



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

The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:00 p.m. on Monday, March 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 Director Kirk Clennan, Utility Director Phil DeChant and Interim City Secretary Christie Wilson.

ROUTINE ANNOUNCEMENTS, RECOGNITIONS, and PROCLAMATIONS

Call to Order

Invocation- Mayor Childress

Pledge of Allegiance

Proclamations- Mayor Childress presented the following proclamations:

- 1) Recognize Seagoville North Elementary 1st Place and 6th Place students in the Destination Imagination Program- Presented to the sponsors and students.
- 2) Recognize Destination Imagination Volunteer Michelle Huddleston.- Ms. Huddleston was recognized for her 9 years of involvement in the program.
- 3) Hemophilia Awareness Month presented to Councilmember Magill.

Mayor's Report- Mayor Childress congratulated Councilmember Mike Fruin and Councilmember JoJo Hernandez on being unopposed during this year's city council election.

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 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)

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

REGULAR AGENDA-

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

Trustee Resendez provided some background on himself. He reviewed the awards and recognitions received by DISD, donations, programs, scholarships and collegiate academies currently in place in some of the DISD high schools. He noted that DISD has met all four state standards however, there are some challenges remaining. In order to combat those challenges he is creating a task force whose goal will be to help students be successful. Mr. Resendez also provided an update on the status of the bond program for Seagoville High School and explained how the new classrooms will be implemented.

- 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)**

Mr. Forbes reviewed with the council the Administrative Order and the plan (CMOM) that was developed to resolve the order. He provided inspection report findings, adding that during this process an electronic GIS map of the city's sewer system has been created. He said the CMOM was submitted to the EPA in December 2016.

Mr. Forbes reviewed that the Bowers Road lift station has been repaired and now there are no overflows due to rainwater getting in the system. He went on to describe a situation with a pipe that runs underneath HWY 175. The 414' long iron pipe is rusting on the interior and will require a rust removal process to clear the line however it is unknown whether the pipe will endure the cleaning process. The goal is to clean the line and then insert a fiberglass liner if necessary. He provided an estimated cost for the cleaning however it will be billed per foot. City Manager Stallings said that in the event the line collapses during the cleaning process the city is prepared to sell debt in order to fund replacing the line. Mr. Forbes then provided a list of short-term needs that the city should address.

- 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)**

Community Development Director Barr told the council that because the current PD of this property is for a BBQ restaurant, it had to be revised to suit the new site plan (Sweet Dish). Mayor Childress opened the public hearing at 7:48 p.m. Janelle Garcia, applicant and owner of Sweet Dish, spoke in favor and provided an update on the progress of their efforts to develop this property. She stated the shop should be open by September 2017. Economic Development Director Kirk Clennan also spoke in favor. The public hearing was closed at 7:51 p.m.

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

- 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)**

Director Barr told the council that due to some issues that have surfaced regarding noise and parking in shopping centers where special events and mortuaries are located, staff felt it necessary to bring this item forward in an effort to prevent further such establishments from locating in retail developments in the future. The one event center and one mortuary currently located in the city will be grand-fathered in the event council approves this ordinance. Mayor Childress opened and closed the public hearing at 7:58 p.m. with no one wishing to speak.

At this time Councilmember Howard made a motion to approve and Councilmember Magill seconded the motion. Councilmember Hernandez then asked the question how this could apply to churches that rent parts of their buildings for events. It was noted that such a use is not the primary use. The motion and the second to the motion were rescinded. Councilmember Hernandez asked that the definition for Event Center include "solely or primarily used for private parties". Again, a motion to approve was made and seconded but prompted further input from Councilmember Fruin, who wanted to table the item until the text was actually changed, rather than approving it "as amended". He then withdrew his request.

Motion to approve as amended- Howard; second by Magill; motion passed with all ayes except for Fruin who voted no.

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

Finance Director Patrick Harvey told the council that 2015-16 was a good year. He reviewed the sales tax collected, franchise fees, and permit fees. He added that only 94%

of the projected expenditures were made. The year ended with 156 days of operations remaining in the budget. He added that water and sewer revenues were also over projections for that year.

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

Director Harvey told this council that this report encompasses the first three months of the 2016-17 fiscal year. Revenues so far are good, however there was a sales tax adjustment made by the Comptroller. Franchise fees are also down from this same period the previous year. Building permits are up.

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

Director Harvey explained that at the conclusion of the 2016 budget year the Street Department ended with a surplus in the budget of \$142,357. Staff is recommending this savings be transferred into the new Street Maintenance Fund, adding to the current \$120,000 balance approved for the current year. This will be available to finance on-going street repair. After the transfer there will still be 146 operating days remaining for the end of September 2016.

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

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)

City Secretary Christie Wilson told the council that since the three places up for the city council election are unopposed, this resolution officially cancels the election. It also declares Dennis Childress for Mayor, Mike Fruin for Place 2, and JoJo Hernandez for Place 4 elected. The swearing in ceremony will be held on May 15th, which is the date the canvas would have been held.

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

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)

City Secretary Wilson explained the current process of updating the Code of Ordinances yearly by council action. She made a recommendation to change the text of the ordinance so that those [ordinances] adopted during the year do not have to come back to the council for further approval in order to have the Code supplemented. The proposed

change will allow the city secretary to update the code as needed. She would like to have the ability to do quarterly updates, which does not increase the cost over yearly updates.

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

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)

Finance Director Harvey explained to the council that if approved Senate Bill 2 it will result in less money for cities to work with. Staff recommends approval.

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

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

City Attorney Alexis Allen presented a slide presentation that explained the annexation process as it relates to the city's ETJ. There was brief discussion of certain risks of not annexing ETJ areas, and of the responsibilities of doing so.

14. Receive Councilmember Reports/Items of Community Interest- as authorized by Section 551.0415 of the Texas Government Code. - None

15. Receive Citizen Comments – None

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.

Councilmember Hernandez: 1) residential speed enforcement methods; 2) backyard chicken ordinance.

Councilmember Howard: cell phone use while driving.

Councilmember Fruin: 1) requested an executive session with the SEDC board members; 2) wants to revisit the fireworks ordinance and the time constraints therein.

17. Executive Session was convened at 9:12 p.m.

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. Reconvened Open Session at 10:59 p.m.

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.

No action.

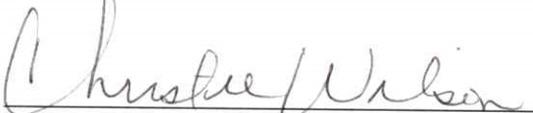
Adjourned at 10:59 p.m.

APPROVED:



Mayor Dennis K. Childress

ATTEST:



Christie Wilson, Interim City Secretary

