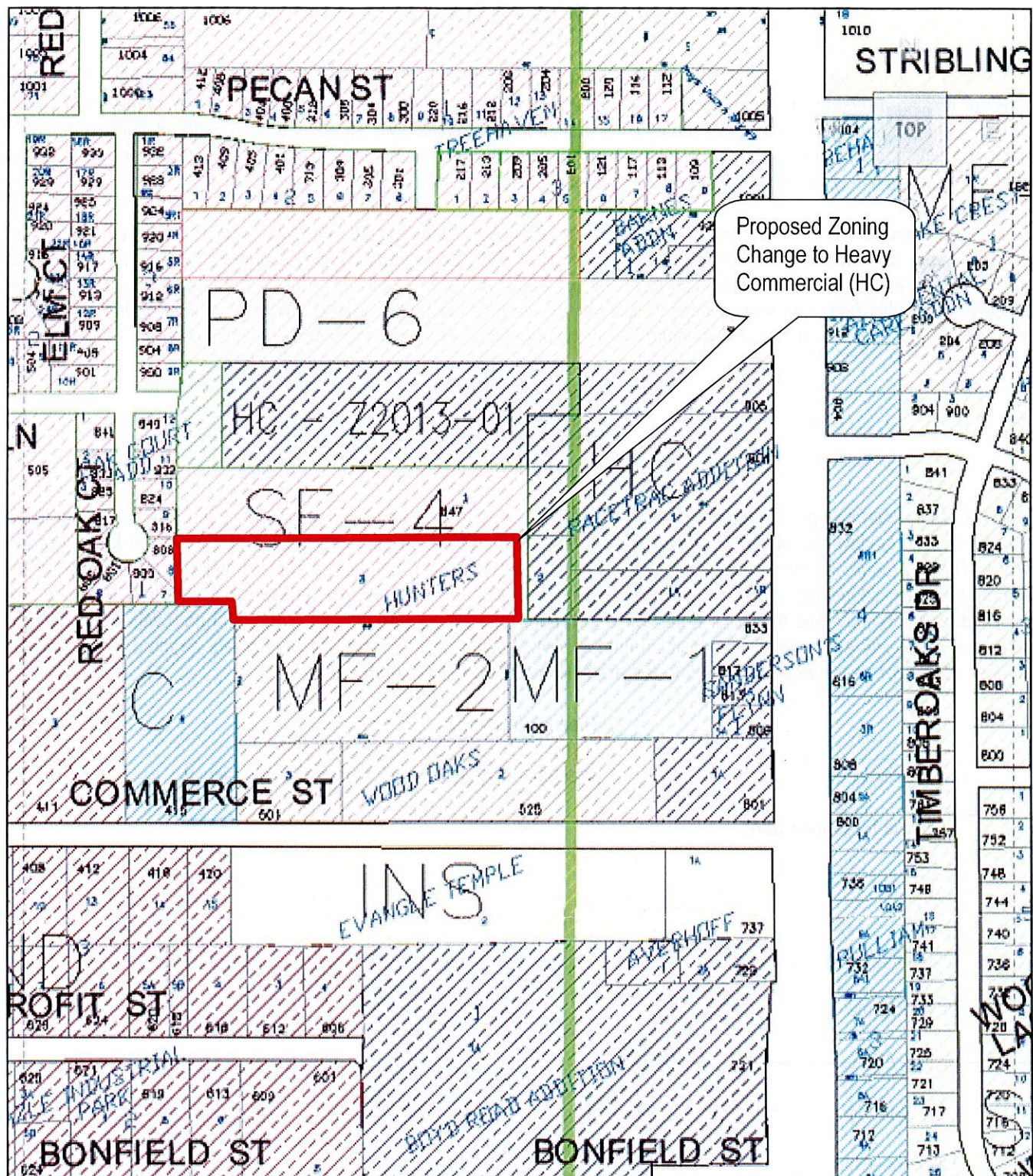
Mailing Address: _____

City, State Zip: _____

Telephone Number: _____

Physical Address of Property within 200 feet: _____

Zoning Change Location Exhibit



To whom it may concern from the residents of 801 Red Oak Ct-

Our reason for a "no" is due to many concerns- noise pollution, pollution itself, the uncompleted vacant commercial property available today and what the impact to clear these properties may have on our property value and or the impact to our families health.

