



**SEAGOVILLE, TEXAS
CITY COUNCIL MEETING
AGENDAS
MONDAY, MARCH 6, 2017**

**City Council Chambers, City Hall
702 N. Hwy 175
Seagoville, Texas 75159**

WORK SESSION – 6:30 P.M.

Call to Order

- A. Discuss new city council agenda packet delivery system.**
- B. Discuss regular session agenda items.**

Adjourn

REGULAR SESSION – 7:00 P.M.

ROUTINE ANNOUNCEMENTS, RECOGNITIONS, and PROCLAMATIONS

Call to Order

Invocation

Pledge of Allegiance

Proclamations

- 1) Recognize Seagoville North Elementary 1st Place and 6th Place students in the Destination Imagination Program (Epps)**
- 2) Recognize Destination Imagination Volunteer Michelle Huddleston (Epps)**
- 3) Hemophilia Awareness Month (Magill)**

Mayor's Report

Citizens Public Comment Period for Posted Agenda Items- Each speaker will be allowed six (6) minutes to address the council on any item on the agenda except for Public Hearing items. Those wishing to speak shall submit a Speaker Request Form to the City Secretary.

CONSENT AGENDA- The Consent Agenda contains items which are routine in nature and will be acted upon in one motion.

- 1. Consider approving City Council meeting minutes for February 6, 2017. (City Secretary)**

2. Consider approving a resolution authorizing Dallas County to resell tax foreclosed properties located at 410 Riley Drive, Seagoville, Texas, by public or private sale, to the highest qualified purchaser, as provided by Section 34.05 of the Texas Property Tax Code (City Manager)

REGULAR AGENDA-

3. Receive and discuss *State of The District* report presented by Dallas ISD Trustee Jaime Resendez (Mayor Pro Tem Hernandez)
4. Receive update report from James Forbes with Pipeline Analysis, LLC regarding the Capacity Management Overflow Maintenance (CMOM) and the Sanitary Sewer Evaluation Project for the Stafford area (City Manager)
5. Conduct a public hearing, discuss and consider approving an ordinance amending Planned Development Revised-2 (PDR-2) changing the zoning to Planned Development Revised-3 (PDR-3) to allow for an amendment to the development standards for Lot 3 of the Best Western/Seagoville Addition being approximately 1.0 acre located on the northeast side of US Highway 175 at Cain Street, more commonly known as 1920 North U.S. Highway 175, and amend the Comprehensive Land Use Plan. (Z2017-01) (Community Development, Barr)
6. Conduct a public hearing, discuss and consider approving an ordinance amending Chapter 25.02, Zoning Ordinance, of the city's Code of Ordinances, (as well as any other applicable sections if necessary): Division 15 (LR Local Retail District Regulations), Section 25.02.351; and Division 26 (Special Uses), Section 25.02.631, to remove wedding service and mortuary uses from the permissible uses for Local Retail districts; and to provide that wedding services/event centers and mortuary uses are permitted only when located in stand-alone buildings with a Special Use permit; and amending the zoning ordinance to include definitions for wedding services, event center and mortuary uses. (Z2017-02) (Community Development, Barr)
7. Receive financial report from the City of Seagoville Finance Director and discuss FY 2015-2016 (Finance)
8. Receive financial report from the City of Seagoville Finance Director and discuss the first quarter of FY 2016-2017 (Finance)
9. Discuss and consider approving an ordinance amending the Fiscal Year 2017 municipal budget (Finance)
10. Discuss and consider approving a resolution cancelling the May 6, 2017 city council election (City Secretary)

Analizar y considerar la aprobación de una resolución cancelando el 6 de mayo de 2017 elección del consejo de la ciudad (City Secretario)

11. **Discuss and consider approving an ordinance amending the Code of Ordinances, Chapter 1, General Provisions, Article 1.01, Subsection 1.01.008 Supplementation of Code, to provide the City Secretary authority to supplement the Code of Ordinances at least once per year and at additional times as determined necessary (City Secretary)**
12. **Discuss and consider approving a resolution declaring the city's opposition to a revenue cap proposed in Senate Bill 2 which is under consideration by the State Legislature (Mayor)**
13. **Discuss annexation of extraterritorial jurisdiction (ETJ) areas of the City of Seagoville to include a presentation from the city attorney (Councilmember Fruin)**
14. **Receive Councilmember Reports/Items of Community Interest- as authorized by Section 551.0415 of the Texas Government Code.**
15. **Receive Citizen Comments – Citizens may speak 6 minutes each on any matter not on the agenda, other than personnel matters or matters under litigation. The council may not discuss these items, but may respond with factual data or policy information, or place the item on a future agenda. Those wishing to speak shall submit a Speaker Request Form to the City Secretary.**
16. **Future Agenda Items – Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.**
17. **Executive Session**
 - A. **Council shall convene into a closed executive session pursuant to Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, to wit: City Secretary.**
18. **Reconvene Open Session**
 - A. **Any action as a result of executive session regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, to wit: City Secretary.**

Adjourn

Posted Thursday, March 2, 2017 by 5:00 P.M.


Christie Wilson, Interim City Secretary



As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

The City of Seagoville does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. If you have a request for services that will make this program accessible to you, please contact the City of Seagoville at least 72 hours in advance at (972) 287-6819. (TDD access 1-800-RELAY-TX)

DATES TO REMEMBER

- **Monday, March 20, 2017 is the next City Council meeting.**



Mayoral Proclamation

WHEREAS, the purpose of **Destination Imagination** is to inspire and equip students to become the next generation of innovators and leaders; and

WHEREAS, approximately 20,000 youth make friends and learn the creative process through the program every year, and 12,000 volunteers support the program; and

WHEREAS, this year **Seagoville North Elementary School 5th grade girls** placed 1st at Destination Imagination Regional Competition and will compete at the State Competition in Lubbock on April 7-8, 2017; and

WHEREAS, this distinct group of young ladies called themselves the **Seagoville H2o Kids**, and created an outreach program aimed at reducing the amount of plastic drinking water bottles in our landfills and that litter our streets; and

WHEREAS, through their program they encouraged people to use water faucets and drinking fountains rather than purchasing plastic drinking water bottles; and

WHEREAS, the **Seagoville H2o Kids** planned their program, conducted surveys and interviews, then executed their program better than any other team in the region.

NOW, THEREFORE, I, Dennis K. Childress, Mayor of the City of Seagoville, Texas and on behalf the Seagoville City Council, do hereby urge all citizens to join me in recognizing the achievement of the **Seagoville H2o Kids** and congratulate these young students as well and their sponsors and teachers.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Seagoville to be affixed this the 6th day of March, 2017.

Mayor Dennis K. Childress

The City of Seagoville, Texas



Mayoral Proclamation

WHEREAS, the purpose of **Destination Imagination** is to inspire and equip students to become the next generation of innovators and leaders; and

WHEREAS, approximately 20,000 youth make friends and learn the creative process through the program every year, and 12,000 volunteers support the program; and

WHEREAS, this year **Seagoville North Elementary School 5th grade girls** placed 6th at Destination Imagination Regional Competition; and

WHEREAS, this distinct group of young ladies called themselves the **Unique Girls Under Construction**, and created a program called **Show and Tech**; and

WHEREAS, the **Unique Girls Under Construction** program consisted of writing and producing a a play with an opening act and a headlining act by utilizing special effects and technology; and

WHEREAS, the **Unique Girls Under Construction** executed their program such that it earned them 6th place in the Regional Competition.

NOW, THEREFORE, I, Dennis K. Childress, Mayor of the City of Seagoville, Texas and on behalf the Seagoville City Council, do hereby urge all citizens to join me in recognizing the achievement of the **Unique Girls Under Construction** and congratulate these young students as well and their sponsors and teachers.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Seagoville to be affixed this the 6th day of March, 2017.

Mayor Dennis K. Childress
The City of Seagoville, Texas



Mayoral Proclamation

WHEREAS, the purpose of **Destination Imagination** is to inspire and equip students to become the next generation of innovators and leaders; and

WHEREAS, approximately 20,000 youth make friends and learn the creative process through the program every year, and 12,000 volunteers support the program; and

WHEREAS, the success of the students and personal accomplishment they feel by participating in such a program can largely be attributed to the sponsors and teachers who provide guidance and support; and

WHEREAS, **Michelle Huddleston**, Special Needs Teacher Assistant for Seagoville North Elementary School has been involved with the Destination Imagination for nine (9) years; and

WHEREAS, by utilizing her personal time and energy over the years, Michelle Huddleston has been instrumental in helping students to feel empowered and successful in the Destination Imagination Program.

NOW, THEREFORE, I, Dennis K. Childress, Mayor of the City of Seagoville, Texas and on behalf the Seagoville City Council, do hereby recognize Michelle Huddleston for her dedication and service to the children of our community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Seagoville to be affixed this the 6th day of March, 2017.

Mayor Dennis K. Childress

The City of Seagoville, Texas



Mayoral Proclamation

WHEREAS, in 1986 President Ronald Reagan designated the month of March as *Hemophilia Awareness Month* in order to bring awareness and attention to those living with a bleeding disorder; and

WHEREAS, *Hemophilia Awareness Month* helps to bring public awareness about bleeding disorders and encourages the development of improved treatment; and

WHEREAS, in 2016 the US Department of Health and Human Services approved for inclusion on its National Health Observances calendar each March as Bleeding Disorders Awareness Month and expands upon the previous designation to include other forms of bleeding disorders; and

WHEREAS, the National Hemophilia Foundation is an organization whose purpose and goals are to educate and support those with and without bleeding disorders; and

WHEREAS, the City Council of the City of Seagoville would like to bring attention to hemophilia and other blood clotting disorders, and encourage its residents to educate themselves on this incurable disease.

NOW, THEREFORE, I, Dennis K. Childress, Mayor of the City of Seagoville, Texas do hereby proclaim the month of March as

HEMOPHILIA AWARENESS MONTH

in the City of Seagoville, Texas.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Seagoville to be affixed this the 6th day of March, 2017.

Mayor Dennis K. Childress
The City of Seagoville, Texas

Consent Agenda Item: 1

Meeting Date: March 6, 2017

Consider approving City Council meeting minutes for February 6, 2017 (City Secretary)

ITEM DESCRIPTION:

Approve work session and regular session city council meeting minutes for February 6, 2017.

BACKGROUND OF ISSUE:

N/A

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval.

EXHIBITS

February 6, 2017 Work Session Meeting Minutes
February 6, 2017 Regular Session Meeting Minutes



**MINUTES OF CITY COUNCIL
WORK SESSION
FEBRUARY 6, 2017**

The Work Session of the City Council of the City of Seagoville, Texas was called to order at 6:30 p.m. on Monday, February 6, 2017, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:

| | |
|------------------|---------------|
| Dennis Childress | Mayor |
| Jose Hernandez | Mayor Pro Tem |
| Rick Howard | Councilmember |
| Harold Magill | Councilmember |
| Mike Fruin | Councilmember |
| Jon Epps | Councilmember |

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Alexis Allen, Finance Director Patrick Harvey, Seagoville Economic Development Board Chair Don Cole, and Interim City Secretary Christie Wilson.

Call to Order

A. Discuss Regular Session Agenda Items

1. Consider approving City Council meeting minutes for January 9, 2017 (City Secretary)
2. Consider approving a resolution authorizing the city manager to execute an election services contract with Dallas County for the conduct of a joint election to be held May 6, 2017 (City Secretary)
Councilmember Hernandez inquired whether the city would have to pay anything on the joint election contract with Dallas County in the event the city cancels the election. City Manager Stallings responded there would be no expense.
3. Consider approving a resolution ordering the General Election to be held on May 6, 2017 (City Secretary)
4. Consider approving a resolution authorizing the Mayor to accept the Police Department's 2017 Racial Profiling Report (Police Chief)
Police Chief Ray Calverley advised the council that the 2017 Racial Profiling Report is concerning the 2016 calendar year. He stated that since 2002 all police departments create such a report pursuant to the requirements of Senate Bill 1074. A handout of the report was provided to each council member and will be submitted to The Texas Commission on Law Enforcement.

5. Consider approving a resolution authorizing the Mayor to execute a contract with the Dallas Area Agency on Aging for reimbursement of congregate meals, and a program grant for the Seagoville Senior Citizen Activities and Transportation Program (Library, Gant)

Library Director Liz Gant explained this is a renewal DAAA contract to continue congregate meals for seniors, as well as to provide some (\$25,000) of the operating costs of the Senior Center.

6. First Reading of a resolution authorizing the Seagoville Economic Development Corporation to enter into an economic development agreement with Sweet Dish LLC, concerning property located at 1920 North US Highway 175 (SEDC Chairman Cole)

SEDC Board Chair Don Cole explained this item is for a type of land grant to Sweet Dish. The criteria built into the agreement include that:

- 1) *the business must maintain five (5) employees [for 3 years]*
- 2) *they must invest \$550,000 into the business*
- 3) *they must generate at least \$5,000 in sales tax each year [for 3 years]*

Chairman Cole added that if in any of the first three years they do not generate the stated sales tax, they must pay back to the SEDC one-third of the property value (\$35,867.) In the event the company does not succeed the land would belong to the company but they must pay back the value of the land (\$107,600.) The SEDC also has the right of first refusal of the business. City Attorney Alexis Allen reviewed some of the contract points.

7. Discuss and consider approving a resolution awarding a bid and authorizing the city manager to execute an agreement with Good Earth Corporation for mowing maintenance of parks, medians, rights-of-way, and other green spaces for a term of one (1) year, and authorizing two (2) one (1) year extensions (City Manager)

Community Development Director Ladis Barr told the council that two (2) bids were received and reviewed the areas that will be mowed. Mr. Stallings said that last year the city budgeted \$83,000 for mowing and this year is basically the same. He pointed out that the original bid came in at \$233,000 so staff specifically selected areas that would accommodate the city's budget. He reviewed the areas that the city will continue to mow. There was brief discussion on frequency and it was noted that the city can add and delete as needed.

8. Discuss and consider approving a resolution authorizing the city manager to issue a purchase order and execute an agreement with C&M Concrete for repairs on Malloy Bridge Road, with pricing available through an Interlocal Cooperative Purchasing Agreement with the City of DeSoto (City Manager)

Ladis Barr told the council that portions of Kaufman Street need replacement. The city will use an Interlocal Agreement with DeSoto to get this work done for considerable less costs than from other vendors. It will be funded from the Street Maintenance fund.

9. Discuss and consider approving an ordinance amending the Code of Ordinances, Chapter 19 "Utilities", Article 19.02 Solid Waste, by repealing in its entirety and

replacing Article 19.02.008 Charges for Collection to provide new charges for the collection and disposal of solid waste within the city (Finance)

Finance Director Patrick Harvey reviewed the terms of the current contract with Republic Services that includes the ability to request a CPI rate increase this year. He explained the cost comparison of current and proposed rates. He added that the increase will be passed on to the city's customers. It was noted that the city absorbed previous rate increases for solid waste rather than passing it along to the customers.

Items 10, 11, and 12 were discussed collectively.

10. Discuss and consider approving a resolution in support of the Transportation Alternatives Set-Aside Program Project for the Mathis Street Sidewalk Project (City Manager)

11. Discuss and consider approving a resolution in support of the Transportation Alternatives Set-Aside Program Project for the Seagoville Road Sidewalk Project (City Manager)

12. Discuss and consider approving a resolution in support of the Transportation Alternatives Set-Aside Program Project for the Malloy Bridge Road Sidewalk Project (City Manager)

City Manager Stallings commended city staff member Jessica Sherman for her work on the grant applications and asked her to present to the council. The purpose of the resolutions is to affirm the city's support for these projects including a 20% match of the cost (\$145,200) of the new sidewalks. The total cost to replace the sidewalks is \$726,000. The deadline for submitting the applications is February 24, 2017 and award of the grants is expected in November or December of 2017. The city's expenditure would be spread out over more than one budget year. Jessica added that she is in the process of obtaining supporting documentation from members of the community and the affected elementary school to include in the application package.

13. Discuss, and consider authorizing the Seagoville Economic Development Corporation to award a bid and enter into a construction services contract for interior finish out and renovations at 103 North Kaufman Street (SEDC, Chairman Cole)

Chairman Cole told the council that "Going Postal" needs to be out of their current location by April 1st and this item is being requested in order to renovate an existing building downtown that would suit their relocation needs. He reviewed the various things that need to be upgraded. Once the building is occupied the SEDC will receive rental fees since the Corporation actually owns this building. Contacts have been made with three contractors and the SEDC is recommending they be authorized to spend up to \$95,000 to renovate the building. The SEDC will fund the project.

14. Second Reading of a resolution, conduct a public hearing, discuss and consider approval of a resolution authorizing the Seagoville Economic Development Corporation to enter into an economic development agreement with Sweet Dish LLC, concerning property located at 1920 North US Highway 175 (SEDC, Chairman Cole)

B. Police Department Annual Report on UCR Part I Crimes and Animal Shelter Statistics

Chief Calverley reviewed the report, noting that all Part I crimes are down from the previous year except for burglaries. He commended the police department staff for the reduction in crime. It was noted that Seagoville is one of the safest cities in Texas. Animal Services staff was commended for their dedication.

C. Board Member Attendance for Quarter Ending December 2016

The attendance reports were included on this agenda pursuant to the City Council Policies and Procedures. There was no discussion.

D. City Manager to Update the Council on City Secretary Hiring Process

City Manager Stallings told the council that eight (8) applications were received for the open position. Four (4) were selected to move forward in the process based on qualifications. Next there will be an on-line interview and a questionnaire for each to complete. Staff will meet with SGR again on February 21, 2017. The plan is to have the top three (3) candidates identified for council interviews in late March or early April.

Adjourn

APPROVED:

Mayor Dennis K. Childress

ATTEST:

Christie Wilson, Interim City Secretary



**MINUTES OF CITY COUNCIL
REGULAR SESSION
FEBRUARY 6, 2017**

The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:36 p.m. on Monday, February 6, 2017, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:

| | |
|------------------|-----------------------------------|
| Dennis Childress | Mayor |
| Jose Hernandez | Mayor Pro Tem (left at 7:53 p.m.) |
| Rick Howard | Councilmember |
| Harold Magill | Councilmember |
| Mike Fruin | Councilmember |
| Jon Epps | Councilmember |

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Alexis Allen, Finance Director Patrick Harvey, Seagoville Economic Development Board Chair Dr. Cole, and Interim City Secretary Christie Wilson.

REGULAR SESSION – 7:00 P.M.

ROUTINE ANNOUNCEMENTS, RECOGNITIONS, and PROCLAMATIONS

Call to Order

Invocation- Dr. Don Cole, First Baptist Church

Pledge of Allegiance

Proclamation- Poison Prevention Week (not read)

Mayor's Report- February 17, 2017 is the last day to file for city council election; February 20th there will be no council meeting [due to President's Day/city holiday]; March 6th is the next scheduled city council meeting.

Citizens Public Comment Period for Posted Agenda Items- *No speakers.*

CONSENT AGENDA- The Consent Agenda contains items which are routine in nature and will be acted upon in one motion.

- 1. Consider approving City Council meeting minutes for January 9, 2017 (City Secretary)**
- 2. Consider approving a resolution authorizing the city manager to execute an election services contract with Dallas County for the conduct of a joint election to be held May 6, 2017 (City Secretary)**
Considere la posibilidad de aprobar una resolución que autorice el gerente de la ciudad, para ejecutar un contrato de servicios electorales con el condado de Dallas para la realización conjunta de una elección que se celebrará el 6 de mayo de 2017 (Ciudad de la Secretaria)

3. Consider approving a resolution ordering the General Election to be held on May 6, 2017 (City Secretary)
Considere la posibilidad de aprobar una resolución ordenando la Elección General que se celebrará el 6 de mayo de 2017 (Ciudad de la Secretaria)
4. Consider approving a resolution authorizing the Mayor to accept the Police Department's 2017 Racial Profiling Report (Police Chief)
5. Consider approving a resolution authorizing the Mayor to execute a contract with the Dallas Area Agency on Aging for reimbursement of congregate meals, and a program grant for the Seagoville Senior Citizen Activities and Transportation Program (Library, Gant)

Motion to approve- Magill; second by Hernandez; motion passed with all ayes.

REGULAR AGENDA-

6. First Reading of a resolution authorizing the Seagoville Economic Development Corporation to enter into an economic development agreement with Sweet Dish LLC, concerning property located at 1920 North US Highway 175 (SEDC, Chairman Cole)

Mayor Childress read the entirety of the Resolution. No action required for this First Reading.

7. Discuss and consider approving a resolution awarding a bid and authorizing the city manager to execute an agreement with Good Earth Corporation for mowing maintenance of parks, medians, rights-of-way, and other green spaces for a term of one (1) year, and authorizing two (2) one (1) year extensions (City Manager)

Motion to approve- Epps; second by Howard; motion passed with all ayes.

8. Discuss and consider approving a resolution authorizing the city manager to issue a purchase order and execute an agreement with C&M Concrete for repairs on Malloy Bridge Road, with pricing available through an Interlocal Cooperative Purchasing Agreement with the City of DeSoto (City Manager)

Motion to approve Magill; second by Hernandez; motion passed with all ayes.

9. Discuss and consider approving an ordinance amending the Code of Ordinances, Chapter 19 "Utilities", Article 19.02 Solid Waste, by repealing in its entirety and replacing Article 19.02.008 Charges for Collection to provide new charges for the collection and disposal of solid waste within the city (Finance)

Motion to approve- Howard; second by Epps; motion passed with all ayes.

- 10. Discuss and consider approving a resolution in support of the Transportation Alternatives Set-Aside Program Project for the Mathis Street Sidewalk Project (Community Development)**

Motion to approve- Hernandez; second by Magill; motion passed with all ayes.

