



David A. Rettig, Mayor
Rena Hardeman, Council Place 1
Jimmy Lambert, Council Place 2

Brian Montini, Mayor Pro Tem, Council Place 3
Roger Sessions, Council Place 4
Danny Simpson, Council Place 5

**Town Council
Special Meeting Minutes
Tuesday, April 7, 2020 at 6:30 pm**

1. Mayor David Rettig called the special meeting to order at 6:33 pm., quorum present via teleconference
Mayor Rettig gave the Invocation

Council Members present: David Rettig, Rena Hardeman, Jimmy Lambert, Brian Montini, Roger Sessions, Danny Simpson
Staff present: Drew Corn, Town Administrator; Nathan Reddin, Development Director; Tara Barton, Communications-Marketing Coordinator; John Zagurski, Finance Director; and Shirley Rogers, Town Secretary
Consultants present: Ashley Dierker, Legal Counsel; Terry Morgan, Legal Counsel; Andy Messer, Legal Counsel

2. Regular Items

- A. Council Member Simpson made the motion to approve Temporary Use Permit for a temporary building to be occupied by Lamar National Bank and placed on a site within Northlake Commons approximately 250 feet north of FM 407 near 1500 Commons Circle, and zoned Mixed-Use Planned Development (MPD). Lamar National Bank is the applicant. Office Equity Solutions is the owner. Case # TUP-20-003. 2nd by Council Member Sessions

Vote: motion passed
For: Simpson, Sessions, Montini
Against: Hardeman, Lambert

- B. Mayor Pro Tem Montini made the motion to approve the Town Council meeting minutes of 2-27-20. 2nd by Council Member Lambert

Vote: motion passed unanimous
For: Montini, Lambert, Hardeman, Sessions, Simpson
Against: none

- C. Mayor Pro Tem Montini made the motion to approve the Town Council meeting minutes of 3-26-20. 2nd by Council Member Lambert

Vote: motion passed unanimous
For: Montini, Lambert, Hardeman, Sessions, Simpson
Against: none

- D. Mayor Pro Tem Montini made the motion to approve Resolution No. 20-9 authorizing continued participation with the Steering Committee of Cities served by Oncor and authorizing the payment of seven cents per capita to the steering committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company LLC. 2nd Council Member Lambert

Vote: motion passed unanimous
For: Montini, Lambert, Hardeman, Sessions, Simpson
Against: none

3. Mayor Rettig convened the Council into Executive Session at 6:55 pm to discuss the items listed below:

Pursuant to Texas Government Code, annotated, Chapter 551 Subchapter D:

- a. Section 551.071 authorizes a governmental body to consult with its attorney in an executive session to seek his or her advice on a legal matter. It provides as follows: A governmental body may not conduct a private consultation with its attorney except: (1) When the governmental body seeks the advice of its attorney about: (a) pending or contemplated litigation; or (b) a settlement offer; or (2) on a 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 this chapter. The Town Council may adjourn into executive session for consultation with the Town Attorney regarding:

- (i) Legal advice on any matter related to any posted agenda item;
- (ii) Legal advice related to Ridgeview Estates development options;
- (iii) Pending or contemplated litigation;
- (iv) Supreme Court of Texas - Town of Northlake vs City of Justin. No. 18-0651;
- (v) Matters in which the duty of the Town's attorneys to the Town Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act regarding two interlocal agreements with the City of Fort Worth;
- (vi) Case # FP 18-020 considered by the Town at the January 24, 2019 Town Council meeting;
- (vii) Potential litigation related to Eagleton and Applewood road failures;
- (viii) Potential litigation related to Dale Earnhardt Way road failures.

Mayor Rettig reconvened the Council into open session at 8:06 pm.

The following action was taken:

- E. Mayor Pro Tem Montini made the motion to adopt the ETJ Transfer Agreement and the Interlocal Amendment as presented, with an amendment to the ETJ Agreement, Article 1, section C.1(1) (page 6), as staff has recommended in order to resolve an ambiguity, by substituting the following language for the section: "(1) That portion of parcel 1 which was not annexed by Northlake (parcel 1A); all of parcel 2; and parcel 3A (parcel 3 exclusive of parcel 6), as more particularly described and depicted in Exhibits 2, 6, 7, 9 and 15-17. 2nd by Council Member Simpson

Vote: motion passed
For: Montini, Simpson, Sessions, Lambert
Against: Hardeman

F. Mayor Pro Tem Montini made the motion to approve Amendment #1 to CSC No. 23201 Agreement between the City of Fort Worth and Town of Northlake. 2nd by Council Member Simpson

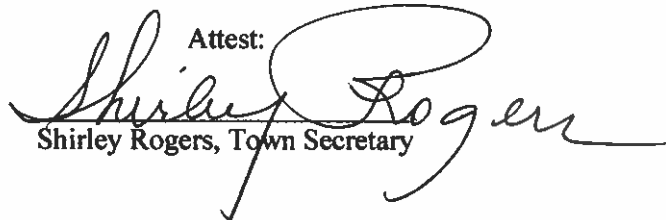
Vote: motion passed
For: Montini, Simpson, Sessions, Lambert
Against: Hardeman

4. By general consent, Mayor Rettig adjourned the meeting at 8:09 pm

Passed and approved on this the 23rd day of April 2020

Town of Northlake, Texas


David Rettig, Mayor

Attest:

Shirley Rogers, Town Secretary