Noise, pollution, and chemical or major concerns to us. I'm not certain of the science pertaining to our property. I just know these few things. There is an echo in this cul-de-sac and smells tend to linger longer than you'd like or expect without a breeze. I can hear manufacturing happening from Prophet Street. Often when the weather is nice, during business hours I get an unbelievable pitch sound that leaves ringing in my ear. It's annoying to my animals as well. I can only imagine what the removal of trees and land will do next but I do believe it would be worse.

Thank You-
Destiny Davis
Ryan Morris

Ryan Morris & Destiny Davis
801 Red Oak Ct
Arlene TX 76020

817 298 4786 Destiny
817 897 0680 Ryan

NOTICE OF PUBLIC HEARING

Z2023-03

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In favor of request

Neutral to request

Opposed to request

Reasons for Opposition:

Signature: _____

Printed Name: _____

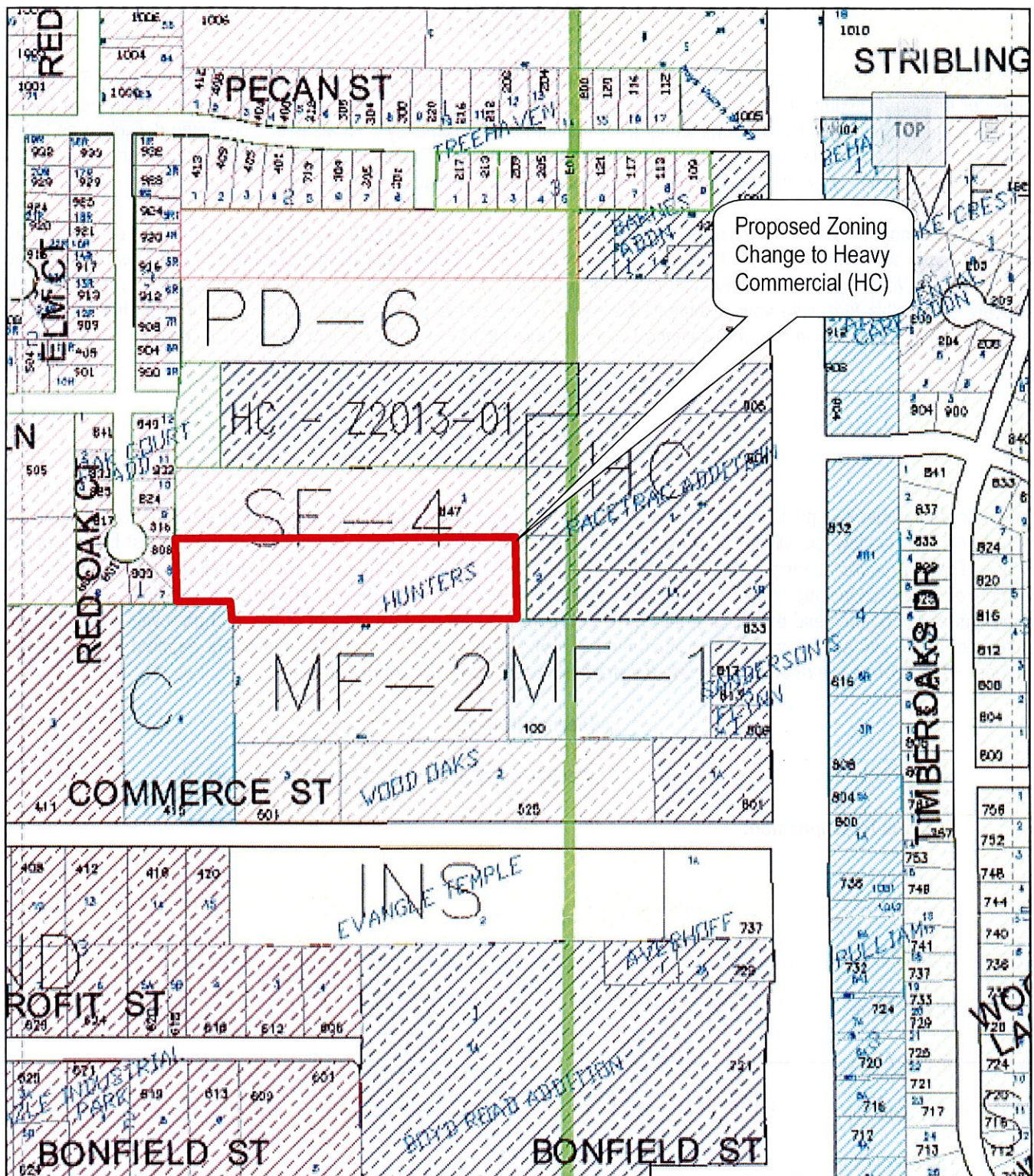
Mailing Address: _____

City, State Zip: _____

Telephone Number: _____

Physical Address of Property within 200 feet: _____

Zoning Change Location Exhibit



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Azle, Texas 76098
Attn: David Hawkins, AICP

The process includes two public hearings designed to provide opportunities for citizen involvement and comment. Prior to the public hearings, landowners within two hundred (200) feet of the subject property are notified of the request by way of this notice. The first public hearing is held before the Planning and Zoning Commission. The Commission is informed of the percent of responses in support and in opposition. Second, the petition is forwarded to the City Council for final action. Should the Commission recommend denial, or if the owners of more than twenty (20) percent of the land area within two hundred (200) feet of the site submit written opposition, then six out of seven votes of the City Council are required to approve the request. **These forms are used to calculate the percentage of landowner opposition.**

Please circle one:

☒ In favor of request

☐ Neutral to request

☐ Opposed to request

Reasons for Opposition:

Signature: 