- 11. Discuss and consider approving a resolution in support of the Transportation Alternatives Set-Aside Program Project for the Seagoville Road Sidewalk Project (Community Development)**

Motion to approve- Hernandez; second by Epps; motion passed with all ayes.

- 12. Discuss and consider approving a resolution in support of the Transportation Alternatives Set-Aside Program Project for the Malloy Bridge Road Sidewalk Project (Community Development)**

Motion to approve- Hernandez; second by Howard; motion passed with all ayes.

- 13. Discuss, and consider authorizing the Seagoville Economic Development Corporation to award a bid and enter into a construction services contract for interior finish out and renovations at 103 North Kaufman Street (SEDC, Chairman Cole)**

Motion to authorize [the SEDC to enter into a construction contract] in an amount not to exceed \$95,000.00- Epps; second by Magill; motion passed with all ayes.

- 14. Second Reading of a resolution, conduct a public hearing, discuss and consider approval of a resolution authorizing the Seagoville Economic Development Corporation to enter into an economic development agreement with Sweet Dish LLC, concerning property located at 1920 North US Highway 175 (SEDC, Chairman Cole)**

Mayor Childress opened the public hearing at 7:48 p.m. Janelle Garcia [applicant] spoke in favor, adding that she and her husband are excited to have a business in this community and believes the business will be a destination location. With no other speakers, the Mayor closed the public hearing at 7:50 p.m. Mayor Childress read the Resolution for the second time. No further discussion.

Motion to approve- Hernandez; second by Howard; motion passed with all ayes.

- 15. Receive Councilmember Reports/Items of Community Interest- as authorized by Section 551.0415 of the Texas Government Code.**

Councilmember Epps commented on his visit to Seagoville North Elementary School. He was impressed with their report related to empty plastic water bottles and the volume that goes into landfills. Councilmember Magill encouraged residents to recycle. [Councilmember Hernandez left the meeting at 7:53 p.m.]

Consent Agenda Item: 2

Meeting Date: **March 6, 2017**

Consider approving a resolution authorizing Dallas County to resell tax foreclosed properties located at 410 Riley Drive, Seagoville, Texas, by public or private sale, to the highest qualified purchaser, as provided by Section 34.05 of the Texas Property Tax Code (City Manager)

ITEM DESCRIPTION:

Dallas County has submitted a request to the city of Seagoville requesting a council resolution authorizing the sale of property located at 410 Riley Dr.

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

Approve resolution.

EXHIBITS:

Request from Dallas County
Resolution authorizing sale of property.

Christie Wilson

From: Molita Powell <Molita.Powell@dallascounty.org>
Sent: Friday, February 24, 2017 1:13 PM
To: Christie Wilson; Patrick Stallings; Cindy Brown
Cc: Pam Easterling
Subject: Request for Consent to Sell Tax Foreclosed Property @ 410 Riley Drive, Seagoville
Attachments: ExhA-CityISDForm3-24-16_Riley410.pdf; Sheriffs Deed - 410 Riley, Seagoville.pdf

Dallas County is preparing for the resale of the above subject tax foreclosed property which is now in the ownership of the taxing authorities, as noted in attached Exhibit "A" and Sheriff's Deed. Pursuant to Section 34.05 of the Tax Code, Dallas County is requesting the taxing entities' consent to sell said property to the highest qualified purchaser by either public or private sale. We would appreciate your assistance in placing this item on the first available agenda.

After consideration, please let us know when to expect this item to be on your agenda and email the signed resolution with Exhibit "A" to us upon passage.

If you have any questions, please contact us.

Thank you for your assistance

Molita Powell
Dallas County Public Works
Property Division
214-653-6406



Sheriff's Deed

020717-49

**The State of Texas, }
County of Dallas.**

KNOW ALL MEN BY THESE PRESENTS:



201700054947

SHERIFF DEED 1/2

NOTICE OF CONFIDENTIALITY RIGHTS: "IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER."

THAT, WHEREAS, By virtue of a certain Order of Sale, issued out of the Honorable 162nd Judicial District Court, Dallas County, State of Texas, on 8th day of December, A. D. 2016 in and for Dallas County, Styled DALLAS COUNTY, ET AL, Plaintiff-versus- DORIS JEAN RILEY, TRUSTEE, Case No.TX-15-01174 Judgment date February 02, 2016 Combined W/04-31319-T-B, Judgment date is March 14, 2005. On a certain judgment and Decree of Foreclosure rendered on the 14th day March, A.D. 2005, and 2nd day of February, 2016, by said Court and directed and delivered to me as Sheriff of Dallas County, Texas, commanding me to seize and sell the real property described in said Order of Sale, I, Lupe Valdez, Sheriff, aforesaid, did upon the 20th day of December, A.D.,2016, execute said property described in said Order of Sale, by having notice of the time and place of such sale published in the English language, once a week for three consecutive weeks, preceding such sale, in the **DAILY COMMERCIAL RECORD** a newspaper published in said County, the first of said publications appearing not less than twenty days immediately preceding the day of said sale, and by **MAILING** a written notice of such sale to Doris Jean Rilev, Trustee, Defendant(s) and on the 1st Tuesday in February, A.D. 2017 it being the 7th day of the month, within the hours prescribed by law,(10:00 A.M.) sold said real property at public auction in the County of Dallas at the Courthouse door thereof, at which sale the real property herein after described was struck off to Dallas County on its behalf and Trustee for City of Seagoville, DISD, for the sum of \$22,500.00 Dollars as there were no bids taken on that property therefore.

NOW, THEREFORE, in consideration of the premises aforesaid and of the payment to me of the said sum of \$22,500.00 Dollars, the receipt of which is hereby acknowledged, I, Lupe Valdez, Sheriff as aforesaid, have SOLD and CONVEYED, and by these presents do SELL and CONVEY unto the said Dallas County on its behalf and Trustee for City of Seagoville, DISD, all of the estate, right, title and interest which the said Defendant had on the 14th day of March, A.D.2005 or at any time afterwards, in and to the following described real property, same being also described in the said Order of Sale, **all that certain lot, tract or parcel of land, lying in being situated in Dallas County, TX and being more particularly described as follows:**

PROPERTY ADDRESS: 410 RILEY DRIVE, SEAGOVILLE, DALLAS COUNTY, TEXAS.

ACCT NO 50039500000030000: PART OF TRACT 3 OF A. O. RILEY UNRECORDED SUBDIVISION, SITUATED IN THE CITY OF SEAGOVILLE, DALLAS COUNTY, AS SHOWN BY A DEED OF RECORD IN VOLUME 82007, PAGE 2137 OF THE DEED RECORDS OF DALLAS COUNTY, TEXAS AND MORE FULLY DESCRIBED IN THE DEED AND MORE COMMONLY ADDRESSED AS 410 RILEY DRIVE, SEAGOVILLE, DALLAS COUNTY, TEXAS.

TO HAVE AND TO HOLD The above described premises, together with all and singular, the rights and Appurtenances thereto in anywise belonging, unto the said **Dallas County** heirs and assigns, forever as fully and as absolutely as I, a Sheriff aforesaid, can convey by virtue of said Order of Sale.

IN TESTIMONY WHEREOF, I have hereunto set my hand, this 21st day of February, A.D. 2017.

**LUPE VALDEZ, SHERIFF,
DALLAS, COUNTY, TEXAS**

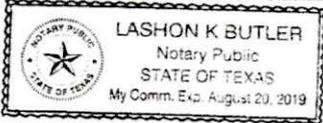
by *Tim Davis #276*

Deputy Tim Davis #276, Deputy B. House #517

**The State of Texas }
County of Dallas**

BEFORE ME, LASHON K. BUTLER, A Notary Public on this day personally appeared **Deputy Tim Davis, #276, Deputy B. House #517** Deputy Sheriff of Dallas County, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledge to me that he executed the same for the purpose and consideration therein expressed, and in his capacity as Deputy Sheriff therein set forth.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This 21st day of February, A.D. 2017.



Lashon K. Butler

**Notary Public, State of Texas
Commission Expires 08-20-2019**

**The State of Texas, }
County of Dallas**

I _____ County Clerk of said County, do hereby certify that the above instrument of writing, together with its Certificate of Authentication was filed for record in my office on the _____ day of _____ A.D. 2017, at _____ o'clock _____ M, and duly recorded the _____ day of _____ A.D., 2017, in Volume _____, Page _____ of the Records of Deeds, etc., of said County.

WITNESS MY HAND AND OFFICIAL SEAL This _____ of _____ A.D. 2017.

Filed and Recorded
Official Public Records
John F. Warren, County Clerk
Dallas County, TEXAS
02/24/2017 11:20:48 AM
\$ 00

County Clerk Dallas County, Texas.

By _____
Deputy

201700054947

Send This Deed To Dallas County



A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS

RESOLUTION NO. 17-R-2017

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS AUTHORIZING DALLAS COUNTY TO RESELL TAX FORECLOSED PROPERTY LOCATED AT 410 RILEY DRIVE BY PUBLIC OR PRIVATE SALE, TO THE HIGHEST QUALIFIED PURCHASER, AS PROVIDED BY SECTION 34.05 OF THE TEXAS PROPERTY TAX CODE

WHEREAS, this matter was briefed to the Seagoville City Council (“City Council”) on March 6, 2017, wherein the City Council agreed to use this form of Resolution to provide the County of Dallas consent to sell specific properties to the highest qualified purchaser by public or private sale; and

WHEREAS, several parcels of land were offered for sale by the Sheriff of Dallas County, Texas, at public auction pursuant to a judgment of the District Court of Dallas County, Texas, for foreclosure of the tax liens securing payment of delinquent property taxes, accrued penalty and interest, and court costs; and

WHEREAS, those parcels of land which did not receive a sufficient bid as set by law were struck off to the County of Dallas, the City of Seagoville and Dallas Independent School District (Taxing Authorities) pursuant to Section 34.01(j) of the Property Tax Code; and

WHEREAS, by this resolution, the County of Dallas, as Trustee for itself and the other Taxing Authorities is authorized to resell these struck off parcels of land, which did not receive a sufficient bid as set by law and to execute quitclaim deeds for said parcels conveying the right, title, and interest acquired or held by the City of Seagoville as a party to the judgment foreclosing tax liens, and

WHEREAS, the City of Seagoville desires to resell said parcel(s) in an expeditious manner pursuant to Section 34.05 of the Property Tax Code.

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

Section 1. The City does hereby provide specific authorization to the County of Dallas to act as Trustee to offer for sale by public or private sale the parcels of land shown in Exhibit “A,” attached hereto and made a part hereof and the Seagoville City Council does hereby consent to the sale of said parcels to the highest purchaser, even if the amount tendered is less than the market value of the land specified in the judgment of foreclosure or the total amount of the judgment against the property in compliance with Section 34.05(i) of the Texas Property Tax Code, or for an amount equal to or greater than its current market value as shown by the most recent certified appraisal role, if the sum of the amount of the judgment plus post-judgment taxes, penalties, and interest owing against the property exceeds the market value in compliance with Section 34.05(j) of the Texas Property Tax Code, and each taxing unit entitled to receive proceeds of the sale consents to the sale for that amount.

Section 2. This Resolution shall take effect immediately from and after its passage in accordance with the provisions of the law.

EXHIBIT "A"

**TAX FORECLOSURE PROPERTIES STRUCK OFF TO THE COUNTY OF DALLAS
AS TRUSTEE FOR THE CITY OF SEAGOVILLE AND DALLAS I.S.D.**

| STREET ADDRESS | TAX ACCOUNT # | IMPROVED / UNIMP. | LAND SIZE (APPROX.) | DCAD VALUE | JUDGMENT CAUSE # | JUDGMENT STRIKE OFF AMOUNT | MARKET VALUE IN JUDGMENT | TAX YEARS INCLUDED IN JUDGMENT (COUNTY, CITY, SCHOOL) | DATE OF SHERIFF'S SALE |
|--------------------------------|----------------------|--------------------------|----------------------------|-------------------|-------------------------|-----------------------------------|---------------------------------|--|-------------------------------|
| 410 Riley Drive, Seagoville | 5003950000030000 | Land Only | 1 Acre | \$22,500 | TX-15-01174 | \$22,500.00 | \$22,500 | 1988-2015 | 2/7/2017 |
| | | | | | | | | | |
| | | | | | | | | | |

K:\PROPERTY\DTAX\CityofSeagoville\Riley410

2/24/2017 12:16 PM

Regular Agenda Item: 3

Meeting Date: **March 6, 2016**

Receive and discuss State of The District report presented by Dallas ISD Trustee Jaime Resendez (Mayor Pro Tem Hernandez)

ITEM DESCRIPTION:

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

EXHIBITS:

Regular Agenda Item: 4

Meeting Date: **March 6, 2016**

Receive update report from James Forbes with Pipeline Analysis, LLC regarding the Capacity Management Overflow Maintenance (CMOM) and the Sanitary Sewer Evaluation Project for the Stafford area (City Manager)

ITEM DESCRIPTION:

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

EXHIBITS:

Regular Agenda Item: 5

Meeting Date: March 6, 2017

Conduct a public hearing, discuss and consider approving an ordinance amending Planned Development Revised-2 (PDR-2) changing the zoning to Planned Development Revised-3 (PDR-3) to allow for an amendment to the development standards for Lot 3 of the Best Western/Seagoville Addition being approximately 1.0 acre located on the northeast side of US Highway 175 at Cain Street, more commonly known as 1920 North U.S. Highway 175, and amend the Comprehensive Land Use Plan. (Z2017-01) (Community Development, Barr)

ITEM DESCRIPTION

The applicant, Kirk Clennan with the Seagoville Economic Development Corporation, is requesting a change in zoning to prepare the property for purchase and development by the Sweet Dish Bakery.

Property Physical Address: 1920 North U.S. Highway 175; property acreage: 1.0± acre; property legal description: Lot 3 of the Best Western/Seagoville Addition, as recorded in Volume 99125, Page 40 of the Deed Records of Dallas County, Texas.

BACKGROUND OF ISSUE:

The subject property is generally located on the northeast side of U.S. Highway 175 at Cain Street. The existing zoning and land use of the immediately surrounding properties are as follows:

| <u>Direction</u> | <u>Existing Zoning</u> | <u>Existing Land Use</u> |
|------------------|------------------------|-------------------------------------|
| East | Commercial | Residential |
| North | Duplex | Residential |
| West | Planned Development | Hotel/motel (Best Western) |
| South | (-) | U.S. Highway 175 (east bound lanes) |

The 2002 Comprehensive Plan/Future Land Use Plan currently reflects the subject property along U.S. Highway 175 Service Road as local retail. In the Zoning Ordinance, a bakery, retail is an allowed land use in the Local Retail Zoning District.

In 2005, a previous property owner, Walter Tolocko, amended the Planned Development for a small shopping center. In 2011, the Seagoville Economic Development Corporation acquired the property. In 2012, the Seagoville Economic Development Corporation amended the Planned Development in anticipation that C T Bar B Que was interested in the property. The reason for the public hearing is due to a different concept/site plan has been submitted for a bakery and an elevation plan of the types of materials that would like to be used on the exterior of the building. Anytime a planned development zoning district is being amended, it has to go through the zoning process. The buyer/developer has agreed to develop the subject property as set forth in the current Planned Development ordinance (No. 12-12) on the property.

There were nine (9) properties notified in accordance with the 200-foot rule by mail on Friday, February 3rd, and proper notification was advertised in the local newspaper in the January 30th edition of the city's official newspaper, The Daily Commercial Record. As of the date of this report, 1 property owner letter (in favor of) and 0 property owner letters (opposed to) have been returned to the City. City Staff has received 0 telephone calls from citizens asking questions in regards to this zoning request.

FINANCIAL IMPACT:

None

RECOMMENDATION:

Planning and Zoning Commission recommended approval as presented by a vote of 5-0.

EXHIBITS

Attachment A: DCAD Aerial (February 2011)

Attachment B: Concept/Site Plan

Attachment C: Elevation Plan

Attachment D: Ordinance No. 12-12 (current PD ordinance on subject property)

Attachment E: Public Hearing Notice to the city's official newspaper

Attachment F: P&Z Draft Minutes February 14, 2017

Attachment G: Proposed Ordinance

1920 U.S. Highway 175



**Dallas Central
Appraisal District**
www.dallascad.org

DISCLAIMER

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

DUMPSTER LOCATION MAY NEED SCREENING

LE PLAY AREA SUCH AS A BALL COURT

17' MUTUAL ACCESS EASEMENT
12' MUTUAL ACCESS EASEMENT

ADDED ACCESS FROM CAIN STREET

EMPLOYEE PARKING

BUILDING LINE
PROPERTY LINE

CAIN STREET

3000 SF BAKERY
BUTTER
CUPCAKES
DONUTS
ICE CREAM
MILKSHAKES
PIZZA
SANDWICHES
SALADS
SOFT ICE CREAM
SWEET BREADS
TARTS
TRAYS

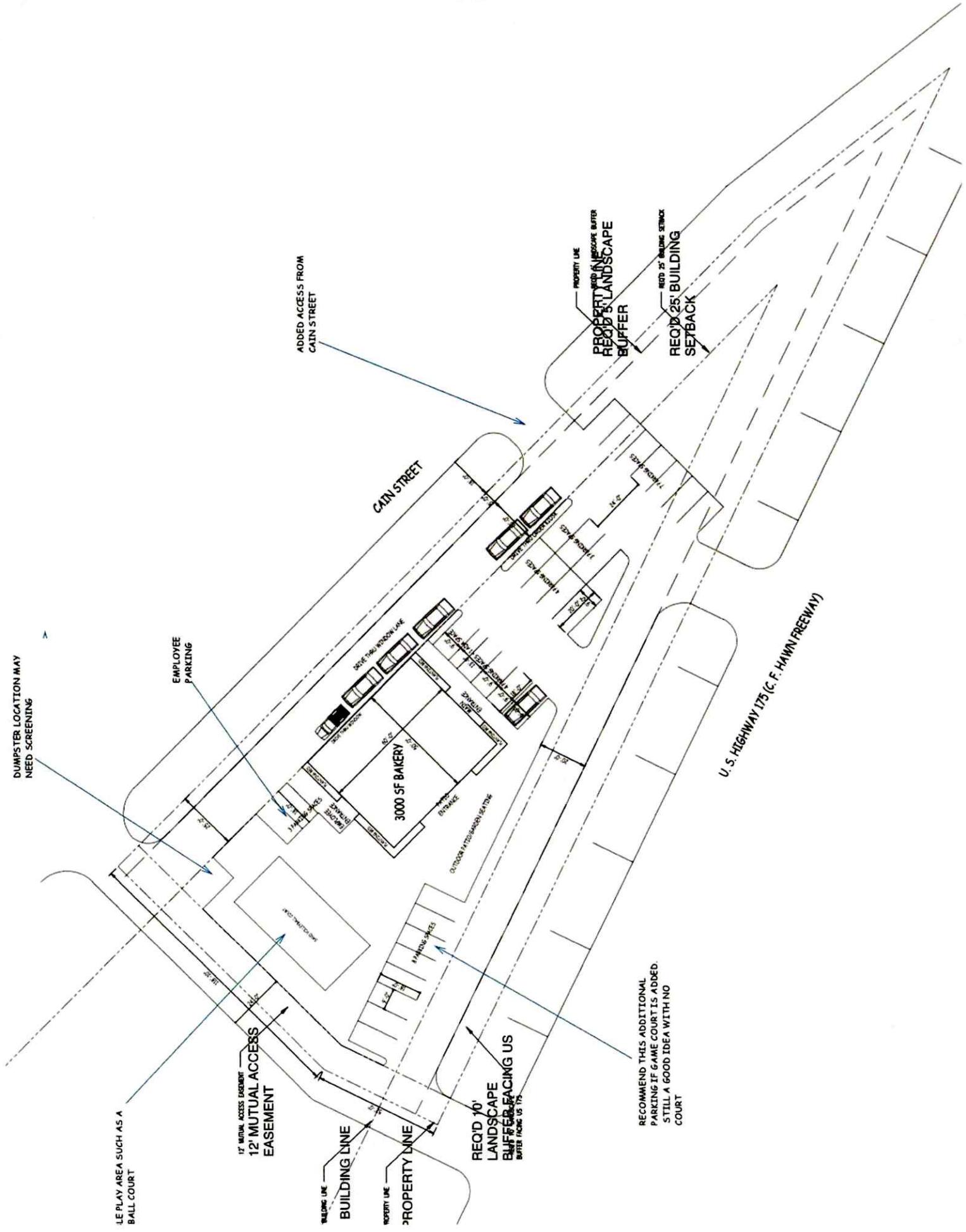
REQ'D 10' LANDSCAPE BUFFER FACING US
BUFFER FROM US 175

PROPERTY LINE
REQ'D 10' LANDSCAPE BUFFER

REQ'D 25' BUILDING SETBACK

U.S. HIGHWAY 175 (C.F. HAWN FREEWAY)

RECOMMEND THIS ADDITIONAL PARKING IF GAME COURT IS ADDED. STILL A GOOD IDEA WITH NO COURT



ORDINANCE NO. 12-12

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SEAGOVILLE, AS AMENDED, BY CHANGING THE ZONING FROM "PD" (PLANNED DEVELOPMENT) TO PLANNED DEVELOPMENT REVISED-2 (PDR-2) TO ALLOW FOR AN AMENDMENT TO THE DEVELOPMENT STANDARDS LOT 3, BLOCK A OF THE BEST WESTERN/SEAGOVILLE ADDITION TO THE CITY OF SEAGOVILLE BEING APPROXIMATELY 1.0 ACRE LOCATED ON THE NORTHEAST SIDE OF U.S. HIGHWAY 175 AT CAIN STREET, AS RECORDED IN VOLUME 99125, PAGE 40 IN THE DEED RECORDS OF DALLAS COUNTY, AND BEING MORE COMMONLY KNOWN AS 1920 U.S. HIGHWAY 175 IN THE CITY OF SEAGOVILLE, TEXAS; PROVIDING RETAIL USE AS A RESTAURANT AND DEVELOPMENT REGULATIONS; PROVIDING FOR AN APPROVED SITE PLAN ATTACHED AS EXHIBIT "A"; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission of the City of Seagoville and the City Council of the City of Seagoville, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and have held due hearings and afforded a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof, and the City Council of the City of Seagoville is of the opinion and finds that a zoning change should be granted and that the Comprehensive Zoning Ordinance and Map should be amended; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance and Map of the City of Seagoville, Texas, as amended, be, and the same are amended by changing the zoning from "PD" Amended Planned Development to "PD-PDR-2" Planned Development Revised to allow for use as a retail restaurant and to provide for Development Regulations Block A, of the Best Western/ Seagoville Addition for Lot 3 only, being approximately 1.0 acre located on the Northeast side of U.S. Highway 175 at Cain Street, as recorded in Volume 99125, Page 40 in the Deed Records of Dallas County, and being more commonly known as 1920 U.S. Highway 175 in the City of Seagoville, Texas.

