



NOTICE OF A PUBLIC MEETING

AN AGENDA OF A REGULAR MEETING OF THE CITY COUNCIL CITY OF WHITE SETTLEMENT, TEXAS

6:30 PM – April 5, 2022

City Hall – Council Chambers

214 Meadow Park Drive, White Settlement, TX 76108

The City of White Settlement City Hall is accessible to persons with disabilities. Specially marked parking spaces are available at both Meadow Park and Hanon Drive. Accessible entry is available at the main entrance, which is located on the north side of the building. If additional assistance is needed to observe or comment, please notify the City Secretary at 817-246-4971 x203 at least 24 hours prior to the meeting. Recordings of Planning and Zoning Commission meetings are available for copies beginning on the Tuesday after each meeting.

As a courtesy to those in attendance, please place your cell phone on "silent" or "vibrate".

Food and drink are not allowed in council chambers.

Thank you!

CALL TO ORDER

INVOCATION / PLEDGE OF ALLEGIANCE

CITIZEN PARTICIPATION

The purpose of this item is to allow citizens an opportunity to address the City Council on items that are not listed on the agenda, as well as any consent agenda, executive session, or workshop items. Any person desiring to make a public comment must first fill out a speaker request form, and be recognized by the presiding officer. Individual citizen comments are limited to three minutes. The City Council has no obligation to respond in any manner to comments or questions from the public. Any response from a member of the City Council to comments on items not listed on the agenda is limited to a statement of specific factual information, a recitation of existing policy, or direction to staff to place the subject on the agenda for a future City Council meeting.

PRESENTATIONS

MAYOR / COUNCIL MEMBER PRESENTATIONS:

1. Presentation of Child Abuse Prevention Month Proclamation.
2. Presentation of Certificate of Completion to Jeffrey James, City Manager and Rich Tharp, Community Services Director, for completing the NCTCOG 2021/2022 New and Emerging Finance Director's Program.
3. Present Finance with Certificate of Recognition for Budget Preparation.

STAFF PRESENTATIONS:

4. Presentation on Landbanking to Support Critical Regional Infrastructure by Dan Kessler, Assistant Director of Transportation for North Central Texas Council of Governments (NCTCOG).
5. The City Manager's presentation of items of community interest, including the introduction of Police Chief Christopher Cook.

CONSENT AGENDA

All items on the Consent Agenda are routine or previously discussed items and will be approved with one motion; however, should a member of the City Council wish to discuss any item, said item may be removed from the Consent Agenda and considered under Deliberation Agenda.

6. Approval of City Council meeting minutes:

- a. March 1, 2022

- b. March 5, 2022
- c. March 16, 2022
- 7. Acknowledge and confirm the appointment by City Manager Jeff James, appointing Christopher Cook as the White Settlement Police Chief.
- 8. Acknowledge receipt of Monthly Financial Statements for FY 21-22 as of February 28, 2022.
- 9. Acknowledge receipt and accept resignation of Council Member Place 4, Eddie Delgado, effective immediately.
- 10. Approving findings of fact and action approving contract with Linebarger Goggan Blair & Sampson, LLP.

DELIBERATION AGENDA

ADMINISTRATIVE:

- 11. Discuss and consider an Ordinance calling for a Special Election to Fill a Vacancy to be held June 18, 2022; approving a joint election with other entities; providing for election to be contracted with Tarrant County; establishing procedures for election; and providing an effective date.
- 12. Discuss and consider a resolution establishing future plans for Splash Dayz Waterpark.
- 13. Discuss and consider a resolution authorizing an Interlocal Agreement for Landbanking to Support Critical Regional Infrastructure.

PUBLIC WORKS:

- 14. Discuss and consider an amendment to the Capital Improvement Plan by amending the Kimbrough Street Professional Services Agreement by adding the remaining northern section of Kimbrough from Wyatt Drive to Sandell Drive at a cost of \$195,262.00

EXECUTIVE SESSION

- 15. Pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, the City Council may convene into Executive Session to deliberate regarding the following matters:

Sec. 551.071 Consultation with Attorney: The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the city attorney about any matters listed on the agenda

ADJOURNMENT

Notice posted on the 1st day of April, 2022, on the City Hall bulletin board at 214 Meadow Park Drive, White Settlement, Texas by 8:00 p.m.

Amy Arnold, TRMC, CMC

City Secretary

NOTICE OF A PUBLIC MEETING

Notice is hereby given that a meeting of the City of White Settlement, Texas, will be held on April 5, 2022 at 6:30 p.m. for the purpose of considering and taking action on all matters on the agenda for the meeting, including approval of an agreement with the law firm of Linebarger Goggan Blair & Sampson, LLP as special counsel to perform all legal services necessary to collect unpaid fines, fees and court costs as provided in Texas Code of Criminal Procedure Article 103.0031 along with other miscellaneous debts and authorizing the execution of such agreement.

The agreement to be considered is necessary for the unpaid fines, fees, court costs and miscellaneous debts owed to the City of White Settlement (City) to be collected in the most effective manner. The City desires that such unpaid fines, fees, and court costs be collected as provided in the Texas Code of Criminal Procedure.

The Linebarger Goggan Blair & Sampson, LLP firm is fully qualified to provide this representation, being the largest law firm specializing in the collection of governmental receivables in the State of Texas, as well as the United States, and having been engaged in this specialized legal service for more than 40 years. In addition, the Linebarger Goggan Blair and Sampson, LLP firm possesses infrastructure and technology, such as call center technology, that the City does not currently possess.

Linebarger Goggan Blair & Sampson, LLP has represented the City for the past 23 years with competence and professionalism, in the collection of unpaid fines, fees, court costs, and miscellaneous debts.

The specialized legal services required by this agreement cannot be adequately performed by the attorneys and supporting personnel of the City due to the high cost of implementing the appropriate infrastructure and technology and employing sufficient in-house attorneys and staff with the level of experience and competence necessary to perform these activities.

Linebarger will be compensated on a contingent fee basis as provided in Texas Code of Criminal Procedure Article 103.0031. This Article specifically provides for an additional collection fee in the amount of 30 percent in certain cases to compensate collection attorneys. Compensation for miscellaneous debts will be based on total dollars recovered for the City and equals 15.00% of the recovery. A contract to pay inside or outside attorneys on an hourly basis would represent an additional cost to the City.

Entering into the proposed agreement is in the best interests of the residents of the City because the unpaid fines, fees, court costs, and miscellaneous debts will be professionally and competently collected without the additional costs to the City of implementing infrastructure and technology, and employing in-house personnel or paying outside counsel on an hourly fee basis which would otherwise be required.