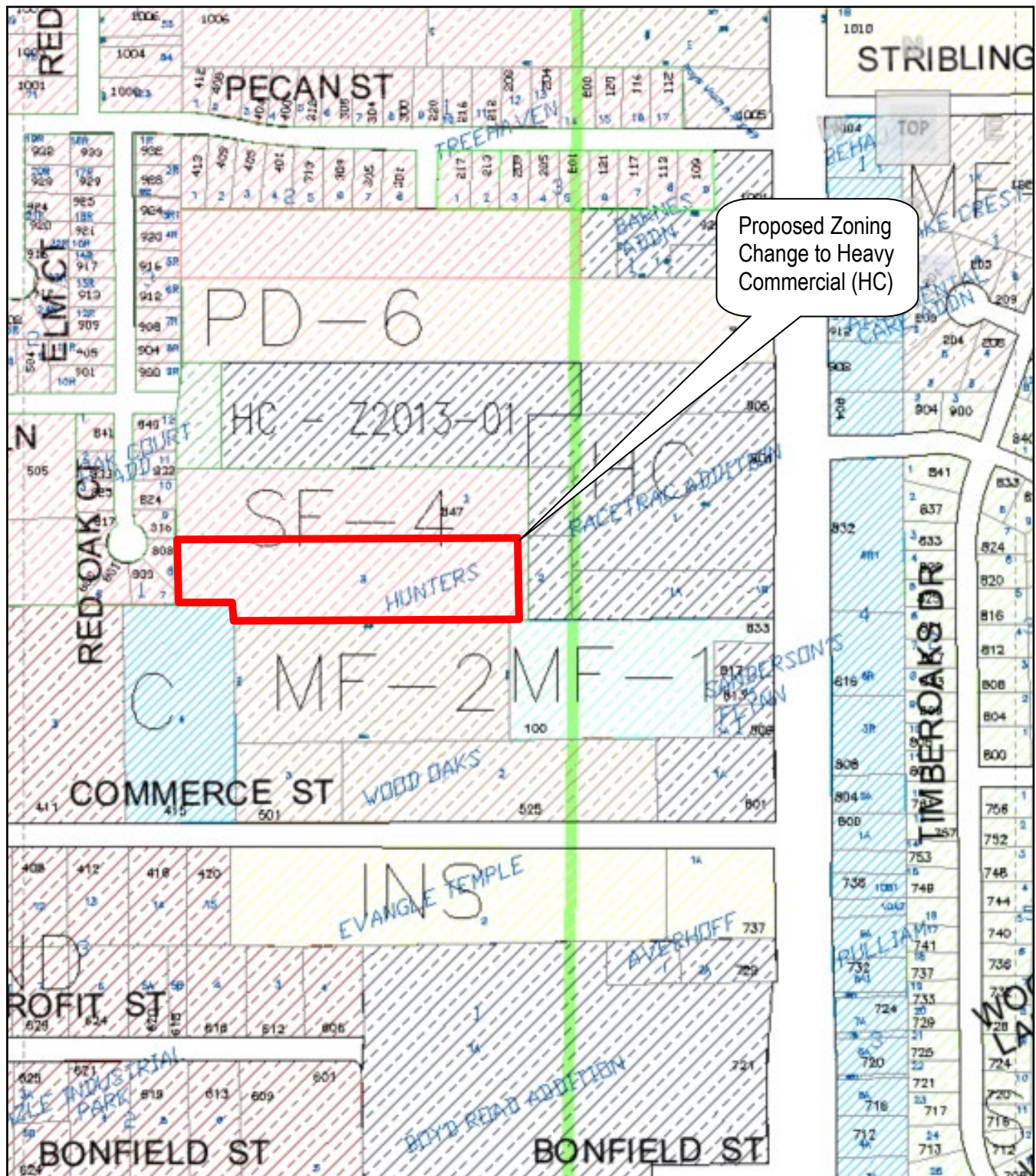
Printed Name: Raymond W. Jordan

Mailing Address: PO Box 281

City, State Zip: Huist, TX 76053

Telephone Number: 817-3600523

Physical Address of Property within 200 feet: Lot 2, Block 1 Racetrac Addtn.
(no address)



SECTION 4 - ZONING DISTRICTS REGULATIONS

4.10 PERMITTED USE SCHEDULE:

PERMITTED USES	AG	LFO	E-1	E-2	E-3	SF-1	SF-2	SF-3	SF-3.5	SF-4	SF-5	SF-MHP	MD-1	MD-2	MF-1	MF-2	O	CBD	INS	C	HC	IND
Residential Uses																						
Agriculture activity	P																					
Livestock	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1	L1						
Single-family detached	P	P	P	P	P	P	P	P	P	P												
Two family/duplex													P	P	P	P						
Accessory dwellings																		L4				
HUD-code manufactured homes										L2	P	P										
Community homes for the disabled	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P						
Multifamily 3 or more units													S	S	P	P						
Home occupation	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P						
Group homes/halfway house	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S						
Accessory buildings	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3	L3						
Educational Uses																						
Public schools	P	P	P	P	P	P	P	P	P	P	P		P	P	P	P	P	P	P	P	P	P
College or university																	P	P	P	P	P	P
Private school														S	S	S	S	S	P	S	S	S
Trade school																	S	S	P	S	P	P

Adult or child day-care																	S	P	P	P	P	P
Child day-care 12 children or less	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S							
Institutional Uses																						