SECTION 2. That Lot 3 shall be developed as a restaurant use only in accordance with the following development regulations:

- (A) that there shall be a building setback of twenty feet (20') adjacent to Cain Street;
- (B) that a live screening shall be constructed adjacent to Cain Street, to be comprised of a living screen as provided in the Code of Ordinance Landscape Ordinance;
- (C) that no sidewalks shall be required along either Service Road to U.S. Highway 175 or Cain Street;
- (D) all signage shall be in accordance with the sign regulation of the Code of Ordinances;
- (E) that no outdoor storage or display shall be permitted;
- (F) that no additional parking lot island shade trees except as provided herein shall be required;
- (G) that the dumpster enclosure shall be visually screened from view of both U.S. Highway 175 and Cain Street with masonry fence and using large evergreen shrubs as permitted by the City's Approved Plant List, and shall be constructed of colors that match the building exterior;
- (H) that except for the special planned development stipulations specifically provided herein, the development of the property, being Lot 3, shall fully conform with the City's Local Retail (LR) zoning district, and with all other applicable City ordinances pertaining to development within the Local Retail zoning district, including replatting to revise the building setback along Cain Street and to establish new fire lane easement; and
- (I) that the development regulations originally established by Ordinance No., 25-05, shall be republished and continued as it pertains to Lot 3 only and except as otherwise amended herein.

SECTION 3. That the Site Plan attached hereto as Exhibit "A", and made a part hereof for all purposes, is hereby approved.

SECTION 4. That the above property shall be used only in the manner and for the purpose provided for by the Comprehensive Zoning Ordinance of the City of Seagoville, as heretofore amended, and as amended herein.

SECTION 5. That the development of the property herein shall be in accordance With building regulations, zoning ordinances, and any applicable ordinances except as may be specifically altered or amended herein.

SECTION 6. That all provisions of the Ordinance No. 25-05, are hereby republished except as amended herein.

SECTION 7. That all provisions of the City of Seagoville, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 8. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be unconstitutional, illegal or invalid, and shall not affect the validity of the Comprehensive Zoning ordinance as a whole.

SECTION 9. An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Comprehensive Zoning Ordinance, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

SECTION 10. That any person, firm or corporation violating any of the provisions or tans of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Seagoville, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 11. That this ordinance shall take effect immediately from and after its passage and the publication of its caption, as the law and charter in such cases provided.

DULY PASSED by the City Council of the City of Seagoville, Texas, on the 6th day of August, 2012.

APPROVED:

By: *Sidney M. Sexton, Jr.*
Sidney M. Sexton, Jr., Mayor

ATTEST:

By: *Joy Hart*
Joy Hart, City Secretary



APPROVED AS TO FORM:

By: *Robert E. Hager*
Robert E. Hager, City Attorney

EXHIBIT A

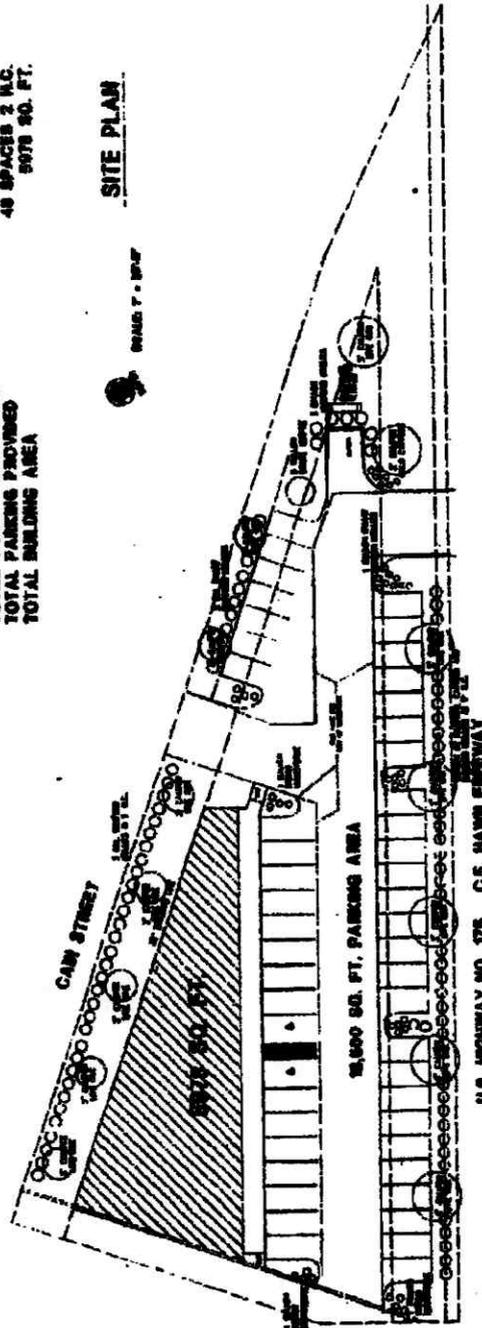


 100 WEST BERRY AVENUE
 DALLAS, TEXAS 75201
 TEL. 972-381-1111
 FAX 972-381-1112
 P.L.C.

TOTAL LAND AREA 43,930.08 SQ. FT.
 TOTAL INTERIOR LANDSCAPE AREA PROVIDED 1122 SQ. FT.
 TOTAL GREEN SPACE AREA 35,600 SQ. FT.
 TOTAL PARKING PROVIDED 48 SPACES 2 I.C.
 TOTAL BUILDING AREA 5978 SQ. FT.

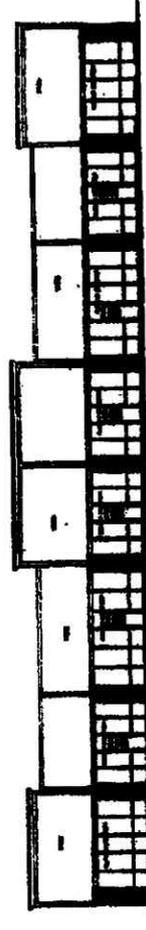
SITE PLAN

SCALE: 1" = 50'-0"



1000 U.S. HIGHWAY NO. 75
 LOT 8 BLOCK A
 WEST WESTERN/SEASOAKVILLE ADDITION
 CITY OF SEASOAKVILLE
 DALLAS COUNTY, TEXAS

MAKE VISUALS ONLY
 10-10-1988



FACADE ELEVATION



February 15, 2017

VIA email – notices@dailycommercialrecord.com

Daily Commercial Record
706 Main Street
Dallas, Texas 75202

Please publish the legal notice as shown below in the **February 17, 2017** issue of your newspaper, and send an affidavit of the publication to this office. Thank you!

Cindy Kintz, Planning & Zoning Liaison
City of Seagoville, 702 North U.S. Highway 175, Seagoville, Texas 75159
Fax: (972) 287-3891

**NOTICE OF A PUBLIC HEARING BEFORE THE CITY OF SEAGOVILLE
CITY COUNCIL**

A public hearing will be held by the Seagoville City Council on Monday, March 6, 2017 at 7:00 p.m. in the City Council Chambers at 702 N. Highway 175, Seagoville, Texas, on a zoning request from the Seagoville Economic Development Corporation to amend the existing Planned Development Revised-2 (PDR-2) zoning to Planned Development Revised-3 (PDR-3) to allow for an amendment to the development standards for Lot 3 of the Best Western/Seagoville Addition being approximately 1.0 acre located on the northeast side of US Highway 175 at Cain Street more commonly known as 1920 North U.S. Highway 175 and amend the Comprehensive Land Use Plan. (Z2017-01)

As an interested citizen, you may appear at the public hearing or you may send a notice prior to 5:00 p.m. on the day of the public hearing, to City Secretary Christie Wilson or Planning Technician Cindy Kintz, 702 N. Highway 175, Seagoville, Texas 75159 or via fax at (972) 287-3891 stating your position.

CITY OF SEAGOVILLE
Christie Wilson
City Secretary

Cindy Kintz
Planning and Zoning



MINUTES

FOR THE

SEAGOVILLE PLANNING AND ZONING COMMISSION

Meeting scheduled to begin at 6:30 p.m.,

Tuesday, February 14, 2017

in the Council Chambers of City Hall,
located at 702 N. Highway 175 – Seagoville, Texas

- I. Chairperson Perez declared a quorum present and called the meeting to order at 6:30 p.m.

Commissioners present: Commissioner Gary Adams
Vice-Chairperson James Sudduth
Commissioner Mike Dupuis
Chairperson Alexandria Perez
Commissioner Raymond Covert (arrived at 6:32 p.m.)

Commissioners absent: Commissioner Catherine Braggs

City Staff present: Community Development Director Ladis Barr
Planning Technician/P&Z Commission Liaison Cindy Kintz

- II. Chairperson Perez gave the invocation and the commissioners led in the reciting of the Pledge of Allegiance.
- III. Commissioner Adams made a motion, seconded by Commissioner Dupuis, to approve the minutes for the regular meeting held on December 13, 2016. A vote was cast 4 in favor and 0 against.

- IV.A. Chairperson Perez opened the public hearing at 6:32 p.m. to hear the request of the Seagoville Economic Development Corporation to amend the existing Planned Development Revised-2 (PDR-2) zoning to Planned Development Revised-3 (PDR-3) to allow for an amendment to the development standards for Lot 3 of the Best Western/Seagoville Addition being approximately 1.0 acre located on the northeast side of US Highway 175 at Cain Street more commonly known as 1920 North U.S. Highway 175 and amend the Comprehensive Land Use Plan. Community Development Director Ladis Barr addressed the Commission and presented an overview of the request. Kirk Clennan,

representing the Seagoville Economic Development Corporation (applicant) – 105 North Kaufman Street, Seagoville, Texas 75159 – and Janelle Garcia (buyer) – 1575 F.M. 1389, Seagoville, Texas 75159 – spoke in favor of the request. No one spoke in opposition to the request. The public hearing was closed at 6:37 p.m.

After a discussion, Commissioner Dupuis made a motion, seconded by Commissioner Adams, to recommend approval of amending the existing Planned Development Revised-2 (PDR-2) zoning to Planned Development Revised-3 (PDR-3) to allow for an amendment to the development standards to include the concept and elevation plans as presented for Lot 3 of the Best Western/Seagoville Addition being approximately 1.0 acre located on the northeast side of US Highway 175 at Cain Street more commonly known as 1920 North U.S. Highway 175 and amend the Comprehensive Land Use Plan to the City Council. A vote was cast 5 in favor and 0 against. (Z2017-01)

- IV.B. Chairperson Perez opened the public hearing at 6:42 p.m. to hear the request of the City of Seagoville to consider amending the following sections of Chapter 25.02, Zoning Ordinance, of the city's Code of Ordinances, (as well as any other applicable sections if necessary): Division 15 (LR Local Retail District Regulations), Section 25.02.351; and Division 26 (Special Uses), Section 25.02.631. The purpose of the proposed amendments is to remove wedding service and mortuary uses from the permissible uses for Local Retail districts; and to provide that wedding services/event centers and mortuary uses are permitted only when located in stand-alone buildings with a Special Use permit; and amending the zoning ordinance to include definitions for wedding services, event center and mortuary uses. Community Development Director Ladis Barr addressed the Commission and presented an overview of the request. No one spoke in favor of or in opposition to the request. The public hearing was closed at 6:44 p.m.

After a discussion, Commissioner Adams made a motion, seconded by Vice-Chairperson Sudduth, to recommend approval of the proposed amendments to the Zoning Ordinance to the City Council. A vote was cast 5 in favor and 0 against. (#Z2017-02)

- V.A. After a discussion, Vice-Chairperson Sudduth made a motion, seconded by Commissioner Covert, to approve a request from Daniel Robles and Rosalinda Guzman to approve a replat for Lots 1-R1 and 1-R2, Block 2 of the East Ridge Addition, more commonly known as 1071 Irene Circle, as recorded in Volume 88079, Page 1154 of the Map Records of Dallas County, Texas. A vote was cast 5 in favor and 0 against.

- VI. The meeting was adjourned at 6:50 p.m.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SEAGOVILLE, AS AMENDED, BY CHANGING THE ZONING FROM PLANNED DEVELOPMENT REVISED-2 (PDR-2) TO PLANNED DEVELOPMENT REVISED-3 (PDR-3) TO ALLOW FOR AN AMENDMENT TO THE DEVELOPMENT STANDARDS FOR LOT 3, BLOCK A OF THE BEST WESTERN/SEAGOVILLE ADDITION TO THE CITY OF SEAGOVILLE BEING APPROXIMATELY 1.0 ACRE LOCATED ON THE NORTHEAST SIDE OF U.S. HIGHWAY 175 AT CAIN STREET, AS RECORDED IN VOLUME 99125, PAGE 40 IN THE DEED RECORDS OF DALLAS COUNTY, AND BEING MORE COMMONLY KNOWN AS 1920 U.S. HIGHWAY 175 IN THE CITY OF SEAGOVILLE, TEXAS; PROVIDING RETAIL USE AS A RESTAURANT AND DEVELOPMENT REGULATIONS; PROVIDING FOR AN APPROVED SITE PLAN ATTACHED AS EXHIBIT "A"; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission of the City of Seagoville and the City Council of the City of Seagoville, in compliance with the laws of the State of Texas with reference to the granting of zoning classifications and changes, have given the requisite notices by publication and otherwise, and have held due hearings and afforded a full and fair hearing to all property owners generally and to all persons interested and situated in the affected area and in the vicinity thereof, and the City Council of the City of Seagoville is of the opinion and finds that a zoning change should be granted and that the Comprehensive Zoning Ordinance and Map should be amended; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance and Map of the City of Seagoville, Texas, as amended, be, and the same are amended by changing the zoning from "PD-PDR-2" Planned Development Revised-2 to "PD-PDR-3" Planned Development Revised-3, to allow for use as a retail restaurant and to provide for Development Regulations Block A, of the Best Western/ Seagoville Addition for Lot 3 only, being approximately 1.0 acre located on the Northeast side of U.S. Highway 175 at Cain Street, as recorded in Volume 99125, Page 40 in the Deed Records of Dallas County, and being more commonly known as 1920 U.S. Highway 175 in the City of Seagoville, Texas.

SECTION 2. That Lot 3 shall be developed as a restaurant use only in accordance with the following development regulations:

- (A) that there shall be a building setback of twenty feet (20') adjacent to Cain Street;
- (B) that a live screening shall be constructed adjacent to Cain Street, to be comprised of a living screen as provided in the Code of Ordinance Landscape Ordinance;
- (C) that no sidewalks shall be required along either Service Road to U.S. Highway 175 or Cain Street;
- (D) all signage shall be in accordance with the sign regulation of the Code of Ordinances;
- (E) that no outdoor storage or display shall be permitted;
- (F) that no additional parking lot island shade trees except as provided herein shall be required;
- (G) that the dumpster enclosure shall be visually screened from view of both U.S. Highway 175 and Cain Street with masonry fence and using large evergreen shrubs as permitted by the City's Approved Plant List, and shall be constructed of colors that match the building exterior;
- (H) that the exterior of the structure shall be designed and constructed so as to comply with the Elevation Plan, attached hereto as Exhibit B;
- (I) that except for the special planned development stipulations specifically provided herein, the development of the property, being Lot 3, shall fully conform with the City's Local Retail (LR) zoning district, and with all other applicable City ordinances pertaining to development within the Local Retail zoning district; and
- (J) that the development regulations originally established by Ordinances Nos. 25-05, and 12-12 shall be republished and continued as they pertain to Lot 3 only and except as otherwise amended herein.

SECTION 3. That the Site Plan attached hereto as Exhibit "A", and made a part hereof for all purposes, is hereby approved

SECTION 4. That the above property shall be used only in the manner and for the purpose provided for by the Comprehensive Zoning Ordinance of the City of Seagoville, as heretofore amended, and as amended

herein.

SECTION 5. That the development of the property herein shall be in accordance with building regulations, zoning ordinances, and any applicable ordinances except as may be specifically altered or amended herein.

SECTION 6. That all provisions of the Ordinance Nos. 25-05 and 12-12, are hereby republished except as amended herein.

SECTION 7. That all provisions of the City of Seagoville, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 8. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be unconstitutional, illegal or invalid, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 9. An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Comprehensive Zoning Ordinance, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

SECTION 10. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Seagoville, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 11. That this ordinance shall take effect immediately from and after its passage and the publication of its caption, as the law and charter in such cases provided.

DULY PASSED by the City Council of the City of Seagoville, Texas, on the _____ day of _____, 2017.

APPROVED:

By: _____
Dennis K. Childress, Mayor

ATTEST:

By: _____
Christie Wilson, Interim City Secretary

APPROVED AS TO FORM:

By: _____
Alexis G. Allen, City Attorney

Regular Agenda Item: 6

Meeting Date: March 6, 2017

Conduct a Public Hearing, discuss and consider approving an ordinance amending Chapter 25.02, Zoning Ordinance, of the city's Code of Ordinances, (as well as any other applicable sections if necessary): Division 15 (LR Local Retail District Regulations), Section 25.02.351; and Division 26 (Special Uses), Section 25.02.631, to remove wedding service and mortuary uses from the permissible uses for Local Retail districts; and to provide that wedding services/event centers and mortuary uses are permitted only when located in stand-alone buildings with a Special Use permit; and amending the zoning ordinance to include definitions for wedding services, event center and mortuary uses. (#Z2017-02) (Community Development, Barr)

ITEM DESCRIPTION

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

None

RECOMMENDATION

Planning and Zoning Commission recommended approval as presented by a vote of 5-0.

EXHIBITS

Attachment A: P&Z Draft Minutes February 14, 2017

Attachment B: Public Hearing Newspaper Ad

Attachment C: Proposed Ordinance

representing the Seagoville Economic Development Corporation (applicant) – 105 North Kaufman Street, Seagoville, Texas 75159 – and Janelle Garcia (buyer) – 1575 F.M. 1389, Seagoville, Texas 75159 – spoke in favor of the request. No one spoke in opposition to the request. The public hearing was closed at 6:37 p.m.

After a discussion, Commissioner Dupuis made a motion, seconded by Commissioner Adams, to recommend approval of amending the existing Planned Development Revised-2 (PDR-2) zoning to Planned Development Revised-3 (PDR-3) to allow for an amendment to the development standards to include the concept and elevation plans as presented for Lot 3 of the Best Western/Seagoville Addition being approximately 1.0 acre located on the northeast side of US Highway 175 at Cain Street more commonly known as 1920 North U.S. Highway 175 and amend the Comprehensive Land Use Plan to the City Council. A vote was cast 5 in favor and 0 against. (Z2017-01)

IV.B. Chairperson Perez opened the public hearing at 6:42 p.m. to hear the request of the City of Seagoville to consider amending the following sections of Chapter 25.02, Zoning Ordinance, of the city's Code of Ordinances, (as well as any other applicable sections if necessary): Division 15 (LR Local Retail District Regulations), Section 25.02.351; and Division 26 (Special Uses), Section 25.02.631. The purpose of the proposed amendments is to remove wedding service and mortuary uses from the permissible uses for Local Retail districts; and to provide that wedding services/event centers and mortuary uses are permitted only when located in stand-alone buildings with a Special Use permit; and amending the zoning ordinance to include definitions for wedding services, event center and mortuary uses. Community Development Director Ladis Barr addressed the Commission and presented an overview of the request. No one spoke in favor of or in opposition to the request. The public hearing was closed at 6:44 p.m.

After a discussion, Commissioner Adams made a motion, seconded by Vice-Chairperson Sudduth, to recommend approval of the proposed amendments to the Zoning Ordinance to the City Council. A vote was cast 5 in favor and 0 against. (#Z2017-02)

V.A. After a discussion, Vice-Chairperson Sudduth made a motion, seconded by Commissioner Covert, to approve a request from Daniel Robles and Rosalinda Guzman to approve a replat for Lots 1-R1 and 1-R2, Block 2 of the East Ridge Addition, more commonly known as 1071 Irene Circle, as recorded in Volume 88079, Page 1154 of the Map Records of Dallas County, Texas. A vote was cast 5 in favor and 0 against.

VI. The meeting was adjourned at 6:50 p.m.



February 15, 2017

VIA email – notices@dailycommercialrecord.com

Daily Commercial Record
706 Main Street
Dallas, Texas 75202

Please publish the legal notice as shown below in the **February 17, 2017** issue of your newspaper and send an affidavit of the publication to this office. Thank you!

