



**SEAGOVILLE, TEXAS
CITY COUNCIL MEETING AGENDA
MONDAY, JULY 17, 2017**

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

WORK SESSION – 6:30 P.M.

Call to Order

- A. Discuss regular session agenda items**
- B. STAR Transit annual report presentation**

Adjourn

REGULAR SESSION - 7:00 P.M.

ROUTINE ANNOUNCEMENTS, RECOGNITIONS, and PROCLAMATIONS

Call to Order

Invocation

Pledge of Allegiance

Presentation – Texas Police Chief’s Association Foundation Best Practices Program

Mayor’s Report

Citizens Public Comment Period- *This portion of the meeting is to allow each speaker up to six (6) minutes to address the council on items not posted on the current agenda. Council may not discuss these items but may respond with factual data or policy information, or place the item on a future agenda. Citizens wishing to speak on posted agenda items will be called upon at that time. Anyone 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 June 19, 2017 (City Secretary)**

- 2. Consider approving a resolution authorizing Dallas County to resell tax foreclosed properties located at 604 Durham, 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)**
- 3. Approval of a Resolution authorizing the City Manager to execute an Interlocal Agreement between the City of Seagoville and Dallas County Health and Human Services for food establishment inspections and environmental health services for Fiscal Year 2017-2018**

REGULAR AGENDA-

- 4. Conduct interviews with Board and Commission applicants (City Secretary)**
- 5. Mayor Pro Tem Jon Epps requested this Agenda Item to be placed on the July 17, 2017, City Council Agenda for the purpose of discussing and considering directing the Seagoville Economic Development Corporation (SEDC) to include a policy in their Bylaws regulating the use of the SEDC credit/debit cards by staff.**
- 6. Discuss and consider authorizing City Manager to create a new Planning Technician position (Community Development, Barr)**
- 7. Discuss and consider directing staff to work with the Planning and Zoning Commission to present a draft proposal reinstating a U.S. Highway 175 Overlay District (Councilmember Hernandez & Community Development, Barr)**
- 8. Consider approval of Ordinance No.13-2017 approving a budget amendment for the Street Maintenance Fund for the fiscal year ended September 30, 2017. (Finance, Harvey)**
- 9. Presentation of City of Seagoville's Nine Month Financial Report for Fiscal Year 2017. (Finance, Harvey)**
- 10. Discuss and consider directing staff on the selection of the movie to view at the annual "Movie in the Park" event in September (Community Development, Barr)**
- 11. Receive Councilmember Reports/Items of Community Interest - as authorized by Section 551.0415 of the Texas Government Code.**
- 12. 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.**

13. Executive Session

Recess into Executive Session in compliance with Texas Government Code:

- (A) Section 551.074; Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee to wit: City Attorney.**
- (B) Section 551.074 Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee to wit: City Manager.**

14. Reconvene Into Regular Session

- A. Take 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 Attorney.**
- B. Take 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 Manager**

Adjourn

Posted Thursday, July 13, 2017 by 5:00 P.M.

Kandi Jackson

Kandi Jackson, 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, July 31, 2017 Budget Workshop Meeting.**
- **Monday, August 07, 2017 Regular City Council Meeting.**

Consent Agenda Item: 1

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Consider approving City Council Meeting Minutes for June 19, 2017 (City Secretary)

BACKGROUND OF ISSUE:

Approve Work Session and Regular Session City Council Meeting Minutes for June 19, 2017.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval.

EXHIBITS

June 19, 2017 Work Session Meeting Minutes
June 19, 2017 Regular Session Meeting Minutes



**MINUTES OF CITY COUNCIL
WORK SESSION
JUNE 19, 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, June 19, 2017, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:

Dennis Childress	Mayor
Jon Epps	Mayor Pro Tem
Jose Hernandez	Councilmember
Rick Howard	Councilmember
Harold Magill	Councilmember
Mike Fruin	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, Library Director Liz Gant, Water Utilities Director Phil DeChant, Asst. Water Utilities Director Chris Ryan, HR Director/Risk Manager Cindy Brown, Finance Director Patrick Harvey, and City Secretary Kandi Jackson.