Basic utilities	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Churches	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Community service	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Conference/convention centers																	S	S	P	S	P	P
Cemeteries																			P			
Elderly housing															P	P			P			
Hospital																			P	P	P	
Medical centers																	P	P	P	P	P	P
Parks and recreation (public or private)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Wind generator (building mounted)																	L5	L5	L5	L5	L5	L5
Wind generator (free standing monopole)	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6	L6
Commercial Uses																						
Auto and RV sales																				P	P	
Bar																	S		S	S	S	
Bed and breakfast	S	S	S	S	S												S					
Broadcasting or production studio																			P	P	P	

Car wash																			S	P	P	
Commercial parking lots																P	P	P	P	P	P	
Equestrian facilities	P																					
Equipment rental																				P	P	
Free standing emergency medical care facility/urgent care																L12	L12	L12	L12	L12	L12	
Hotel /motel																S	S	S	P	P	P	
Indoor recreation																	P	P	P	P	P	
Laundry facilities																			S	P	P	
Major event entertainment	S																		P	P	P	
Medical laboratories																P	P	P	P	P	P	
Movie theaters																			P	P	P	
Outdoor recreation	P																		P	P	P	
Private club																	S		S	S	S	
Professional services and offices																P	P	P	P	P	P	
Quick vehicle servicing																	P		P	P	P	
Restaurant																P	P	P	P	P	P	
Retail sales and service																S	P	P	P	P	P	