Cindy Kintz, Planning & Zoning
City of Seagoville 702 North U.S. Highway 175 Seagoville, Texas 75159
Fax: (469) 319-5025
E-mail: ckintz@seagoville.us

NOTICE OF A PUBLIC HEARING BEFORE THE CITY OF SEAGOVILLE
CITY COUNCIL

A public hearing will be held before the Seagoville City Council on Monday, March 6, 2017 at 7:00 p.m. in the Council Chambers, City Hall, 702 N. Highway 175, Seagoville, Texas, to consider amending the following sections of Chapter 25.02, Zoning Ordinance, of the city's Code of Ordinances, (as well as any other applicable sections if necessary): Division 15 (LR Local Retail District Regulations), Section 25.02.351; and Division 26 (Special Uses), Section 25.02.631. The purpose of the proposed amendments is to remove wedding service and mortuary uses from the permissible uses for Local Retail districts; and to provide that wedding services/event centers and mortuary uses are permitted only when located in stand-alone buildings with a Special Use permit; and amending the zoning ordinance to include definitions for wedding services, event center and mortuary uses. (#Z2017-02)

As an interested citizen, you may appear at the public hearing or you may send a notice prior to 5:00 p.m. on the day of the public hearing, to City Secretary Christie Wilson or Planning Technician Cindy Kintz, 702 N. Highway 175, Seagoville, Texas 75159 or via fax at (972) 287-3891 stating your position.

CITY OF SEAGOVILLE
Christie Wilson
City Secretary

Cindy Kintz
Planning and Zoning

CITY OF SEAGOVILLE, TEXAS

ORDINANCE NO. 03-2017

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING CHAPTER 25 OF THE CODE OF ORDINANCES, "ZONING", ARTICLE 25.02, "ZONING ORDINANCE", DIVISION 15, "LOCAL RETAIL DISTRICT REGULATIONS", BY AMENDING SECTION 25.02.351, TO DELETE WEDDING SERVICES AND MORTUARY USES FROM THE PERMISSIBLE USES FOR LOCAL RETAIL DISTRICTS; AND AMENDING CHAPTER 25, DIVISION 26, "SPECIAL USES", SECTION 25.02.631, TO PROVIDE THAT WEDDING SERVICES, EVENT CENTERS AND MORTUARY USES ARE PERMITTED ONLY WHEN LOCATED IN STAND-ALONE BUILDINGS WITH A SPECIAL USE PERMIT; AND AMENDING CHAPTER 25, DIVISION 37, "DEFINITIONS", TO PROVIDE DEFINITIONS FOR "EVENT CENTERS", "MORTUARY" AND "WEDDING SERVICES"; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City of Seagoville desires to remove wedding services and mortuary uses as permitted uses in the Local Retail Districts; and

WHEREAS, the City Council further desires to amend its zoning ordinance to provide that wedding services/event centers and mortuary uses are permitted in the city only when in a stand-alone building under a Special Use Permit; and

WHEREAS, the City Council finds that it is necessary to provide definitions in its Zoning Ordinance for "event centers", "wedding services", and "mortuary"; and

WHEREAS, the City Council finds that it would be in the best interest of its citizens to amend Chapter 25, "Zoning Ordinance", as set forth below.

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

SECTION 1: Chapter 25, "Zoning Ordinance", Division 15, "Local Retail District Regulations", Section 25.02.351 of Seagoville's Code of Ordinances is hereby amended as set forth below:

"ARTICLE 25 ZONING

....

Division 15. LR Local Retail District Regulations

Sec. 25.02.351 Use Regulations

In an "LR" District, no land shall be used and no building shall be used, erected or converted to any use other than those listed below or those of a like and/or similar use:

Any use permitted in the "O" Office District. (Dwellings of all types are excluded.)"

....

Candy shop.

Caterer.

Cleaning, dyeing and laundry pickup station for receiving and delivery of articles to be cleaned, dyed and laundered, but no actual work to be done on premises.

....

Meat market, retail sales only.

Moving picture theater.

...."

SECTION 2: Chapter 25, "Zoning Ordinance", Division 26, "Special Uses", Section 25.02.631 of Seagoville's Code of Ordinances is hereby amended as set forth below:

"ARTICLE 25 ZONING

. . . .

Division 26. Special Uses

Sec. 25.02.351 Uses which may be authorized by ordinance

The city council may, after public hearing and proper notice

- (62) Mortuary uses, only in stand-alone buildings, in Local Retail districts.
- (63) Wedding services and event center uses, only in stand-alone buildings, in Local Retail districts."

SECTION 3: Chapter 25, "Zoning Ordinance", Division 37, "Definitions", Section 25.02.801, "Certain Words Defined", of Seagoville's Code of Ordinances is hereby amended as set forth below:

"ARTICLE 25 ZONING

. . . .

Division 37. Definitions

Sec. 25.02.801 Certain words defined

Certain words in this article are defined for the purpose hereof as follows. Words in the present tense include the future; words in the singular number include the plural number; the words in the plural number include the singular; the word "building" includes the word "structure"; the word "lot" includes the word "plot"; the word "shall" is mandatory and not directive.

. . . .

Efficiency apartment. An apartment having a combination living and bedroom. (No separate bedroom.)

Event Center. A facility that is leased or rented on a temporary basis for private parties.

Family. A family is any number of individuals living together

Mobile home park. A “mobile home park” is any premises on which two or more mobile homes/manufactured homes are parked or situated and used for living or sleeping purposes, or any premises used or held out for the purpose of supplying to the public a parking space for one or more mobile homes/manufactured homes whether such vehicles stand on wheels or on rigid supports. A trailer park is a mobile home park.

Mortuary (or Funeral Home). A place for the storage of human bodies prior to their burial or cremation, or a building used for the preparation of the deceased for burial and the display of the deceased and ceremonies connected therewith before burial or cremation.

Night club (also includes “dance hall”). An area or an establishment where the primary activity is dancing to live or recorded music

Walk-up service. A facility that is designed to allow customers to order, pay for, and obtain goods in predominantly disposable containers by walking up to an exterior service window or portal while not physically entering the building (does not include convenience services such as a remote banking/ATM machines, pharmacy or dry cleaners walk-up facility where only services or nonconsumables are distributed). A walk-up service facility shall have on-site vehicular parking in accordance with zoning ordinance requirements for the primary use(s) on the property, and shall not provide food or beverage service to vehicles parked off-site or within public rights-of-way.

Wedding Services. A private secular (non-church) facility which is leased or rented on a temporary basis for private wedding parties or other private parties.

Width of side yard. The mean horizontal distance”

SECTION 4: All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 5: Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City hereby declares that it would have passed this Ordinance, and each

section, paragraph, clause or phrase thereof irrespective of the fact that any one or more sections, paragraphs, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 6: An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Code of Ordinances, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

SECTION 7: That any person violating any of the provisions or terms of this Ordinance shall be subject to the same penalty as provided for in the Code of Ordinances of the City of Seagoville as heretofore amended and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.

SECTION 8: This Ordinance shall become effective from and after its adoption and publication as required by law.

DULY PASSED by the City Council of the City of Seagoville, Texas, this the _____ day of _____, 2017.

APPROVED:

DENNIS K. CHILDRESS, MAYOR

ATTEST:

CHRISTIE WILSON, INTERIM CITY SECRETARY

APPROVED AS TO FORM:

ALEXIS G. ALLEN, CITY ATTORNEY

Regular Agenda Item: 7

Meeting Date:

Receive financial report from the City of Seagoville Finance Director and discuss FY 2015-2016 (Finance)

ITEM DESCRIPTION:

Finance Director Patrick Harvey will review the city's financial position as presented in the September 2016 Revenue and Expense Reports.

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

EXHIBITS:

September 2016 Revenue and Expense Reports



Memo

Date: January 25, 2017
To: Pat Stallings, City Manager
From: Patrick Harvey, Director of Finance
Subject: September 2016 Financial Reports

This memo accompanies the September 2016 Revenue and Expense Reports for the City of Seagoville, and highlights selected financial activities for FY 2016.

General Fund

Revenues: General fund total revenue for the fiscal year is above budget expectations (actual 110.8% vs. expected 100.00%).

Property tax revenue collection as a percentage of budget is above last year (101.2% vs. 100.0%). Collection of prior year property taxes in this fiscal year is \$43,999.85 more than the budget amount of \$59,000.00. Also, property tax interest & penalty charges for this fiscal year are \$24,022.84 more than the budget amount for fiscal year of \$43,000.00. The actual collection rate for the current year property tax revenue was 99.16%, comparing favorably to the budget estimated collection tax rate of 98.00%.

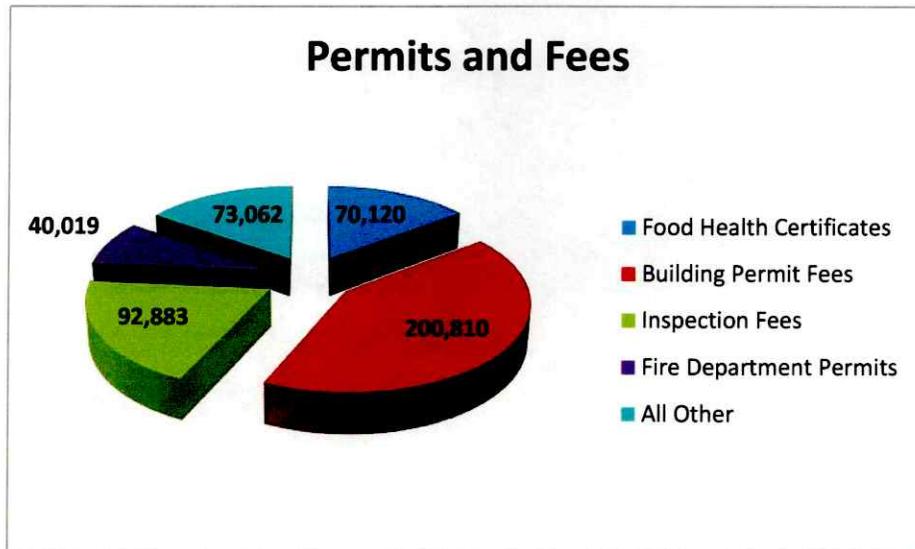
Sales tax collections are above budget expectations for the current fiscal year (107.3% actual vs. 100.0% budget). This revenue source also exceeds last year activity, and it is probably due to the opening of Tractor Supply, and increased consumer spending locally.

Franchise Fee revenue, the comparative collection trend for FY 2016 vs. FY 2015 appears below:

| Description | FY 2016 Amount | FY 2015 Amount | Increase/(Decrease) |
|-------------------|-------------------|-------------------|---------------------|
| ONCOR | \$434,149 | \$419,440 | \$14,709 |
| TXU Gas | 84,901 | 100,532 | (15,631) |
| Cable | 47,291 | 42,653 | 4,638 |
| Telephone | 79,664 | 72,553 | 1,670 |
| Republic Services | 58,885 | 50,101 | 3,507 |

Franchise Fee revenue in total is above budget expectations fiscal year to date (113.7% vs. 100.0%).

Permits & Fees are as follows



Food Health Certificates are revenues generated by inspection activities of vendors desiring to sell food in the City of Seagoville. Food vendors are required to register in the City and are inspected by the Dallas County and by a third party contractor. Fees of \$70,119.75 were generated this fiscal year through the activities shown below:

| | Permits | Amount |
|---------------------|-----------|--------------|
| Flea Market | 224 | 50,625 |
| Annual Registration | 68 | 16,153 |
| All Other | <u>40</u> | <u>3,342</u> |
| Total | 332 | 70,120 |

Building Permits

1ST Quarter FY 2015 - 2016

The City received \$32,471.76 for issuing 29 building permits for the Highland Meadows Phase II subdivision, \$7,395.88 for issuing 6 building permits for the Meadows subdivision, \$7,981.25 for the new storage facility building permit, \$8,528.75 for the Seagoville Corners III building permit and \$3,233.75 for the Anytime Fitness building permit. Additionally the City received \$22,840.81 in inspection fees from Seagoville Corners III and \$2,777.49 in inspection fees from Anytime Fitness.

2nd Quarter FY 2015 - 2016

In the second quarter of FY 2016, **Building Permits** revenue increased \$21,997.56 for issuing 19 building permits for the Highland Meadows Phase II subdivision, \$1,105.75 for a building permit in the Bent Tree Addition, \$783.75 for a building permit in the Ott Addition, and \$2,312.30 for building permits in the Meadows Addition. Finally, the City received \$67,265.02 inspection fee for Phase IIB of the Highland Meadows Addition.

3rd Quarter FY 2015 – 2016

Building Permits revenue increased \$21,929.35 for issuing 14 building permits in the Meadows subdivision, \$1,240.15 for a permit in the Highland Meadows Phase II subdivision, and \$2,851.10 for issuing 4 building permits in other neighborhoods in the City.

4th Quarter FY 2015 – 2016

Building Permits revenue increased \$25,158.35 for issuing 15 building permits in the Meadows subdivision, \$2,161.10 for two permits in the Highland Meadows Phase II subdivision, and \$3,504.60 for issuing 3 building permits in other neighborhoods in the City.

Senior Activities revenue represents support from the Dallas Area Council on Aging. **Loan Proceeds** reflect the resources borrowed from American National Bank to finance the **City Hall Roof Repair**.

Total revenues for the fiscal year are \$8,241,918 or 110.8% of budget. This compares favorably to total General Fund revenues for the previous fiscal year (\$7,553,960).

Expenditures: Total General Fund expenditures are below budget expectations (93.9% actual vs. 100.0% expected).

City Manager is above expectations due to the appointment of the interim City Manager to permanent status.

Planning is above expectations due increase usage of third party engineering services.

Sanitation collection activities were greater than expected due to growth. This growth is covered by customer charges appearing in **Sanitation** revenue.

City Manager Directed includes the following:

| | |
|--|---------------|
| Remodel Fire Department (completion of work began in FY 2015) | \$4,998 |
| City Manager Settlement | 200,000 |
| Annual Council Retreat | 6,500 |
| Grant funded – bar coding equipment Police | 12,548 |
| Lawn Mower Acquisition | 72,124 |
| Refurbish Animal Control Truck | 30 |
| Litter Crew Vehicle | 24,791 |
| Patrol Vehicle | 50,970 |
| Asphalt Roller | 39,999 |
| Server and Software Migration | 16,000 |
| Exchange Email Server | 14,137 |
| City Hall Roof Repair | 173,423 |
| Emergency Siren Replacement | 24,985 |
| Transfer to Debt Service to Payoff Series 1996 Police Facility Bonds | 45,000 |
| Transfer to establish Vehicle Replacement Fund | 42,000 |
| City Hall Roof Repair Loan Repayment | <u>45,659</u> |

Total \$773,164

Fund Balance – General Fund

The FY 2016 budget was built with a planned General Fund Reserve of 111.3 days of operations. We currently expect the FY ending 2016 General Fund Reserve to be 156.0 days of operations.

Water and Sewer Fund (Fund 20)

Revenues: Total Water and Sewer Fund revenues were above budget expectations (106.7% vs. 100.0%). **Water Sales** exceeded budget expectations by 3.8%, and increased slightly from last years' experience (\$2,462,782 in FY 2016 compared to \$2,428,637 in FY 2015). **Sewer Service** experienced a very slight increase in billing of less than 1%, coupled with the approved rate increase in the FY 2016 budget of \$1.36 monthly to the average user of 5,000 gallons. **Sewer Service** exceeded budget expectations by 7.9%, and increased favorably from last years' experience (\$2,841,542 in FY 2016 compared to \$2,723,853 in FY 2015). **Meter Installation Fees** reflect residential development activity in the Highland Meadows and the Meadows additions, as well as Tractor Supply. **Reconnection Fees and Penalties and Interest** reflect activity on delinquent accounts.

Expenditures: Total Water and Sewer Fund expenditures are below budget expectations (91.1% actual vs. 100.0% expected).

Non departmental includes the \$43,795.00 expenditure to replace the water line adjacent to the Fire Station.

W&S Debt Service (Fund 21)

Expenditures: Includes the annual interest payments on the Series 2006 bonds (\$27,462.78), the Series 2008 bonds (\$96,256.26) and the Series 2015 bonds (\$122,512.50). The remaining expenditure is for paying agent fees. Resources for debt service are provided through the water and sewer fund ratepayers.

General Debt Service (Fund 2)

Expenditures: Includes the semiannual interest payment for the following bond issues:

| | |
|------------|------------|
| 1996 Bonds | \$2,360.00 |
| 2006 Bonds | 34,328.48 |
| 2008 Bonds | 48,481.24 |

Resources for debt service in this fund are provided through the property taxpayers.

**GENERAL FUND
SUMMARY OF REVENUES AND EXPENDITURES
FOR FISCAL YEAR 2015-16
AS OF 9/30/16
100.00% OF BUDGET YEAR**

| | LAST YEAR | | | THIS YEAR | | |
|------------------------------|--------------------|--------------------|---------------|--------------------|--------------------|---------------|
| | Annual Budget | Year-to-Date | % of Budget | Annual Budget | Year-to-Date | % of Budget |
| Revenues: | | | | | | |
| Property Taxes | \$3,319,850 | \$3,265,582 | 98.4% | \$3,377,800 | 3,418,150 | 101.2% |
| Sales Taxes | \$1,978,535 | \$2,073,505 | 104.8% | \$2,040,040 | 2,189,064 | 107.3% |
| Franchise Fees | \$617,500 | \$745,813 | 120.8% | \$648,300 | 736,978 | 113.7% |
| Permits & Fees | \$168,100 | \$345,472 | 205.5% | \$204,175 | 476,893 | 233.6% |
| Sanitation | \$836,000 | \$857,513 | 102.6% | \$901,725 | 912,035 | 101.1% |
| Senior Activities | \$24,000 | \$43,984 | 183.3% | \$24,000 | 39,479 | 164.5% |
| Fines | \$255,000 | \$181,349 | 71.1% | \$238,000 | 201,829 | 84.8% |
| Interest | \$1,500 | \$2,103 | 140.2% | \$1,500 | 5,273 | 351.5% |
| Grants | | \$15,000 | 0.0% | | 12,548 | 0.0% |
| Loan Proceeds | | | | | 175,000 | 0.0% |
| Miscellaneous | \$26,715 | \$23,639 | 88.5% | \$6,000 | 74,669 | 1244.5% |
| Total Revenues | \$7,227,200 | \$7,553,960 | 104.5% | \$7,441,540 | \$8,241,918 | 110.8% |
| Transfers In: | \$352,304 | \$352,304 | 100.0% | \$404,904 | 424,352 | 104.8% |
| Expenditures: | | | | | | |
| City Council | \$5,450 | \$1,810 | 33.2% | \$5,450 | \$2,946 | 54.1% |
| City Manager | \$155,306 | \$130,654 | 84.1% | \$163,193 | 185,755 | 113.8% |
| City Secretary | \$114,824 | \$106,475 | 92.7% | \$117,058 | 107,985 | 92.2% |
| Finance | \$319,247 | \$306,570 | 96.0% | \$332,062 | 323,893 | 97.5% |
| Animal Control | \$126,587 | \$113,944 | 90.0% | \$127,487 | 110,386 | 86.6% |
| Code Enforcement | \$164,104 | \$169,141 | 103.1% | \$170,946 | 167,781 | 98.1% |
| Bldg Inspection/Services | \$191,333 | \$177,451 | 92.7% | \$202,346 | \$195,191 | 96.5% |
| Police | \$1,871,704 | \$1,783,379 | 95.3% | \$1,919,769 | \$1,766,385 | 92.0% |
| Planning | \$73,849 | \$58,572 | 79.3% | \$65,256 | 65,665 | 100.6% |
| Fire | \$1,483,093 | \$1,443,916 | 97.4% | \$1,547,491 | 1,495,616 | 96.6% |
| Municipal Court | \$172,450 | \$153,081 | 88.8% | \$169,648 | \$167,654 | 98.8% |
| Library | \$165,477 | \$166,681 | 100.7% | \$171,426 | 170,799 | 99.6% |
| Senior Center | \$187,965 | \$186,248 | 99.1% | \$190,532 | 189,407 | 99.4% |
| Streets | \$418,642 | \$397,997 | 95.1% | \$498,883 | 356,526 | 71.5% |
| Sanitation | \$646,000 | \$686,551 | 106.3% | \$682,920 | 694,067 | 101.6% |
| Support Services | \$540,148 | \$513,271 | 95.0% | \$605,424 | 542,702 | 89.6% |
| Parks | \$230,699 | \$213,505 | 92.5% | \$226,663 | 224,506 | 99.0% |
| Emergency Medical Service | \$164,080 | \$164,080 | 100.0% | \$164,080 | 164,080 | 100.0% |
| Information Technology | \$76,000 | \$73,633 | 96.9% | \$96,669 | 80,090 | 82.9% |
| Human Resources | \$104,878 | \$101,888 | 97.1% | \$106,661 | 104,495 | 98.0% |
| Non Departmental | \$363,025 | \$317,277 | 87.4% | \$342,835 | \$307,323 | 89.6% |
| Total Expenditures | \$7,574,861 | \$7,266,126 | 95.9% | \$7,906,799 | \$7,423,253 | 93.9% |
| City Manager Directed | \$111,643 | \$352,885 | 316.1% | \$266,179 | \$773,164 | 290.5% |

**WATER AND SEWER FUND
SUMMARY OF REVENUES AND EXPENDITURES
FOR FISCAL YEAR 2015-16
AS OF 9/30/16
100.00% OF BUDGET YEAR**