A. Discuss Regular Session Agenda Items

Consent Agenda

Item #2. Community Development Director Barr explained to Council the Scag Mower is property surplus due to the cost of needed repairs exceeding the cost of a new mower.

Regular Agenda

Item #5. Finance Director Harvey explained to Council the Ordinance approving FY-2017 budget amendment.

Item #6. Public Works Director DeChant explained the importance of a new vacuum/jet truck. He also stated it would benefit the City to keep the old vacuum/jet truck for use when the new vacuum/jet truck is in the shop for routine maintenance.

B. Discuss road construction

City Manager Stallings stated Staff is seeking direction from Council to proceed with street repairs. He explained the process that was presented to Council at the Regular Council Meeting on May 15, 2017 by Halff & Associates concerning the street repairs for Crestview from Malloy Bridge Road to Hall Street, Ross Lane from Shady Lane to Catherine Lane, and Hall Street from Shady Lane to Kaufman Street.

(Jose Hernandez arrived at 6:46 p.m.)

C. Council Meeting dates for July

City Secretary Jackson stated Staff is seeking direction from Council concerning the date to reschedule the July 03, 2017 Regular City Council Meeting. Mayor Dennis Childress stated July 17, 2017 and July 31, 2017 would be the best dates for the City Council Meetings in the month of July.

Adjourned at 6:50 p.m.

APPROVED:

Mayor Dennis K. Childress

ATTEST:

Kandi Jackson, City Secretary



**MINUTES OF CITY COUNCIL
REGULAR SESSION
JUNE 19, 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, June 19, 2017, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:

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

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Library Director Liz Gant, Community Development Director Ladis Barr, Water Utilities Director Phil DeChant, Assistant Water Utilities Director Chris Ryan, City Attorney Alexis Allen, Finance Director Patrick Harvey, HR Director/Risk Manager Cindy Brown, and City Secretary Kandi Jackson.

Invocation – *Invocation was given by Mayor Dennis Childress.*

Pledge of Allegiance – *Pledge of Allegiance was led by Mayor Dennis Childress.*

Mayor's Report – *None.*

Citizens Public Comment Period- *This portion of the meeting is to allow each speaker up to six (6) minutes to address the council on items not posted on the current agenda. Council may not discuss these items but may respond with factual data or policy information, or place the item on a future agenda. Citizens wishing to speak on posted agenda items will be called upon at that time. Anyone wishing to speak shall submit a Speaker Request Form to the City Secretary.*

None.

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 June 05, 2017 (City Secretary)**
- 2. Consider a Resolution declaring a Scag Mower property surplus and authorizing the City Manager to sell, trade, or dispose of the property in accordance with the processes established in the Code of Ordinances (Ladis Barr)**

3. Consider a Resolution of the City of Seagoville, Texas finding that Oncor Electric Delivery Company LLC's application to change rates within the city should be denied; finding that the City's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution be sent to the company and legal counsel; and providing an effective date. (Pat Stallings)

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

REGULAR AGENDA-

4. Conduct interviews with Board and Commission applicants (City Secretary)
Mayor Childress stated his only question for all applicants will be if they have time to serve on the board for which they have applied.

Library Advisory Board

Mary Graham at 1310 Bryan Place, stated she does have time to serve. Cheryl Sinor at 309 Shadywood Lane, stated she does have time to serve. Renee Dominguez at 3019 Highgate Drive, stated she does have time to serve.

Applicants for the Library Advisory Board were appointed as follows:

Place 1 – Cheryl Sinor with term expiring 2019

Place 3 – Mary Graham with term expiring 2019

Place 5 - Pat Bearden with term expiring 2019

Place 6 – Renee Dominguez with term expiring 2019

Planning & Zoning Commission

Alexandria Perez at 806 Brandon, stated she needs to serve on a board that does not meet on Tuesday evening as she has other obligations on Tuesday evenings. She wants to continue serving on Planning & Zoning until August or until her position can be filled. She is very committed to serving the City of Seagoville and it is her desire to be considered for other boards.