RV camp ground/park																				S	S	
Scientific research																	P	P		P	P	P
Sexually oriented business																						S
Temporary construction office	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8	L8
Vehicle repair																					P	P
Industrial Uses																						
Bakeries																		P		P	P	P
Construction material sales																					P	P
Construction equipment sales/storage																						P
Distribution center																				P	P	P
Feed lots	S																					
Food processing	S																					S
Gas wells/oil wells	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S
Junk yards and auto wrecking																						S
Kennels	S																			L11	L11	L11
Manufacturing, light																		L7		L7	L7	P
Manufacturing, heavy																					L7	P
Manufacturing of nonodoriferous foods																						P

Motor freight terminal																						P
Printing/publishing																		P			P	P
Radio, tv or cellular towers																	S	S	S	S	S	S
Recycling business																					S	P
Sanitary landfills, commercial incinerators, transfer stations	S																					S
Self-service storage																					P	P
Temporary concrete batch plant	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P
Veterinary clinics	P																			P	P	P
Wholesale sales																				S	P	P
Wholesale nurseries	P																					
Wholesale storage and distribution																					P	P
Wrecker services and impound lots																	L9	L9	L9	L9	L9	L10

Service Uses

Barber, beauty & nail salon																	P	P		P	P	P
Dance studio																	P	P		P	P	P
Fitness facility																	P	P	P	P	P	P
Health studio																	P	P	P	P	P	P
Tattoo parlor																				P	P	P

Tanning Salon																		P		P	P	P
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- P - Permitted Use
- S - Specific Use Permit Required
- L - Permitted Use with designated limitations
- L1 - Live stock are permitted in accordance with [Chapter 2](#) of the City of Azle Code of Ordinances
- L2 - HUD-Code manufactured homes are allowed in the SF-4 district only when replacing an existing non-HUD Code trailer house.
- L3 - Accessory structures directly related to an agriculture function are allowed without a primary structure on platted land greater than 5 acres.
- L4 - Accessory Dwelling shall not exceed the total square footage of the primary use, including all ancillary uses. Accessory Dwelling are only allowed on properties with frontage on and addressed from Main Street. Accessory Dwellings must be attached to the structure housing the primary use. Only 1 Accessory Dwelling is allowed per platted lot[.]
- L5 - Building mounted wind generators may not extend higher than ten (10) feet above where the wind generator is mounted on the building. The height shall be measured from the base of the wind generator where it is mounted on the building to the highest point of the arc of the blades' elevation. If the wind generator does not use blades, then height is measured from the base of the wind generator where it is mounted on the building to the highest point of the wind generator.
- L6 - Lots where the proposed wind generators will be located shall have a minimum lot area of two (2) acres. A maximum of one (1) wind generators is permitted by right. Wind generators shall be located a minimum of 150 feet from the property lines. Multiple wind generators are permitted only with approval of a SUP. The maximum height of a wind generators shall not exceed the maximum height of a structure per the zoning district without an SUP[.]
- L7 - No outside storage of materials is allowed. No measurable increase in ambient sound shall be detectable at the property line.
- L8 - Temporary Construction Office may be erected 30 days prior to construction activities and shall be removed within 10 days of completion of construction activity[.]
- L9 - No vehicle storage allowed[.]
- L10 - A maximum of 30 vehicles may be stored[.]
- L11 - A minimum separation of 500' from any outdoor kennel or run shall be maintained to any adjacent residential use.
- L12 - A minimum separation of 300' shall be maintained to any adjacent residential use[.]



Presenter: Tom Muir, City Manager

Agenda Item: "No littering" signs

Background and Explanation:

Mayor Pro Tem Goode requested a discussion item regarding placing "no littering" signs around town.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

None



Presenter: Tom Muir, City Manager
Agenda Item: Azle Beautification Committee

Background and Explanation:

Mayor Pro Tem Goode has requested a discussion item regarding the creation of the Azle Beautification Committee.

Board/Commission/Committee Recommendation:

N/A.

Staff Recommendation:

N/A.

Attachments:

None