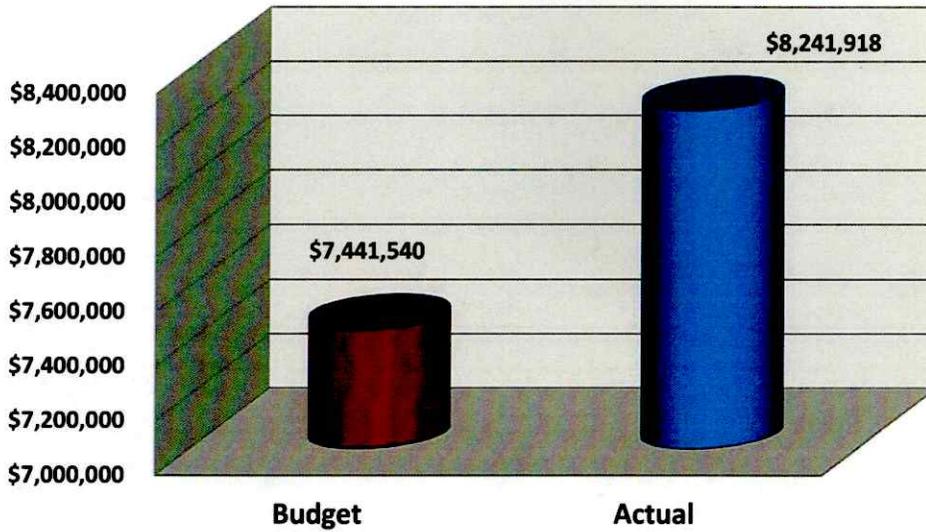
| | LAST YEAR | | | THIS YEAR | | |
|----------------------------|--------------------|--------------------|---------------|--------------------|--------------------|---------------|
| | Annual Budget | Year-to-Date | % of Budget | Annual Budget | Year-to-Date | % of Budget |
| Revenues: | | | | | | |
| Water Sales | \$2,379,413 | \$2,428,637 | 102.1% | \$2,371,804 | \$2,462,782 | 103.8% |
| Sewer Service | \$2,470,412 | \$2,723,853 | 110.3% | \$2,633,248 | \$2,841,542 | 107.9% |
| Penalties and Interest | \$115,000 | \$111,315 | 96.8% | \$115,000 | \$123,702 | 107.6% |
| Pretreatment Sewer Revenue | \$32,006 | \$36,022 | 112.5% | \$32,006 | \$41,304 | 129.1% |
| Reconnection Fees | \$35,000 | \$34,940 | 99.8% | \$35,000 | \$50,825 | 145.2% |
| Meter Installation | \$1,600 | \$16,800 | 1050.0% | \$1,600 | \$12,825 | 801.6% |
| Online Payment Fee | \$3,500 | \$5,554 | 158.7% | \$3,500 | \$6,488 | 185.4% |
| Interest Earnings | \$2,000 | \$708 | 35.4% | \$2,000 | \$4,572 | 228.6% |
| Miscellaneous | \$450 | \$16,291 | 3620.2% | \$450 | \$2,761 | 613.6% |
| Bank and NSF Fees | \$2,500 | \$780 | 31.2% | \$2,500 | \$1,380 | 55.2% |
| Water Tap Fees | \$2,000 | \$8,700 | 435.0% | \$4,200 | \$1,200 | 28.6% |
| Sewer Tap Fees | \$1,500 | \$4,250 | 283.3% | \$3,000 | \$1,250 | 41.7% |
| Total Revenues | \$5,045,381 | \$5,387,850 | 106.8% | \$5,204,308 | \$5,550,631 | 106.7% |
| Expenditures: | | | | | | |
| Utility Administration | \$243,021 | \$235,208 | 96.8% | \$241,232 | \$176,211 | 73.0% |
| Water Services | \$1,380,011 | \$1,408,864 | 102.1% | \$1,498,255 | \$1,503,196 | 100.3% |
| Sewer Services | \$1,929,954 | \$1,558,218 | 80.7% | \$2,180,132 | \$1,985,052 | 91.1% |
| Customer Services | \$240,358 | \$238,039 | 99.0% | \$248,659 | \$249,538 | 100.4% |
| Non Departmental | \$164,216 | \$114,201 | 69.5% | \$203,606 | 146,812 | 72.1% |
| Debt Service Transfer | \$516,141 | \$516,141 | 100.0% | \$549,100 | \$423,623 | 77.1% |
| Total Expenditures | \$4,473,701 | \$4,070,671 | 91.0% | \$4,920,984 | \$4,484,431 | 91.1% |
| | | | | | | |
| Transfers Out | \$2,055,304 | \$1,245,474 | 60.6% | \$1,046,304 | 396,752 | 37.9% |

OTHER FUNDS: FINANCIAL SUMMARY
FOR FISCAL YEAR 2015-16
AS OF 9/30/16
100.00% of Budget Year

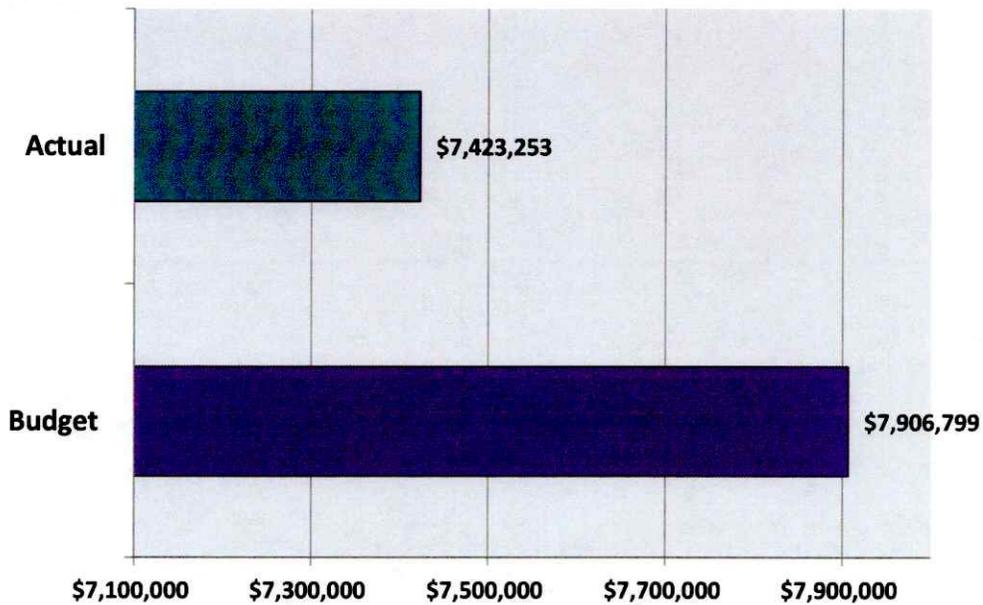
| FUND # | FUND NAME | FY 2015 ACTUAL YEAR-TO-DATE REVENUES | FY 2016 ANNUAL REVENUE BUDGET | FY 2016 ACTUAL YEAR-TO-DATE REVENUES |
|------------------------------|-------------------------|--------------------------------------|-------------------------------|--------------------------------------|
| ENTERPRISE FUNDS | | | | |
| 21 | W&S Debt Service | \$651,998 | \$549,100 | \$562,564 |
| 22 | W&S Improvements | \$796,020 | \$669,000 | \$167,963 |
| 23 | Water Meter Deposit | \$111 | | |
| 61 | Storm Water | \$55,770 | \$82,800 | \$67,937 |
| SPECIAL REVENUE FUNDS | | | | |
| 29 | Police Seizure State | \$1,150 | | \$515 |
| 32 | Miscellaneous Grants | \$3,196 | \$2,550 | \$2,380 |
| 35 | Recycle Revenue Fund | \$432 | | \$2,121 |
| 36 | Municipal Court | \$7,429 | \$13,605 | \$7,921 |
| 38 | Park Development | \$58,000 | | |
| 39 | Hotel Motel Fund | \$25,350 | \$15,000 | \$33,907 |
| 42 | Park Maintenance | | | \$1,685 |
| 45 | Animal Shelter | \$4,940 | \$1,500 | \$3,326 |
| 47 | Vehicle Replacement | \$2,310 | | \$80,445 |
| 52 | InterAgency PS Training | \$3,114 | \$3,000 | \$272 |
| DEBT SERVICE FUND | | | | |
| 2 | General Debt Service | \$282,527 | \$232,981 | |
| CAPITAL PROJECTS | | | | |
| 40 | 2006 & 2008 CIP | \$16 | | |
| 41 | 2015 Street Projects | \$4,133,143 | | \$6,679 |
| 49 | 2012 Street Projects | | | |

| FY 2015 ACTUAL YEAR-TO-DATE EXPENDITURES | FY 2016 ANNUAL EXPENDITURE BUDGET | FY 2016 ACTUAL YEAR-TO-DATE EXPENDITURES |
|--|-----------------------------------|--|
| ENTERPRISE FUNDS | | |
| \$223,344 | \$549,099 | \$246,651 |
| \$780,276 | \$669,000 | \$163,170 |
| \$207 | | |
| \$42,670 | \$82,900 | \$42,485 |
| SPECIAL REVENUE FUNDS | | |
| \$3,613 | \$0 | \$1,025 |
| \$4,130 | \$0 | \$1,726 |
| \$897 | \$0 | \$861 |
| \$5,979 | \$19,428 | \$4,643 |
| \$25,350 | \$15,000 | \$31,830 |
| \$3,414 | \$3,000 | \$4,525 |
| \$0 | \$5,000 | \$1,153 |
| DEBT SERVICE FUND | | |
| \$278,770 | \$236,864 | |
| CAPITAL PROJECTS | | |
| \$66,409 | \$0 | |
| \$1,545,404 | \$2,034,500 | \$875,949 |
| \$0 | | |

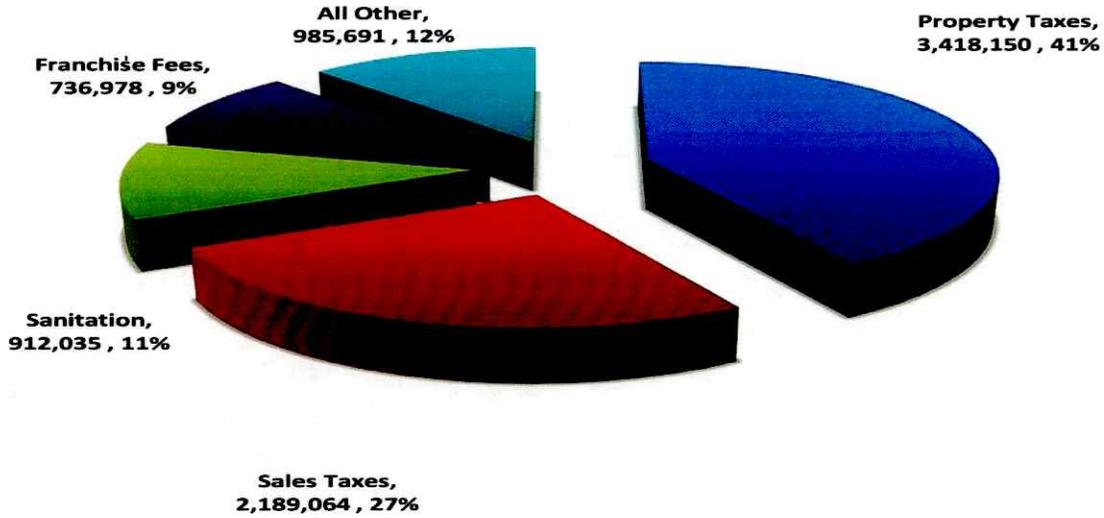
Year to Date Revenue Comparison General Fund



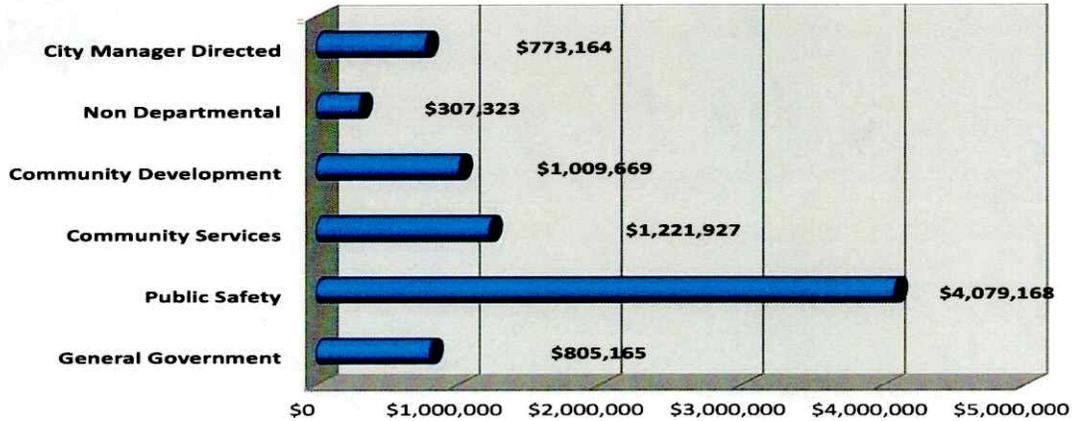
Year to Date Expenditure Comparison General Fund



**General Fund Revenues
FY 2016
Total \$8,241,918**



**General Fund Expenditures
FY 2016
Total \$8,196,417**



General Government

City Council, City Manager, City Secretary, Information Technology, Human Resources and Finance

Community Development

Building Services, Code Enforcement, Streets, Parks, Planning

Community Services

Municipal Court, Library, Senior Center, Sanitation

Public Safety

Police, Fire, Ambulance, Support Services, Animal Control



Sales & Use Tax Monthly Summary General Fund

September, 2016

| History by Month | | | | | |
|---------------------------|------------------------|------------------------|------------------------|-----------------------------|-------------|
| Month | FY 13-14 | FY 14-15 | FY 15-16 | Inc/(Dec) From Last Year | Percent +/- |
| October | \$ 106,576.44 | \$ 107,003.12 | \$ 108,304.81 | \$ 1,301.69 | 1.2% |
| November | \$ 122,226.62 | \$ 124,981.98 | \$ 134,211.07 | \$ 9,229.09 | 7.4% |
| December | \$ 104,506.53 | \$ 111,677.33 | \$ 107,679.72 | \$ (3,997.62) | -3.6% |
| January | \$ 107,795.11 | \$ 103,452.34 | \$ 106,634.86 | \$ 3,182.52 | 3.1% |
| February | \$ 148,522.67 | \$ 146,386.16 | \$ 155,594.11 | \$ 9,207.95 | 6.3% |
| March | \$ 98,530.44 | \$ 85,928.29 | \$ 101,380.53 | \$ 15,452.25 | 18.0% |
| April | \$ 103,736.30 | \$ 99,756.27 | \$ 107,966.73 | \$ 8,210.46 | 8.2% |
| May | \$ 136,642.27 | \$ 141,681.14 | \$ 141,751.32 | \$ 70.18 | 0.0% |
| June | \$ 104,705.10 | \$ 100,302.58 | \$ 111,825.38 | \$ 11,522.80 | 11.5% |
| July | \$ 111,213.05 | \$ 106,340.37 | \$ 114,616.88 | \$ 8,276.51 | 7.8% |
| August | \$ 126,911.90 | \$ 128,849.58 | \$ 139,302.65 | \$ 10,453.08 | 8.1% |
| September | \$ 104,811.39 | \$ 109,082.88 | \$ 118,827.00 | \$ 9,744.13 | 8.9% |
| Total General Fund | \$ 1,376,177.79 | \$ 1,365,442.01 | \$ 1,448,095.02 | \$ 82,653.02 | 6.1% |

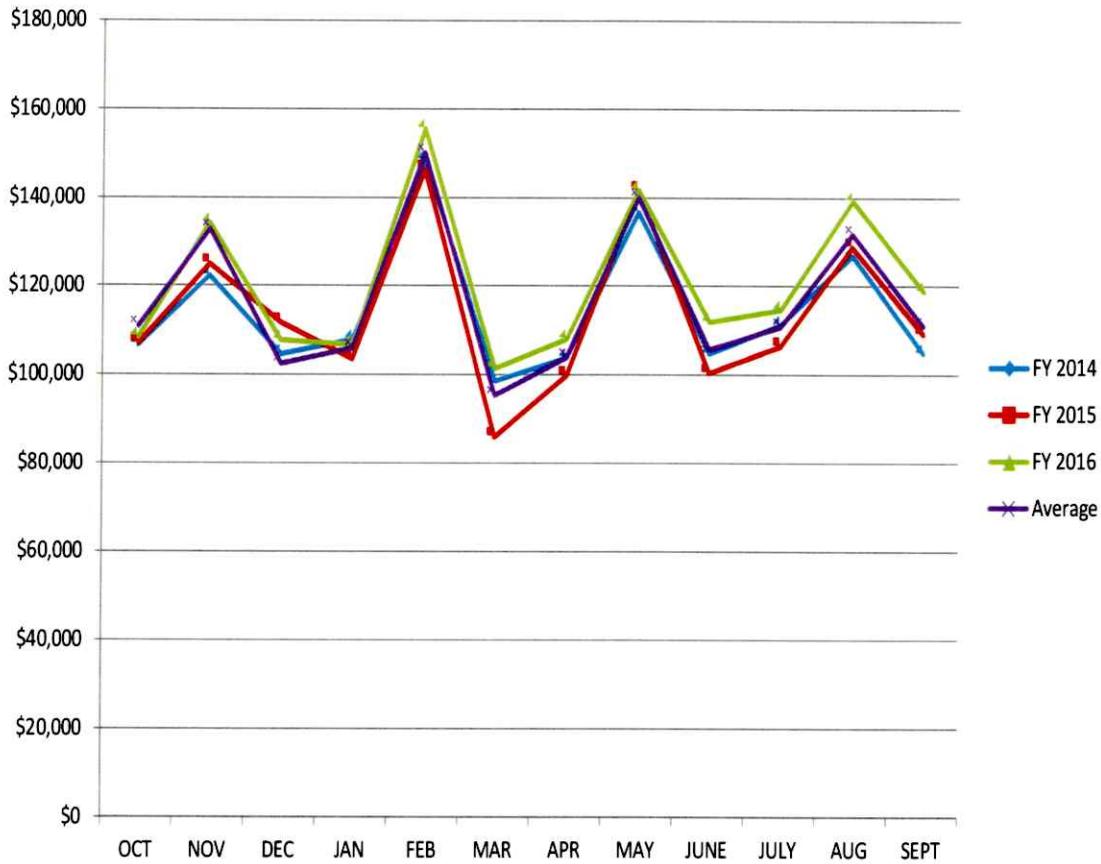
| Actual to Budget | | | | | |
|--------------------------|--------------------|-------------------|---------------------|---------------------|--------------|
| GF Budget FY 2016 | | | \$ 1,359,600 | | |
| | <u>PERCENT YTD</u> | <u>AMOUNT YTD</u> | | | |
| Target to Budget | 100.00% | \$ 1,359,600.00 | | | |
| Actual to Budget | 106.51% | \$ 1,448,095.02 | | | |
| Amount Over/(Under) | | \$ 88,495.02 | | | |
| Percent +/- | | 6.51% | | <u>OVER/(UNDER)</u> | <u>% +/-</u> |
| September 30 Forecast | | | \$ 1,448,095 | \$ 88,495 | 6.5% |

| Actual to Actual | | | | | |
|-------------------------|------------------------|------------------------|------------------------|-----------------------------|-------------|
| | FY 13-14 | FY 14-15 | FY 15-16 | Inc/(Dec) From Last Year | Percent +/- |
| Year to Date | \$ 1,376,177.79 | \$ 1,365,442.01 | \$ 1,448,095.02 | \$ 82,653.01 | 6.1% |

| Total Sales Tax & Distribution | | | | |
|---|------------------------|----------------------|----------------------|------------------------|
| | General Fund | PTR | 4B | Total |
| This Month | \$ 118,827.00 | \$ 59,413.50 | \$ 59,413.50 | \$ 237,654.00 |
| Year to Date | \$ 1,448,095.02 | \$ 724,047.51 | \$ 724,047.51 | \$ 2,896,190.04 |

NOTE: SALES TAX IS RECEIVED FROM THE STATE TWO MONTHS AFTER THE ACTUAL SALE DATE.

General Fund Sales Tax Comparison



| | FY 2014 | FY 2015 | FY 2016 | Three Year Average |
|------|----------------|----------------|----------------|-------------------------------|
| OCT | 106,576.44 | 107,003.12 | 108,304.81 | 110,854.63 |
| NOV | 122,226.62 | 124,981.98 | 134,211.07 | 132,843.00 |
| DEC | 104,506.53 | 111,677.33 | 107,679.72 | 102,397.68 |
| JAN | 107,795.11 | 103,452.34 | 106,634.86 | 105,960.77 |
| FEB | 148,522.67 | 146,386.16 | 155,594.11 | 150,167.64 |
| MAR | 98,530.44 | 85,928.29 | 101,380.53 | 95,279.75 |
| APR | 103,736.30 | 99,756.27 | 107,966.73 | 103,819.76 |
| MAY | 136,642.27 | 141,681.14 | 141,751.32 | 140,024.91 |
| JUNE | 104,705.10 | 100,302.58 | 111,825.38 | 105,611.02 |
| JULY | 111,213.05 | 106,340.37 | 114,616.88 | 110,723.43 |
| AUG | 126,911.90 | 128,849.58 | 139,302.65 | 131,688.04 |
| SEPT | 104,811.39 | 109,082.88 | 118,827.00 | 110,907.09 |

Regular Agenda Item: 8

Meeting Date:

Receive financial report from the City of Seagoville Finance Director and discuss the first quarter of FY 2016-2017 (Finance)

ITEM DESCRIPTION:

Finance Director Patrick Harvey will review the city's financial position as presented in the December 2016 Revenue and Expense Reports.

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

EXHIBITS:

December 2016 Revenue and Expense Reports (First Quarter 2017)



Memo

Date: January 27, 2017
To: Pat Stallings, City Manager
From: Patrick Harvey, Director of Finance
Subject: December 2016 Financial Reports

This memo accompanies the December 2016 Revenue and Expense Reports for the City of Seagoville, and highlights selected financial activities for the first three months of FY 2017. The first three months of the fiscal year represents 25% of the total fiscal year, and this memo provides an explanation of variances from that standard.

