



CITY OF LAKE WORTH

CITY COUNCIL REGULAR MEETING AGENDA

**CITY HALL, COUNCIL CHAMBERS
3805 ADAM GRUBB
LAKE WORTH, TEXAS 76135
TUESDAY, FEBRUARY 20, 2024**

CITY COUNCIL REGULAR MEETING: 6:30 PM

- A. CALL TO ORDER**
- B. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE AMERICAN AND STATE FLAGS**
- C. ROLL CALL**
- D. CITIZENS PRESENTATION/VISITOR COMMENTS**

The City Council is always pleased to have citizens attend its meetings and welcomes comments during the Citizen/Visitor Comments section of the meeting; however, pursuant to the Texas Open Meetings Act, Council cannot deliberate or vote on issues not posted on the agenda. Therefore, those types of items must be posted 72 hours prior to the City Council meeting. If it is not posted, no deliberation between Council members may occur; Council may only respond with specific factual information or recite existing policy. Pursuant to Section 551.007 of the Texas Government Code, citizens wishing to address the Council for items listed as public hearings will be recognized when the public hearing is opened. For citizens wishing to speak on a non-public hearing item, they may either address the Council during the Citizen Comments portion of the meeting or when the item is considered by the City Council. If you wish to address the Council, speakers are requested to fill out a "Public Meeting Appearance Card" and present it to the City Secretary, prior to the presiding officer calling the meeting to order. Comments will be limited to three (3) minutes per speaker and (6) minutes for those with a translator.

- E. REMOVAL OF ITEM(S) FROM CONSENT AGENDA**
- F. CONSIDER APPROVAL OF CONSENT AGENDA ITEMS** Consent items are deemed to need little Council deliberation or has already been deliberated at a previous meeting and will be acted upon as one business item. Any member of the City Council may request that an item be withdrawn from the Consent Agenda and placed before the City Council for full discussion. Approval of the Consent Agenda authorizes the City Manager, or a

designee, to implement each item in accordance with staff recommendation.

- F.1 Consider approval of the minutes of the January 16, 2024 Regular City Council meeting.
- F.2 Consider approval of finance reports for the month of January 2024 .
- F.3 Consider approval of Ordinance No. 1276, adopting a budget amendment to the original budget of the City of Lake Worth for fiscal year 2023-2024 for the General Fund.
- F.4 Approve the renewal of a five (5) year Interlocal Cooperation Contract with the Department of Public Safety to participate in the Failure to Appear Program.
- F.5 Consider approval of an amendment to Attachment A of Section 5(b) which entitles Other Rate Adjustments of the Exclusive Franchise Agreement for Solid Waste Collection and authorizing a 4% aggregate rate increase in solid waste disposal rates.
- F.6 Consider approval of a Landscape Maintenance Agreement with the Texas Department of Transportation for the Green Ribbon Landscape Enhancement project and authorize the City Manager to execute the agreement.
- F.7 Consider ratifying purchase order number 240037 with Emkey Heating and Air for the emergency purchase of a 10-ton gas pack unit for the Multipurpose facility in the amount of \$22,750.
- F.8 Consider approval of an agreement between the City of Lake Worth and Community Link Mission, Inc. for operation and promotion of a Farmers Market to be held at 7005 Charbonneau Road through December 31, 2024 in an amount not to exceed \$29,000 and authorize the City Manager to execute the agreement.

G. PUBLIC HEARINGS

- G.1 Public Hearing to consider Ordinance No. 1277, which is Planning & Zoning Case No. PZ-2024-01, an ordinance amending Ordinance No. 1169, the Comprehensive Zoning Ordinance of the City of Lake Worth by amending Article 14.04 "Districts, Land Uses and Nonconforming Uses", Section 14.04.003 "Table of uses" to amend Convenience Store, No Fuel and Convenience Store and Fuel Station to require a "CUP" Conditional Use Permit in the "C" Commercial and "HC" Highway Corridor Districts.
- G.2 Public Hearing to consider Ordinance No. 1278, which is Planning & Zoning Case No. PZ-2024-02, an ordinance amending the 2035 Future Land Use Plan from "Single Family Residential" to "Commercial" for approximately 2.5748-acres of land described as Block 13R, Lot 1B, Boat Club Estates and more commonly known as 6108 Azle Ave, Lake Worth, Texas and by amending the official 2035 Future Land Use Map to reflect such change.

- G.3 Public Hearing to consider Ordinance No. 1279, which is Planning & Zoning Case No. PZ-2024-03, an ordinance changing the zoning district classification from “PC” Planned Commercial to “C” Commercial for approximately 2.5748-acres of land described as Block 13R, Lot 1B, Boat Club Estates and more commonly known as 6108 Azle Ave, Lake Worth, Texas and by amending the official Zoning Map to reflect such change.
- G.4 Public Hearing to consider Planning & Zoning Case No. PZ-2024-04, regarding a site plan for approximately 1.033-acres of land described as Abstract 157, Tract 1F, Crawford Brown Survey, which is commonly described as 4308 Boat Club Rd, Lake Worth, Texas.

H. GENERAL ITEMS

- H.1 Discuss and consider approval of a contract with Imperial Construction for the construction of a new Fire Station located at 6620 Charbonneau Road in an amount not to exceed \$13,100,000 and authorize the City Manager to execute the contract.
- H.2 Discuss and accept the Lake Worth Fire Department 2023 Annual Report.
- H.3 Discuss and provide an update on Emergency Medical Services with MedStar, the Metropolitan Area Emergency Medical Services (EMS) Authority.
- H.4 Discuss and accept the Lake Worth Police Department's 2023 racial profiling report.

I. MAYOR AND COUNCIL ITEMS

J. EXECUTIVE SESSION

The City Council may enter into closed Executive Session as authorized by Chapter 551, Texas Government Code. Executive Session may be held at the end of the Regular Session or at any time during the meeting that a need arises for the City Council to seek advice from the city attorney (551.071) as to the posted subject matter of this City Council meeting.

The City Council may confer privately with its attorney to seek legal advice on any matter listed on the agenda or on any matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551, Texas Government Code.

J.1

Pursuant to Section 551.072: Deliberation regarding Real Property to discuss or deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

- 6620 Charbonneau Road and 6624 Charbonneau Road
- Lake Worth Heights Subdivision, Block 13, Lots 13, 14, 15, 16, 17, 18, 19, 20,

21, 22, 23 and 24

- Lake Worth Heights Subdivision, Block 14, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18
- Lake Worth Heights Subdivision, Block 16R, Lots 39, 40, 41, 42 and 43

J.2

Pursuant to Section 551.071: Consultation with City Attorney to seek legal advice regarding Civil Action No. 4:22-CV-00930; Juanita Ramirez, personally and as the Personal Representative of the Estate of Estevan Ramirez vs. City of Lake Worth, Texas, and Jonathan Granado, United States District Court for the Northern District of Texas Fort Worth Division.

K. EXECUTIVE SESSION ITEMS - CITY COUNCIL MAY TAKE ACTION ON ANY ITEMS DISCUSSED IN EXECUTIVE SESSION LISTED ON THE AGENDA

L. ADJOURNMENT

All items on the agenda are for discussion and/or action.

Certification

I do hereby certify that the above notice of the meeting of the Lake Worth City Council was posted on the bulletin board of City Hall, 3805 Adam Grubb, City of Lake Worth Texas in compliance with Chapter 551, Texas Government Code on **Friday, February 16, 2024 at 3:00 p.m.**

Holly Fimbres, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (817) 237-1211 ext. 105 for further information.