General Fund

Revenues: General fund total revenue for the first three months of the fiscal year is above budget expectations (actual 40.2% vs. expected 25.00%). The current year fiscal Property tax revenue collections are ahead of last year's collection rate (56.4% vs. 52.7%) – I anticipate property tax revenue collections should be within the budget estimate. Sales Tax revenue collections are slightly less than budget expectations (23.7%). This is due to a local business remitting sales tax to Seagoville's credit rather than remitting sales tax at the location of the sale. This was determined by the State Comptroller's office in a recently conducted audit. The sales tax adjustment was reflected in the December sales tax remittance. This brought the year to date sales tax revenue down for the current fiscal year. We are optimistic that sales tax will rebound as we proceed through the fiscal year. In Franchise Fee revenue, the comparative collection trend for the first three months of FY 2017 vs. FY 2016 appears below:

| Description | FY 2017 Amount | FY 2016 Amount | Increase/(Decrease) |
|-------------------|-------------------|-------------------|---------------------|
| ONCOR | \$99,061 | \$116,154 | \$(17,093) |
| Cable | | 9,945 | (9,945) |
| Telephone | 7,050 | 18,756 | (11,706) |
| Republic Disposal | 4,807 | 12,711 | (7,904) |

Permits & Fees are above expectations due to the City's procedural change resulting in required renewals of food health permits prior to the end of the calendar year. Therefore, many local vendors renewed their food health permits for 2016 in December 2015. The City received \$77,030.35 for issuing 69 building permits for the Highland Meadows Phase II subdivision, \$8,320.70 for issuing 6 building permits for the Meadows subdivision, and \$1,273.75 for issuing a permit in the Stafford Addition subdivision. **Grants** revenue reflects

the receipt of resources from the Governor's office for the acquisition of body cameras for the Police department.

Total revenues for the first three months of the fiscal year are \$3,210,417 or 40.2% of budget. This compares favorably to total General Fund revenues for the first three months of the previous fiscal year (\$3,039,382).

Expenditures: Total General Fund expenditures are within budget expectations (25.8% actual vs. 25.0% expected).

Administration is above expectations due to the one-time cost of deferred compensation. The amount expended is within budget, and the spending trend should level as we progress through the fiscal year.

City Secretary is above expectations due to interim staffing of the vacant position and the acquisition of an executive recruiting firm to assist in filling the vacancy.

Finance is above expectations due to payment of half of the annual external audit and half of the annual expenditure of Dallas/Kaufman county appraisal services.

Code Enforcement is above expectations due to payments for Dallas County and 3rd party retail food inspection services.

Library is above expectations due to part time staffing.

Senior Center is above expectations due to part time staffing.

Street is above expectations due to ongoing street repair projects of Riverview and Oakbrook.

Human Resources is above expectations due payments for service awards.

Non departmental is above expectations due to the annual premium payment to TML for workers' compensation and property/casualty insurance.

City Manager Directed includes the planned transfer to the Vehicle Replacement fund (\$42,000), the planned transfer to the Street Maintenance fund (\$120,000), the down payment for the new quint fire vehicle (\$72,000) and \$19,160 of a planned \$20,000 expenditure to upgrade the City's website. The website upgrade initiative is currently ongoing.

Water and Sewer Fund (Fund 20)

Revenues: Total Water and Sewer Fund revenues are within budget expectations (24.5% vs. 25.0%). Water sales should accelerate during the summer depending upon the weather conditions. **Penalties and Interest** is generated from late customer payment. **Pretreatment Sewer Revenue** is charged to a few of our industrial customers to cover the cost of wastewater pretreatment required by the state to ensure the prevention of harmful materials entering the water system. **Reconnection Fees** are higher than anticipated due to a renewed commitment to enforcement activities against delinquent customers.

Expenditures: The year to date expenditure trend is within expectations (19.1% actual vs. 25.00% expected).

Other Funds

Park Development (Fund 38)

This fund received \$56,500 in fees from the developer of Highland Meadows Phase 2B.

Street Maintenance (Fund 43)

This fund received a transfer from the General Fund in the amount of \$120,000.

Vehicle Replacement (Fund 47)

This fund received a transfer from the General Fund in the amount of \$42,000.

**GENERAL FUND
SUMMARY OF REVENUES AND EXPENDITURES
FOR FISCAL YEAR 2016-17
AS OF 12/31/16
25.00 % OF BUDGET YEAR**

| | LAST YEAR | | | THIS YEAR | | |
|----------------------------------|--------------------|------------------|----------------|--------------------|------------------|----------------|
| | Annual Budget | Year-to- Date | % of Budget | Annual Budget | Year-to- Date | % of Budget |
| Revenues: | | | | | | |
| Property Taxes | \$3,377,800 | \$1,780,114 | 52.7% | \$3,768,772 | \$2,126,890 | 56.4% |
| Sales Taxes | \$2,040,040 | \$505,768 | 24.8% | \$2,178,764 | \$516,642 | 23.7% |
| Franchise Fees | \$648,300 | \$164,803 | 25.4% | \$647,500 | \$112,039 | 17.3% |
| Permits & Fees | \$204,175 | \$141,954 | 69.5% | \$258,125 | \$150,721 | 58.4% |
| Sanitation | \$901,725 | \$225,379 | 25.0% | \$914,560 | \$234,268 | 25.6% |
| Senior Activities | \$24,000 | \$3,132 | 13.0% | \$24,000 | \$397 | 1.7% |
| Fines | \$238,000 | \$39,534 | 16.6% | \$177,200 | \$47,392 | 26.7% |
| Interest | \$1,500 | \$442 | 29.5% | \$1,500 | \$1,510 | 100.7% |
| Grants | | | | | \$13,274 | 0.0% |
| Loan Proceeds | | \$175,000 | 0.0% | | | 0.0% |
| Miscellaneous | \$6,000 | \$3,256 | 54.3% | \$6,000 | \$7,285 | 121.4% |
| Total Revenues | \$7,441,540 | \$3,039,382 | 40.8% | \$7,976,421 | \$3,210,417 | 40.2% |
| Transfers In: | \$404,904 | \$140,676 | 34.7% | \$379,904 | \$115,676 | 30.4% |
| Expenditures: | | | | | | |
| City Council | \$5,450 | \$1,779 | 32.6% | \$9,450 | \$1,507 | 15.9% |
| City Manager | \$163,193 | \$37,720 | 23.1% | \$206,358 | \$57,926 | 28.1% |
| City Secretary | \$116,241 | \$25,551 | 22.0% | \$115,450 | \$37,405 | 32.4% |
| Finance | \$321,994 | \$83,005 | 25.8% | \$349,443 | \$96,952 | 27.7% |
| Animal Control | \$126,954 | \$27,070 | 21.3% | \$117,382 | \$24,686 | 21.0% |
| Code Enforcement Bldg | \$170,029 | \$44,951 | 26.4% | \$175,197 | \$47,803 | 27.3% |
| Inspection/Services | \$191,946 | \$59,643 | 31.1% | \$255,616 | \$62,121 | 24.3% |
| Police | \$1,909,333 | \$477,256 | 25.0% | \$1,929,014 | \$482,721 | 25.0% |
| Planning | \$64,800 | \$15,416 | 23.8% | \$81,656 | \$15,409 | 18.9% |
| Fire | \$1,536,599 | \$383,245 | 24.9% | \$1,579,045 | \$409,402 | 25.9% |
| Municipal Court | \$168,750 | \$37,294 | 22.1% | \$161,508 | \$38,566 | 23.9% |
| Library | \$167,688 | \$42,816 | 25.5% | \$177,730 | \$48,081 | 27.1% |
| Senior Center | \$190,031 | \$33,039 | 17.4% | \$193,552 | \$51,431 | 26.6% |
| Streets | \$496,255 | \$77,296 | 15.6% | \$495,492 | \$148,208 | 29.9% |
| Sanitation | \$682,920 | \$115,160 | 16.9% | \$694,088 | \$118,690 | 17.1% |
| Support Services | \$601,573 | \$163,472 | 27.2% | \$669,800 | \$165,886 | 24.8% |
| Parks | \$226,663 | \$28,800 | 12.7% | \$231,437 | \$50,898 | 22.0% |
| Emergency Medical Service | \$164,080 | \$41,020 | 25.0% | \$164,080 | \$41,020 | 25.0% |
| Information Technology | \$96,669 | \$22,742 | 23.5% | \$93,759 | \$23,463 | 25.0% |
| Human Resources | \$105,781 | \$28,730 | 27.2% | \$110,403 | \$28,824 | 26.1% |
| Non Departmental | \$342,835 | \$146,606 | 42.8% | \$340,760 | \$150,887 | 44.3% |
| Total Expenditures | \$7,849,784 | \$1,892,612 | 24.1% | \$8,151,220 | \$2,101,887 | 25.8% |
| City Hall Roof Repair | | \$163,946 | | | | |
| City Manager Directed | \$289,089 | \$364,355 | | \$402,392 | \$289,904 | 72.0% |

**WATER AND SEWER FUND
SUMMARY OF REVENUES AND EXPENDITURES
FOR FISCAL YEAR 2016-17
AS OF 12/31/16
25.00 % OF BUDGET YEAR**

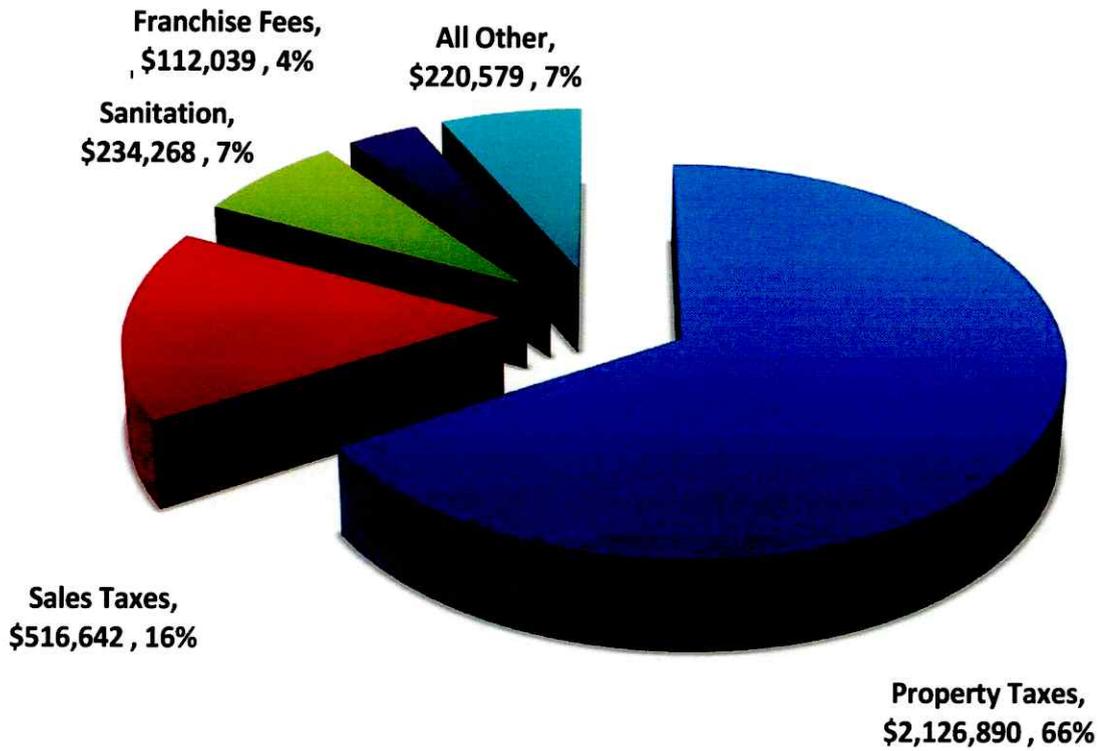
| | LAST YEAR | | | THIS YEAR | | |
|----------------------------|--------------------|--------------------|--------------|--------------------|--------------------|--------------|
| | Annual Budget | Year-to-Date | % of Budget | Annual Budget | Year-to-Date | % of Budget |
| Revenues: | | | | | | |
| Water Sales | \$2,371,804 | \$632,232 | 26.7% | \$3,117,634 | \$745,000 | 23.9% |
| Sewer Service | \$2,633,248 | \$733,324 | 27.8% | \$3,120,468 | \$767,040 | 24.6% |
| Penalties and Interest | \$115,000 | \$34,341 | 29.9% | \$110,000 | \$33,848 | 30.8% |
| Pretreatment Sewer Revenue | \$32,006 | \$10,001 | 31.2% | \$46,388 | \$10,558 | 22.8% |
| Reconnection Fees | \$35,000 | \$6,180 | 17.7% | \$35,000 | \$17,395 | 49.7% |
| Meter Installation | \$1,600 | \$9,250 | 578.1% | \$1,600 | \$1,500 | 93.8% |
| Online Payment Fee | \$3,500 | \$1,799 | 51.4% | \$4,500 | \$1,824 | 40.5% |
| Interest Earnings | \$2,000 | \$130 | 6.5% | \$2,000 | \$1,654 | 82.7% |
| Miscellaneous | \$450 | \$482 | 107.0% | \$450 | \$1,271 | 282.5% |
| Bank and NSF Fees | \$2,500 | \$390 | 15.6% | \$900 | \$420 | 46.7% |
| Water Tap Fees | \$4,200 | \$0 | 0.0% | \$0 | | 0.0% |
| Sewer Tap Fees | \$3,000 | | 0.0% | \$0 | | 0.0% |
| Total Revenues | \$5,204,308 | \$1,428,129 | 27.4% | \$6,438,940 | \$1,580,510 | 24.5% |
| | | | | | | |
| Expenditures: | | | | | | |
| Utility Administration | \$251,316 | \$57,263 | 22.8% | \$164,652 | \$44,674 | 27.1% |
| Water Services | \$1,493,684 | \$286,148 | 19.2% | \$1,908,999 | \$262,136 | 13.7% |
| Sewer Services | \$2,179,092 | \$459,968 | 21.1% | \$2,349,774 | \$479,427 | 20.4% |
| Customer Services | \$244,186 | \$59,887 | 24.5% | \$214,119 | \$43,871 | 20.5% |
| Non Departmental | \$203,606 | \$152,445 | 74.9% | \$395,806 | \$95,337 | 24.1% |
| Debt Service Transfer | \$549,100 | \$137,896 | 25.1% | \$599,467 | \$149,867 | 25.0% |
| Total Expenditures | \$4,920,984 | \$1,153,608 | 23.4% | \$5,632,817 | \$1,075,312 | 19.1% |
| | | | | | | |
| Transfers Out | \$1,046,304 | \$113,076 | 10.8% | \$752,304 | \$88,076 | 11.7% |
| | | | | | | |

**OTHER FUNDS: FINANCIAL SUMMARY
FOR FISCAL YEAR 2016-17
AS OF 12/31/16
25.00% of Budget Year**

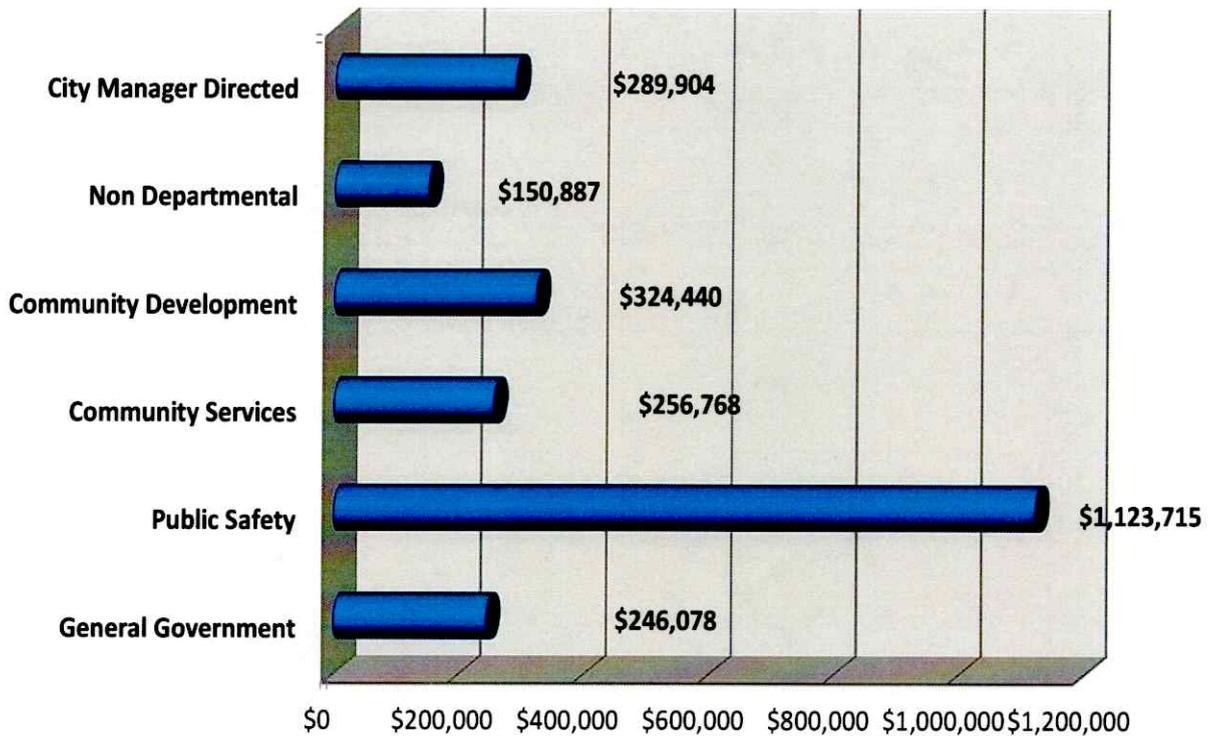
| FUND # | FUND NAME | FY 2016 ACTUAL YEAR-TO-DATE REVENUES | FY 2017 ANNUAL REVENUE BUDGET | FY 2017 ACTUAL YEAR-TO-DATE REVENUES |
|------------------------------|--------------------------|--------------------------------------|-------------------------------|--------------------------------------|
| ENTERPRISE FUNDS | | | | |
| 21 | W&S Debt Service | \$137,896 | \$599,517 | \$149,920 |
| 22 | W&S Improvements | \$0 | \$400,000 | |
| 23 | Water Meter Deposit | \$0 | | |
| 61 | Storm Water | \$16,082 | \$82,800 | \$17,402 |
| SPECIAL REVENUE FUNDS | | | | |
| 29 | Police Seizure State | | \$623 | |
| 30 | Police Seizure Federal | | | |
| 32 | Miscellaneous Grants | \$880 | \$2,550 | \$550 |
| 35 | Recycle Revenue Fund | \$1,761 | \$500 | \$1,761 |
| 36 | Municipal Court | \$1,650 | \$7,500 | \$1,880 |
| 38 | Park Development | | | \$56,500 |
| 39 | Hotel Motel Fund | \$8,213 | \$24,000 | \$9,664 |
| 42 | Park Maintenance | | \$2,000 | |
| 43 | Street Maintenance | | \$120,100 | \$120,000 |
| 45 | Animal Shelter | \$1,215 | \$1,500 | \$1,217 |
| 47 | Vehicle Replacement Fund | \$52,000 | \$44,500 | \$42,000 |
| 52 | InterAgency PS Training | | \$3,000 | |
| DEBT SERVICE FUND | | | | |
| 2 | General Debt Service | | | |
| CAPITAL PROJECTS | | | | |
| 40 | General CIP | | | |
| 41 | FY 2015 Street Projects | \$490 | \$2,000 | \$35,187 |

| FY 2016 ACTUAL YEAR-TO-DATE EXPENDITURES | FY 2017 ANNUAL EXPENDITURE BUDGET | FY 2017 ACTUAL YEAR-TO-DATE EXPENDITURES |
|--|-----------------------------------|--|
| ENTERPRISE FUNDS | | |
| | \$599,467 | |
| \$825 | \$605,000 | \$1,154 |
| \$28,238 | \$82,900 | \$48,644 |
| SPECIAL REVENUE FUNDS | | |
| | | |
| \$534 | \$2,777 | \$421 |
| | \$500 | \$146 |
| | \$20,366 | \$410 |
| \$8,213 | \$24,000 | \$11,742 |
| | | |
| \$4,525 | \$3,000 | \$4,525 |
| | | |
| | \$5,000 | |
| DEBT SERVICE FUND | | |
| | | |
| CAPITAL PROJECTS | | |
| | | |
| \$195,938 | \$1,774,815 | \$7,500 |

**General Fund Revenues
1st Quarter, FY 2017
Total \$3,210,417**



**General Fund Expenditures
1st Quarter FY 2017
Total \$2,391,791**



General Government

City Council, City Manager, City Secretary, Information Technology, Human Resources and Finance

Community Development

Building Services, Code Enforcement, Streets, Parks, Planning

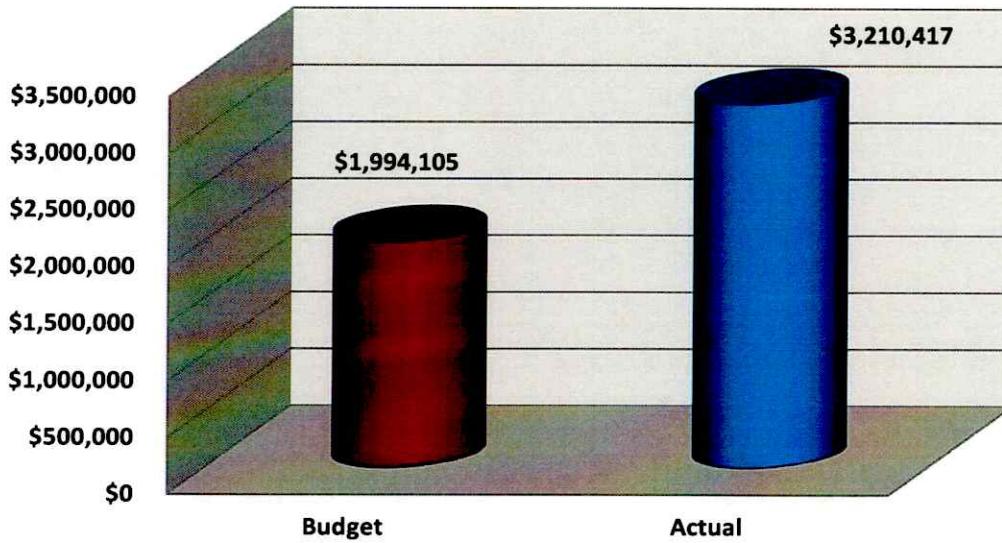
Community Services

Municipal Court, Library, Senior Center, Sanitation

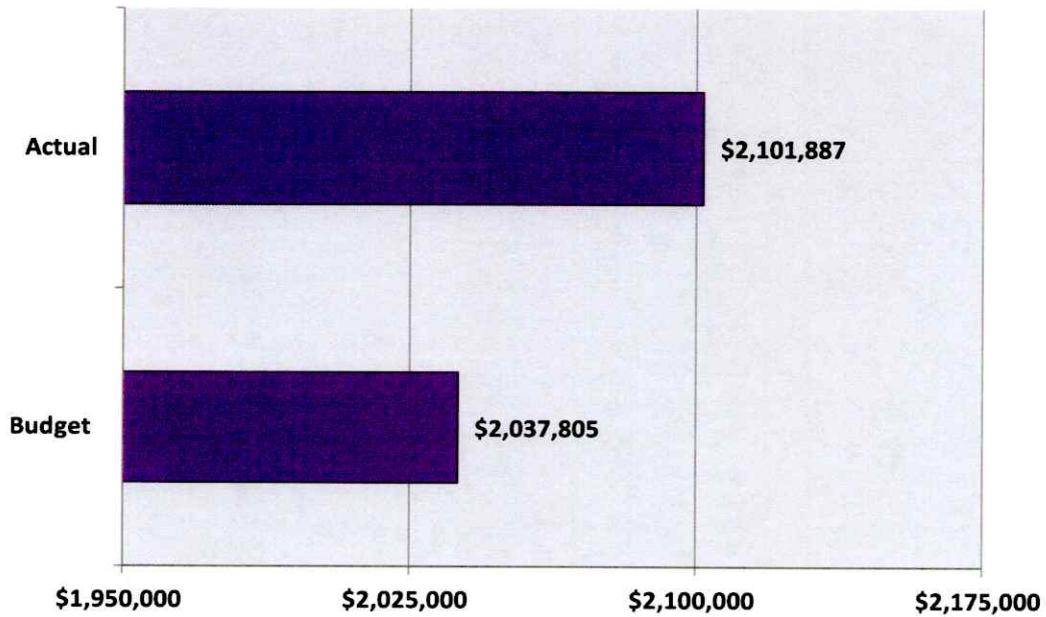
Public Safety

Police, Fire, Ambulance, Support Services, Animal Control

Year to Date Revenue Comparison General Fund



Year to Date Expenditure Comparison General Fund





Sales & Use Tax Monthly Summary General Fund

December, 2016

| History by Month | | | | | |
|---------------------------|------------------------|------------------------|----------------------|-----------------------------|--------------|
| Month | FY 14-15 | FY 15-16 | FY 16-17 | Inc/(Dec) From Last Year | Percent +/- |
| October | \$ 107,003.12 | \$ 108,304.81 | \$ 117,255.97 | \$ 8,951.17 | 8.3% |
| November | \$ 124,981.98 | \$ 134,211.07 | \$ 139,335.95 | \$ 5,124.88 | 3.8% |
| December | \$ 111,677.33 | \$ 107,679.72 | \$ 87,836.00 | \$ (19,843.72) | -18.4% |
| January | \$ 103,452.34 | \$ 106,634.86 | \$ - | \$ - | 0.0% |
| February | \$ 146,386.16 | \$ 155,594.11 | \$ - | \$ - | 0.0% |
| March | \$ 85,928.29 | \$ 101,380.53 | \$ - | \$ - | 0.0% |
| April | \$ 99,756.27 | \$ 107,966.73 | \$ - | \$ - | 0.0% |
| May | \$ 141,681.14 | \$ 141,751.32 | \$ - | \$ - | 0.0% |
| June | \$ 100,302.58 | \$ 111,825.38 | \$ - | \$ - | 0.0% |
| July | \$ 106,340.37 | \$ 114,616.88 | \$ - | \$ - | 0.0% |
| August | \$ 128,849.58 | \$ 139,302.65 | \$ - | \$ - | 0.0% |
| September | \$ 109,082.88 | \$ 118,827.00 | \$ - | \$ - | 0.0% |
| Total General Fund | \$ 1,365,442.01 | \$ 1,448,095.02 | \$ 344,427.91 | \$ (5,767.68) | -1.6% |

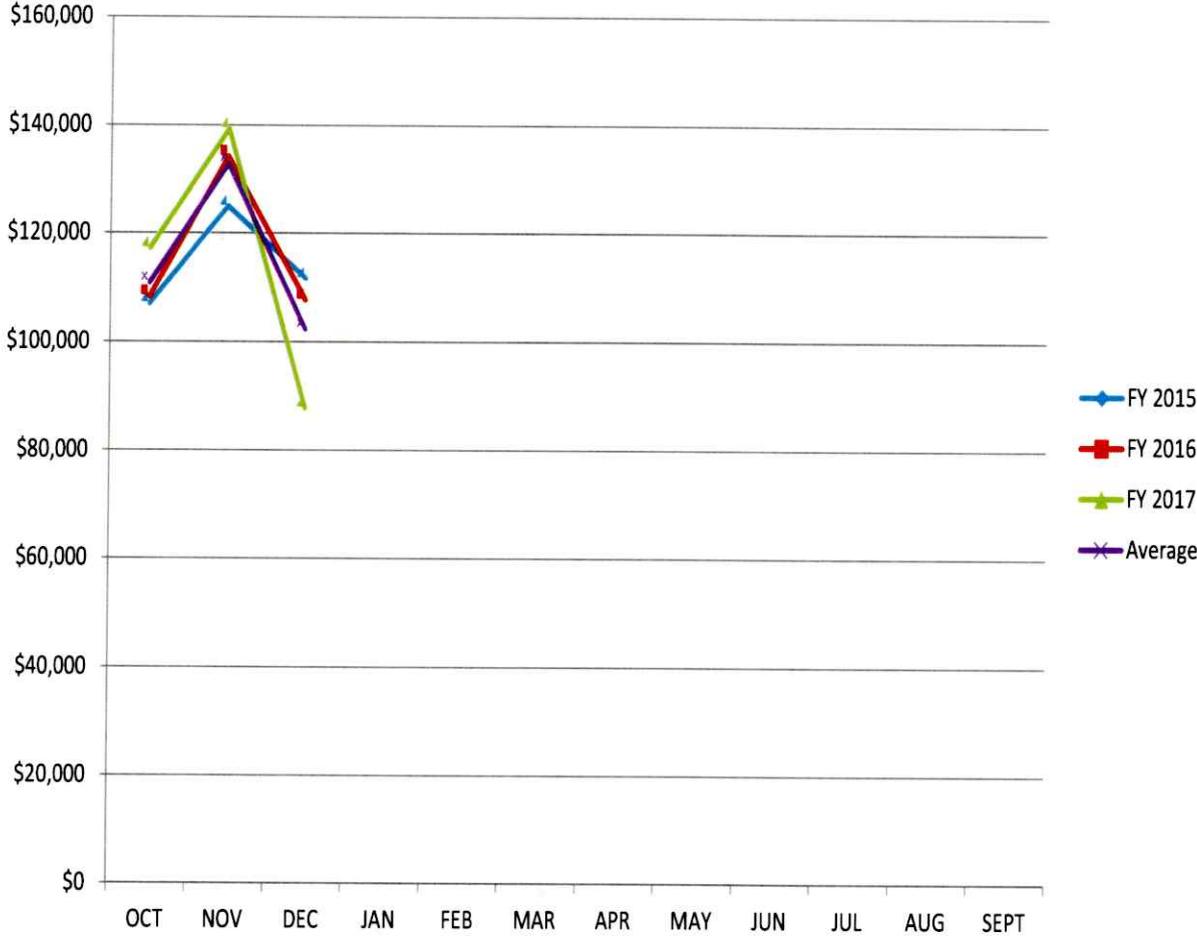
| Actual to Budget | | | | | |
|--------------------------|--------------------|-------------------|---------------------|---------------------|--------------|
| GF Budget FY 2017 | | | | \$ 1,441,176 | |
| | <u>PERCENT YTD</u> | <u>AMOUNT YTD</u> | | | |
| Target to Budget | 25.00% | \$ 360,294.00 | | | |
| Actual to Budget | 23.90% | \$ 344,427.91 | | | |
| Amount Over/(Under) | | \$ (15,866.09) | | | |
| Percent +/- | | -1.10% | | | |
| September 30 Forecast | | | \$ 1,424,245 | \$ (16,931) | -1.2% |

| Actual to Actual | | | | | |
|-------------------------|---------------|---------------|---------------|-----------------------------|-------------|
| Year to Date | FY 14-15 | FY 15-16 | FY 16-17 | Inc/(Dec) From Last Year | Percent +/- |
| Year to Date | \$ 343,662.43 | \$ 350,195.59 | \$ 344,427.91 | \$ (5,767.68) | -1.6% |

| Total Sales Tax & Distribution | | | | |
|---|---------------|---------------|---------------|----------------------|
| | General Fund | PTR | 4B | Total |
| This Month | \$ 87,836.00 | \$ 43,918.00 | \$ 43,917.99 | \$ 175,671.99 |
| Year to Date | \$ 344,427.91 | \$ 172,213.96 | \$ 172,213.95 | \$ 688,855.82 |

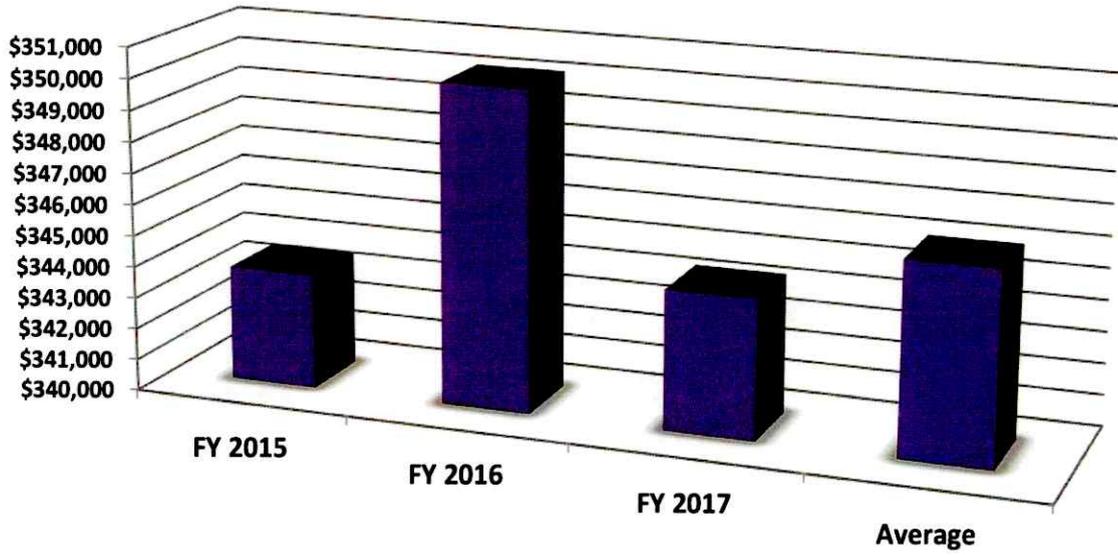
NOTE: SALES TAX IS RECEIVED FROM THE STATE TWO MONTHS AFTER THE ACTUAL SALE DATE.

General Fund Sales Tax Comparison



| | FY 2015 | FY 2016 | FY 2017 | Three Year Average |
|-----|----------------|----------------|----------------|-------------------------------|
| OCT | 107,003.12 | 108,304.81 | 117,255.97 | 110,854.63 |
| NOV | 124,981.98 | 134,211.07 | 139,335.95 | 132,843.00 |
| DEC | 111,677.33 | 107,679.72 | 87,836.00 | 102,397.68 |

Fiscal Year to Date Comparison - Sales Tax



| | FY 2015 | FY 2016 | FY 2017 | Three Year Average |
|---------------------|------------|------------|------------|--------------------|
| Fiscal Year To Date | 343,662.43 | 350,195.59 | 344,427.91 | 346,095.31 |

Regular Agenda Item: 9

Meeting Date: March 6, 2017

Discuss and consider approving an ordinance amending the Fiscal Year 2017 municipal budget (Finance)

ITEM DESCRIPTION:

Consider approval of Ordinance No. 05-2017 approving a budget amendment for the fiscal year ended September 30, 2017.

BACKGROUND OF ISSUE:

At the conclusion of budget year 2016, the Street Department concluded the year with a savings of \$142,357. Staff is recommending that this savings be transferred into the new Street Maintenance fund, adding to the current \$120,000 balance approved by Council in the FY 2017 budget. With Council approval, there will be \$262,357 available to finance ongoing street repair projects. After this transfer, the General Fund reserve will move from 156 operating days to 146.2 operating days at September 30, 2016. The General Fund is currently projected to be at 122.4 operating days at fiscal yearend 2017.

FINANCIAL IMPACT:

This is not a FY 2017 budgeted event; funds will be provided from the General Fund reserve in the amount of \$142,357.

EXHIBITS:

Street department budget vs. actual comparison
General Fund Summary – before Street department transfer
General Fund Summary – after Street department transfer
Ordinance No. 05-2017

FY 2016 Street Department Budget Vs. Actual

| | FY 2016 Budget | FY 2016 Actual | Variance |
|----------------|---------------------------|---------------------------|-----------------|
| Streets | 498,883 | 356,526 | 142,357 |

**CITY OF SEAGOVILLE
GENERAL FUND FINANCIAL SUMMARY
NO TRANSFER TO STREET MAINTENANCE**

| | Actual 2014-2015 | Amended 2015-2016 | FYE 9-30-2016 | Adopted 2016-2017 |
|--|---------------------|----------------------|---------------------|----------------------|
| Beginning Fund Balance | \$2,415,419 | \$2,702,695 | \$2,702,695 | \$3,172,548 |
| Revenues | | | | |
| Property Tax | \$3,265,631 | \$3,377,800 | \$3,418,150 | \$3,768,772 |
| Sales Tax | 2,073,504 | 2,040,040 | 2,189,064 | 2,178,764 |
| Franchise Fees | 745,813 | 648,300 | 736,978 | 647,500 |
| Sanitation Services | 857,513 | 901,725 | 912,035 | 914,560 |
| Licenses, Permits and Fees | 342,891 | 204,175 | 476,893 | 258,125 |
| Court and Library Fines | 183,951 | 238,000 | 201,829 | 177,200 |
| Grants and Gifts | 64,859 | 24,000 | 66,384 | 24,000 |
| Other Revenues | 17,486 | 7,500 | 65,585 | 7,500 |
| City Hall Roof Repair Loan | - | - | 175,000 | - |
| Transfers In | 354,639 | 424,351 | 424,352 | 379,904 |
| Total Revenues | \$7,906,287 | \$7,865,891 | \$8,666,270 | \$8,356,325 |
| Total Available Funds | \$10,321,706 | \$10,568,586 | \$11,368,964 | \$11,528,872 |
| Expenditures | | | | |
| General Government | 721,030 | 803,683 | 805,165 | 884,863 |
| Public Safety | 4,018,590 | 4,364,251 | 4,079,168 | 4,459,321 |
| Community Services | 1,192,561 | 1,214,526 | 1,221,927 | 1,226,878 |
| Community Development | 1,016,666 | 1,164,094 | 1,009,669 | 1,239,398 |
| Non-Departmental | 307,077 | 297,835 | 290,186 | 340,760 |
| Acquisition of Quint (Debt Service) | - | - | - | 72,000 |
| Reserve for Capital Expenditures | 16,354 | 10,000 | 17,138 | 13,000 |
| Transfer to Street Maintenance Fund | - | - | - | 120,000 |
| Reserve for Prepaid Expenditures | (6,952) | - | - | - |
| Total Operations | \$7,265,326 | \$7,854,389 | \$7,423,253 | \$8,356,220 |
| Transfers | \$800 | - | \$0 | \$0 |
| Increase (Decrease) in Fund Balance | \$640,161 | \$11,502 | \$1,243,017 | \$105 |
| One Time Use of Fund Balance | \$ 352,885 | \$ 318,589 | \$ 773,164 | \$ 227,392 |
| Ending Fund Balance | \$2,702,695 | \$2,395,607 | \$3,172,548 | \$2,945,260 |
| Required Fund Balance (60 Days) | \$1,194,300 | \$1,291,132 | \$1,220,261 | \$1,373,625 |
| Amount over Required Fund Balance | \$1,508,395 | \$1,104,474 | \$1,952,287 | \$1,571,635 |
| <i>Days of Fund Balance</i> | 135.8 | 111.3 | 156.0 | 128.6 |
| <i>1 day of operations</i> | \$19,905 | \$21,519 | \$20,338 | \$22,894 |

**CITY OF SEAGOVILLE
GENERAL FUND FINANCIAL SUMMARY
TRANSFER TO STREET MAINTENANCE**

| | Actual 2014-2015 | Amended 2015-2016 | FYE 9-30-2016 | Adopted 2016-2017 |
|--|---------------------|----------------------|---------------------|----------------------|
| Beginning Fund Balance | \$2,415,419 | \$2,702,695 | \$2,702,695 | \$3,030,191 |
| Revenues | | | | |
| Property Tax | \$3,265,631 | \$3,377,800 | \$3,418,150 | \$3,768,772 |
| Sales Tax | 2,073,504 | 2,040,040 | 2,189,064 | 2,178,764 |
| Franchise Fees | 745,813 | 648,300 | 736,978 | 647,500 |
| Sanitation Services | 857,513 | 901,725 | 912,035 | 914,560 |
| Licenses, Permits and Fees | 342,891 | 204,175 | 476,893 | 258,125 |
| Court and Library Fines | 183,951 | 238,000 | 201,829 | 177,200 |
| Grants and Gifts | 64,859 | 24,000 | 66,384 | 24,000 |
| Other Revenues | 17,486 | 7,500 | 65,585 | 7,500 |
| City Hall Roof Repair Loan | - | - | 175,000 | - |
| Transfers In | 354,639 | 424,351 | 424,352 | 379,904 |
| Total Revenues | \$7,906,287 | \$7,865,891 | \$8,666,270 | \$8,356,325 |
| Total Available Funds | \$10,321,706 | \$10,568,586 | \$11,368,964 | \$11,386,515 |
| Expenditures | | | | |
| General Government | 721,030 | 803,683 | 805,165 | 884,863 |
| Public Safety | 4,018,590 | 4,364,251 | 4,079,168 | 4,459,321 |
| Community Services | 1,192,561 | 1,214,526 | 1,221,927 | 1,226,878 |
| Community Development | 1,016,666 | 1,164,094 | 1,009,669 | 1,239,398 |
| Non-Departmental | 307,077 | 297,835 | 290,186 | 340,760 |
| Acquisition of Quint (Debt Service) | - | - | - | 72,000 |
| Reserve for Capital Expenditures | 16,354 | 10,000 | 17,138 | 13,000 |
| Transfer to Street Maintenance Fund | - | - | 142,357 | 120,000 |
| Reserve for Prepaid Expenditures | (6,952) | - | - | - |
| Total Operations | \$7,265,326 | \$7,854,389 | \$7,565,610 | \$8,356,220 |
| Transfers | \$800 | - | \$0 | \$0 |
| Increase (Decrease) in Fund Balance | \$640,161 | \$11,502 | \$1,100,660 | \$105 |
| One Time Use of Fund Balance | \$ 352,885 | \$ 318,589 | \$ 773,164 | \$ 227,392 |
| Ending Fund Balance | \$2,702,695 | \$2,395,607 | \$3,030,191 | \$2,802,903 |
| Required Fund Balance (60 Days) | \$1,194,300 | \$1,291,132 | \$1,243,662 | \$1,373,625 |
| Amount over Required Fund Balance | \$1,508,395 | \$1,104,474 | \$1,786,529 | \$1,429,278 |
| <i>Days of Fund Balance</i> | 135.8 | 111.3 | 146.2 | 122.4 |
| <i>1 day of operations</i> | \$19,905 | \$21,519 | \$20,728 | \$22,894 |

ORDINANCE NO. 05-2017

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING ORDINANCE 30-16 WHICH ADOPTED THE OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017; PROVIDING AMENDED APPROPRIATIONS FOR THE GENERAL FUND AND STREET MAINTENANCE FUND OF THE CITY; AUTHORIZING THE CITY MANAGER TO MAKE ADJUSTMENTS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council approved the 2016-2017 Operating Budget by Ordinance 30-16 on September 12, 2016 appropriating the necessary funds out of the general revenues, grants and other revenues for the maintenance and operation of various funds, departments, activities and improvements of the City; and

WHEREAS, the Texas Local Government Code § 102.010, “Changes in Budget for Municipal Purposes”, allows a municipality to amend their budgets as deemed necessary for municipal purposes; and

WHEREAS, during FY 2016, there are savings in the Street Department of the General Fund, which is proposed to be reallocated to the Street Maintenance Fund to provide resources for ongoing street repair; and

WHEREAS, the City Manager is submitting the amended budget of expenditures for conducting the affairs of the City for FY 2016-2017; and

WHEREAS, upon full consideration of the matter, Council made such amendments to the adopted budget which in their judgment are warranted and in the best interest of the taxpayer of the City of Seagoville and is proposed as recorded in Section 1, replacing Exhibit A of the Adopted budget Ordinance 30-16;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS SUBJECT TO THE APPLICABLE STATE LAWS AND THE CITY CHARTER:

SECTION 1. That the appropriations for the Fiscal Year beginning October 1, 2016 and ending September 30, 2017 for the operation of different funds and purposes of the City of Seagoville be amended as follows:

| | <u>Adopted</u> | <u>Amendment</u> | <u>Amended</u> |
|-------------------------|----------------|------------------|----------------|
| General Fund | \$ 8,376,552 | \$ 142,357 | \$ 8,518,909 |
| Street Maintenance Fund | 0 | \$ 262,357 | \$ 262,357 |

SECTION 2. That all provisions of the ordinance of the City of Seagoville in conflict with provisions of this ordinance, be and the same are hereby repealed, and all other provisions of the ordinances of the City of Seagoville not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any sentence, paragraph, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same should not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

DULY PASSED by the City Council of the City of Seagoville, Texas, on 6th day of March, 2017.

APPROVED:

Dennis K. Childress, Mayor

ATTEST:

Christie Wilson, Interim City Secretary

APPROVED AS TO FORM:

Alexis G. Allen, City Attorney

Regular Agenda Item: 10

Meeting Date: **March 6, 2017**

Discuss and consider approving a resolution cancelling the May 6, 2017 city council election (City Secretary)

ITEM DESCRIPTION

Consider approving a resolution cancelling the May 6, 2017 city council election and declaring the unopposed candidates elected. The city secretary has certified in writing that no person has made a declaration as a write-in candidate and that the candidates for Mayor, Council Place 2, and Council Place 4 on the ballot are unopposed.

BACKGROUND OF ISSUE:

The filing deadline of February 17, 2017 passed with only one city council candidate application being submitted for each one of the three expiring terms/positions up for election. Additionally, the deadline of February 21, 2017 for write-in candidates passed with no applications being submitted. With no opposed candidates the city can cancel its election and declare the unopposed candidates elected.

FINANCIAL IMPACT:

There will be a savings in the city's budget of \$10,000.

EXHIBITS

Resolution 15-R-2017 (English)

Resolution 15-R-2017 (Spanish)

RESOLUTION NO. 15-R-2017

A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS CANCELLING THE GENERAL MUNICIPAL ELECTION FOR THE CITY OF SEAGOVILLE SET FOR SATURDAY, MAY 6, 2017; CERTIFYING CANDIDATES UNOPPOSED ON BALLOT FOR ELECTION OF MAYOR, COUNCILMEMBER PLACE 2 AND COUNCILMEMBER PLACE 4; DECLARING UNOPPOSED CANDIDATES ELECTED TO OFFICE; AUTHORIZING AN ORDER OF CANCELLATION TO BE POSTED ON ELECTION DATE AT THE POLLING PLACE TO BE USED IN ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on February 6, 2017, the City Council of the City of Seagoville adopted Resolution No. 04-R-2017 calling the General Election for the purpose of electing a Mayor, Councilmember Place 2, and Councilmember Place 4 to be held on Saturday, May 6, 2017; and

WHEREAS, the City Secretary has certified in writing that there is no proposition on the ballot, that no person has made a declaration of write-in candidacy, and that the Mayor candidate, Councilmember Place 2 candidate and Councilmember Place 4 candidate on the ballot are unopposed for election to office; and

WHEREAS, the filing deadline for placement on the ballot and declaration of write-in candidacy has passed; and

WHEREAS, in these circumstances Chapter 2 of the Election Code authorizes a governing body to declare the unopposed candidates elected to office and cancel the election.

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

SECTION 1. The following candidates, who are unopposed in the May 6, 2017 General Election, are declared elected to office for a two-year term and shall be issued certificates of election following the time the election would have been canvassed:

| Candidate(s) | Office Sought |
|-----------------------|-----------------------|
| Dennis K. Childress | Mayor |
| Jose "JoJo" Hernandez | Councilmember Place 2 |
| Mike L. Fruin | Councilmember Place 4 |

SECTION 2. The City of Seagoville hereby cancels the election for the place of Mayor, Councilmember Place 2, and Councilmember Place 4 scheduled to be held on Saturday, May 6, 2017 in accordance with Section 2.053(a) of the Texas Election Code. A copy of the ORDER OF CANCELLATION (Exhibit A) shall be posted on Election Day at the polling place that would have been used in the election.

SECTION 3. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this resolution are severable, and if any phrase, clause, sentence, paragraph or section of this resolution shall be declared unconstitutional by the valid judgment or decree of a court or competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this resolution, since the city council would have enacted them without the invalid portion.

SECTION 4. This resolution shall take effect upon its final passage, and it is so Resolved.

DULY ADOPTED by the City Council of the City of Seagoville, Texas, on the 6th day of March, 2017.

APPROVED:

Dennis K. Childress, Mayor

ATTEST:

Christie Wilson, Interim City Secretary

APPROVED AS TO FORM:

Alexis G. Allen, City Attorney

EXHIBIT "A"

ORDER OF CANCELLATION

Orden de Cancelación

The City of Seagoville, Texas hereby cancels the election scheduled to be held on May 6, 2017 in accordance with Section 2.053(a) of the Texas Election Code. The following candidates have been certified as unopposed and are hereby elected as follows:

La ciudad de Seagoville, Texas queda anula la elección que se celebrará el 6 de mayo de 2017 de conformidad con el artículo 2.053(a) of el Código Electoral de Texas. Los siguientes candidatos han sido certificadas como sin oposición y quedan elegidos como sigue:

| Candidate (Candidato) | Office Sought (Cargoal que presenta candidatura) |
|------------------------------|---|
| Dennis K. Childress | Mayor |
| Jose Hernandez | Place 2 |
| Mike L. Fruin | Place 4 |

A copy of this order will be posted on Election Day at each polling place that would have been used in the election.

Una copia de esta orden será publicada en el día de la elección en cada lugar de votación que habría sido utilizado en las elecciones.

Dennis K, Childress, Mayor (*Alcalde*)

Christie Wilson, City Secretary (*Ciudad Secretario*)

RESOLUCIÓN NO. 15-R-2017

UNA RESOLUCIÓN DE LA CIUDAD DE SEAGOVILLE, TEXAS LA CANCELACIÓN DE LA ELECCIÓN GENERAL MUNICIPAL DE LA CIUDAD DE SEAGOVILLE ESTE SÁBADO, 6 DE MAYO 2017; LA CERTIFICANDO CANDIDATOS POR UNANIMIDAD EN LA VOTACIÓN ELECTORAL PARA LA ELECCIÓN DEL ALCALDE, CONCEJALES DEL LUGAR 2, Y CONCEJALES DEL LUGAR 4; DECLARANDO POR UNANIMIDAD LOS CANDIDATOS ELEGIDOS PARA OCUPAR CARGOS; AUTORIZANDO COPIA DE LA RESOLUCIÓN PUBLICADA EN CADA LUGAR DE VOTACIÓN PARA SU USO EN LAS ELECCIONES; Y CREANDO UN FECHA DE VIGENCIA.

Considerando que, el 6 de febrero de 2017, el Consejo Municipal de la Ciudad de Seagoville aprobó la Resolución N° 04-R-2017 llamando a la elección general con el fin de elegir a un alcalde, el concejal del lugar 2, y el concejal del lugar 4, que se celebrará el sábado, 6 de mayo 2017, y

Considerando que, la Secretaría de la ciudad ha certificado por escrito que no hay proposición en la boleta, que ninguna persona haya hecho una declaración de cancelación de la candidatura, y que el candidato a la alcaldía, candidato al consejo del lugar 2 y el candidato al consejo del lugar 4 en la boleta electoral es por unanimidad para la elección a la oficina, y

Considerando que, la fecha limite para la colocación en la boleta electoral y la declaración de cancelación de la candidatura ha pasado, y

Considerando que, en estas circunstancias subcapítulo C del capítulo 2 del Código Electoral autoriza a un Miembro de Gobierno a declarar a los candidatos elegidos por unanimidad para el cargo y cancelar las elecciones.

AHORA, POR LO TANTO SEA RESUELTO POR EL CONSEJO MUNICIPAL DE LA CIUDAD DE SEAGOVILLE, TEXAS, QUE:

SECCIÓN 1. Los siguientes candidatos, que están sin oposición en el 6 de mayo de 2017 elecciones generales, son declarados electos para un mandato de dos años y se expedirán certificados de elección tras el momento de las elecciones habría sido consultadas:

| Candidato(s) | Oficina Buscado |
|-----------------------|------------------------|
| Dennis K. Childress | Alcalde |
| Jose "JoJo" Hernandez | Concejal del Lugar 2 |
| Mike L. Fruin | Concejal del Lugar 4 |

SECCIÓN 2. La ciudad de Seagoville queda anula la elección del lugar de alcalde, concejal, y el concejal del lugar 2 Coloque 4 que se celebrará el sábado, 6

de mayo de 2017 de conformidad con el artículo 2.053(a) del Código Electoral de Texas. Una copia de la ORDEN DE CANCELACIÓN (Anexo A), será publicado en el día de la elección en el lugar de votación que habría sido utilizado en las elecciones.

SECCIÓN 3. Se declara que la intención del Consejo Municipal que las frases, cláusulas, frases, párrafos y secciones de esta resolución son separables, y si alguna frase, cláusula, frase, párrafo o sección de la presente resolución deberá ser declarada inconstitucional por la sentencia válida o decreto de un tribunal o jurisdicción competente, la invalidez no afectará a ninguna de las frases restantes, cláusulas, frases, párrafos, secciones de esta resolución, ya que el Consejo de la Ciudad hubiera aprobado sin la parte no válida.

SECCIÓN 4. Esta resolución entrará en vigor tras su aprobación final, y ha sido ordenado.

Debidamente aprobado por el Consejo Municipal de la Ciudad de Seagoville, Texas, el día 6 de marzo, 2017.

APROBADO:

ALCALDE

DOY FE:

SECRETARIA DE LA CIUDAD

Exposición "A"

ORDER OF CANCELLATION
Orden de Cancelación

The City of Seagoville, Texas hereby cancels the election scheduled to be held on May 6, 2017 in accordance with Section 2.053(a) of the Texas Election Code. The following candidates have been certified as unopposed and are hereby elected as follows:

La ciudad de Seagoville, Texas queda anula la elección que se celebrará el 6 de mayo de 2017 de conformidad con el artículo 2.053(a) del Código Electoral de Texas. Los siguientes candidatos han sido certificadas como sin oposición y quedan elegidos como sigue:

| Candidate (Candidato) | Office Sought (Cargoal que presenta candidatura) |
|------------------------------|---|
| Dennis K. Childress | Mayor |
| Jose Hernandez | Place 2 |
| Mike L. Fruin | Place 4 |

A copy of this order will be posted on Election Day at each polling place that would have been used in the election.

Una copia de esta orden será publicada en el día de la elección en cada lugar de votación que habría sido utilizado en las elecciones.

Dennis K, Childress, Mayor (*Alcalde*)

Christie Wilson, City Secretary (*Ciudad Secretario*)

Regular Agenda Item: 11

Meeting Date: **March 6, 2017**

Discuss and consider approving an ordinance amending the Code of Ordinances, Chapter 1, General Provisions, Article 1.01, Subsection 1.01.008 Supplementation of Code, to provide the City Secretary authority to supplement the Code at least once per year and at additional times as determined as necessary (City Secretary)

ITEM DESCRIPTION

The City Secretary is making a recommendation that supplementation of the Code of Ordinances be prepared as determined by the City Secretary, rather than the City Council having to authorize the supplements. If adopted, the need for an annual ordinance authorizing each supplement will be eliminated.

The proposed changes will allow for a more frequent supplement to be prepared at the discretion of the City Secretary (quarterly as needed). More frequent Code book updates will reduce the margin for error when the changes are incorporated. Having more current code text available will benefit staff and provide more up-to-date information to the general public and developers.

BACKGROUND OF ISSUE:

The current text in the Code of Ordinances (Section 1.01.008) providing instruction on Code supplementation states that it is to be done on the authorization and direction of the City Council. It has been the custom of the City to assemble the ordinances amending the Code of Ordinances yearly and have the City Council approve an ordinance authorizing the yearly supplement.

FINANCIAL IMPACT:

There is no increase in cost to do this quarterly versus annually.

EXHIBITS

Proposed Ordinance
Red-line of current Sec. 1.01.008C

AN ORDINANCE OF THE CITY OF SEAGOVILLE

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING CHAPTER 1, "GENERAL PROVISIONS", ARTICLE 1.01, "CODE OF ORDINANCES", OF THE CODE OF ORDINANCES BY AMENDING SUBSECTION 1.01.008, "SUPPLEMENTATION OF CODE", TO PROVIDE THE CITY SECRETARY AUTHORITY TO SUPPLEMENT THE CODE OF ORDINANCES AT LEAST ONCE PER YEAR, AND AT ADDITIONAL TIMES, AS DETERMINED TO BE NECESSARY; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City Council recognizes that supplementing the Code of Ordinances with amendments and revisions is necessary to ensure all interested parties are aware of the most current version of the Code; and

WHEREAS, the City Council further desires to authorize the City Secretary to supplement the Code of Ordinances at such time the City Secretary finds supplementation to be necessary, without the need to seek approval from the City Council; and

WHEREAS, the City Council finds that it would be in the best interest of its citizens to amend Chapter 1, "General Provisions," Article 1.01 of Seagoville's Code of Ordinances as set forth below.

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

SECTION 1: Chapter 1, "General Provisions", Article 1.01, "Code of Ordinances," Section 1.01.008 of Seagoville's Code of Ordinances is hereby amended as set forth below:

"ARTICLE 1.01 CODE OF ORDINANCES

Sec. 1.01.008 Supplementation of Code

(a) By contract or by city personnel, supplements to this code shall be prepared and printed at least once per calendar year, as directed by the city secretary. Additional supplementations may be prepared, as determined to be necessary by the city secretary. A supplement to the code shall include all substantive permanent and general parts of ordinances passed by the city council or adopted by initiative and referendum during the period covered by the supplement and all changes made thereby in the code. The pages of a supplement shall be so numbered that they will fit properly into the code and will, where necessary, replace pages that have become obsolete or partially obsolete, and the new pages shall be so prepared that, when they have been inserted, the code will be current through the date of the adoption of the latest ordinance included in the supplement.

(b)”

SECTION 2: All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 3: Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City hereby declares that it would have passed this Ordinance, and each section, paragraph, clause or phrase thereof irrespective of the fact that any one or more sections, paragraphs, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 4: This Ordinance shall become effective from and after its adoption and publication as required by law.

DULY PASSED by the City Council of the City of Seagoville, Texas, this the _____ day of _____, 2017

Sec. 1.01.008 Supplementation of code

(a) By contract or by city personnel, supplements to this code shall be prepared and printed whenever authorized or directed by the city council at least once per calendar year, as directed by the city secretary. Additional supplements may be prepared, as determined to be necessary by the city secretary. A supplement to the code shall include all substantive permanent and general parts of ordinances passed by the city council or adopted by initiative and referendum during the period covered by the supplement and all changes made thereby in the code. The pages of a supplement shall be so numbered that they will fit properly into the code and will, where necessary, replace pages that have become obsolete or partially obsolete, and the new pages shall be so prepared that, when they have been inserted, the code will be current through the date of the adoption of the latest ordinance included in the supplement.

(b) In preparing a supplement to this code, all portions of the code which have been repealed shall be excluded from the code by omission thereof from reprinted pages.

(c) When preparing a supplement to this code, the codifier (meaning the person, agency or organization authorized to prepare the supplement) may make formal, nonsubstantive changes in ordinances and parts of ordinances included in the supplement, insofar as it is necessary to do so to embody them into a unified code. For example, the codifier may:

- (1) Organize the ordinance material into appropriate subdivisions;
- (2) Provide appropriate catchlines, headings and titles for articles, sections and other subdivisions of the code printed in the supplement and make changes in such catchlines, headings and titles;
- (3) Assign appropriate numbers to articles, sections and other subdivisions to be inserted in the code and, where necessary to accommodate new material, change existing article or section or other subdivision numbers;
- (4) Change the words “this ordinance” or words of the same meaning to “this chapter,” “this article,” “this section,” “this subsection,” etc., as the case may be; and
- (5) Make other nonsubstantive changes necessary to preserve the original meaning of ordinance material inserted into the code, but in no case shall the codifier make any change in the meaning or effect of ordinance material included in the supplement or already embodied in the code.

Regular Agenda Item: 12

Meeting Date: **March 6, 2017**

Discuss and consider approving a resolution declaring the city's opposition to a revenue cap proposed in Senate Bill 2 which is under consideration by the State Legislature (Mayor)

ITEM DESCRIPTION:

Consider approving a resolution in opposition to Senate Bill 2.

BACKGROUND OF ISSUE:

During the current 85th session of the Texas Legislature, Senate Bill 2 (SB 2) was introduced. If SB 2 is adopted, it will cap the amount of property tax revenue cities can collect each year at four (4) percent rather than the current eight (8) percent and will require mandatory elections if the increase is more than four percent.

FINANCIAL IMPACT:

Adoption of the resolution has no financial impact.

RECOMMENDATION:

Adopt resolution in opposition to Senate Bill 2.

EXHIBITS:

Resolution 16-R-2017

RESOLUTION NO. 16-R-2017

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS, IN
OPPOSITION TO A REVENUE CAP AND LEGISLATIVE
INTERFERENCE WITH LOCAL SERVICES**

WHEREAS, bills have been introduced to cap the amount of property tax revenue cities can collect each year in a misguided effort to reduce the property tax burden on homeowners and businesses; and

WHEREAS, currently, if a Texas city increases property tax collections by more than eight percent over the previous year, voters can petition for an election to rollback the increase; and

WHEREAS, bills have been introduced to replace that eight percent “rollback rate” with a hard cap of four percent and require mandatory elections on an increase over four percent – all with the false claim that this would provide property tax relief; and

WHEREAS, according to the state comptroller’s latest survey of property tax rates in 963 cities in Texas, 56 percent of cities raised their property taxes by less than four percent from 2014 to 2015 and 27 percent of cities actually reduced their property taxes; and

WHEREAS, that means property owners in at least 547 Texas cities would have seen no reduction in their city property taxes if the four percent cap had been in effect; and

WHEREAS, cities collect just 16 percent of the property taxes levied in Texas, and most of the property taxes paid by Texans (55 percent) go to school districts; and

WHEREAS, according to the comptroller’s report, the total amount of property taxes collected by cities rose by 3.61 percent between 2014 and 2015, while school district tax collections rose by more than twice that rate or 7.72 percent; and

WHEREAS, school property taxes have been rising because the legislature continues to reduce the state’s share of funding for schools, which forces districts to get more revenue from property taxes.

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

1. That all of the above recitals are true and correct;
2. That the City Council of the City of Seagoville, Texas, is **OPPOSED** to the legislative imposition of a revenue cap and legislative interference with local services; and

3. That imposing a revenue cap on cities: (a) does not provide meaningful tax relief; (b) robs cities of the ability to meet local needs; and (c) diverts attention from the real cause of higher property taxes, which is the legislature's failure to address the problem of school funding.

PASSED AND APPROVED this 6th day of March, 2017.

Dennis K. Childress, Mayor

ATTEST:

Christie Wilson, Interim City Secretary

APPROVED AS TO FORM:

Alexis G. Allen, City Attorney

Regular Agenda Item: 13

Meeting Date: March 6, 2017

Discuss annexation of extraterritorial jurisdiction (ETJ) areas of the City of Seagoville to include a presentation from the city attorney (Councilmember Fruin)

ITEM DESCRIPTION:

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

EXHIBITS:

PowerPoint presentation by the City Attorney will be provided at the meeting.

Regular Agenda Item:14

Meeting Date: March 6, 2017

Receive Councilmember Reports/ Items of Community Interest

ITEM DESCRIPTION

Section 551.0415 of the Texas Government Code authorizes a quorum of the governing body of a municipality or county to receive reports about items of community interest during a meeting without having given notice of the subject of the report if no action is taken. Section 551.0415 defines an "item of community interest" to include:

- (1) expressions of thanks, congratulations, or condolence;
- (2) information regarding holiday schedules;
- (3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- (4) a reminder about an upcoming event organized or sponsored by the governing body;
- (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and
- (6) announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

EXHIBITS:

Regular Agenda Item: 15

Meeting Date: **March 9, 2017**

Receive Citizen Comments

ITEM DESCRIPTION

Citizens may speak 6 minutes each on any matter not on the agenda, other than personnel matters or matters under litigation. The council may not discuss these items, but may respond with factual data or policy information, or place the item on a future agenda. Those wishing to speak shall submit a Speaker Request Form to the City Secretary.

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

RECOMMENDATION:

EXHIBITS:

Regular Session Agenda Item: 16

Meeting Date: March 6, 2017

Future Agenda Items

ITEM DESCRIPTION

Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.

BACKGROUND OF ISSUE:

N/A

FINANCIAL IMPACT:

N/A

EXHIBITS

N/A

Executive Session Agenda Item: 17

Meeting Date: **March 6, 2017**

Executive Session

A. Council shall convene into a closed executive session pursuant to Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, to wit: City Secretary.