Applicants for the Planning & Zoning Commission were appointed as follows;

Place 3 – Garry Adams with term expiring 2019

Place 4 – Alexandria Perez with term expiring 2019

Place 7 – Raymond Covert with term expiring 2019

Board of Adjustments

Jerry Yearout at 710 E. Simonds Raod, stated he does have time to serve.

Applicants for the Board of Adjustments were appointed as follows;

Place 1 – Jerry Yearout with term expiring 2019

Place 3 – George Edwards with term expiring 2019

Seagoville Economic Development Corporation

Barbara Sherman at 2215 E. Simonds Road, stated she does have time to serve. Harold Magill at 1008 Ard Road, stated he currently serves on the Seagoville Economic Development Board and would like to continue to serve. Jose Hernandez at 737 Fairview Avenue, stated he desires to continue serving on the Seagoville Economic Development Board.

Applicants for the Seagoville Economic Development Corporation were appointed as follows;

Place 1 – Barbara Sherman with term expiring 2019

Place 3 – Harold Magill with term expiring 2019

Place 5 – Jose Hernandez with term expiring 2019

Place 7 – Alexandria Perez with term expiring 2019

Animal Shelter Advisory Committee

Applicants for the Seagoville Animal Shelter Advisory Committee were appointed as follows;

Place 1 – Ronnie Mohr, AVM, with term expiring 2019

Keep Seagoville Beautiful Commission

Charlotte Hernandez at 737 Fairview Avenue, stated she does have time to serve.

Applicants for the Keep Seagoville Beautiful Commission were appointed as follows;

Place 4 – Gladys Santiago with term expiring 2019

Place 5 – Charlotte Hernandez with term expiring 2019

- 5. Consider approval of Ordinance No. 12-2017 approving a budget amendment for the fiscal year ended September 30, 2017 for the Water and Sewer Fund (Patrick Harvey)**

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

- 6. Approval of a Resolution for the purchase of a 2017 Peter-Built, Vac-Con Jetter Truck for a total cost of Three Hundred Seventy Five Thousand Two Hundred Fifty-five Dollars and Zero Cents (\$375,255.00); authorizing the City Manager to execute any and all necessary documents; and providing an effective date (Phil DeChant)**

Motion to approve – Magill, second by Fruin; motion passed with all ayes.

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

None.

- 8. 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.**

None.

Adjourned at 7:28 p.m.

APPROVED:

Mayor Dennis K. Childress

ATTEST:

Kandi Jackson, City Secretary

Consent Agenda Item: 2

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Consider approving a resolution authorizing Dallas County to resell tax foreclosed properties located at 604 Durham, 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)

BACKGROUND OF ISSUE:

Dallas County has submitted a request to the city of Seagoville requesting a council resolution authorizing the sale of property located at 604 Durham.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Approve resolution

EXHIBITS:

Resolution authorizing sale of property
Exhibit "A"
Sheriff's Deed

A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS

RESOLUTION NO. 34-R-2017

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS
AUTHORIZING DALLAS COUNTY TO RESELL TAX FORECLOSED PROPERTY
LOCATED AT 604 DURHAM 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 July 17, 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 parcel of land described as 604 Durham, as shown in Exhibit “A,” attached hereto and made a part hereof, and the Seagoville City Council does hereby consent to the sale of said parcel 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.

PASSED and APPROVED this 17th day of July, 2017 by the City of Seagoville City Council, Seagoville, Texas.

APPROVED:

Dennis K. Childress, Mayor

ATTEST:

Kandi Jackson, City Secretary

APPROVED AS TO FORM:

Alexis G. Allen, City Attorney

EXHIBIT "A"

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

STREET ADDRESS	CITY	TAX ACCOUNT #	IMPROVED / UNIMP.	LAND SIZE (APPROX.)	DCAD VALUE	JUDGMENT CAUSE No.	JUDGMENT AMOUNT	STRIKE OFF AMOUNT	MARKET VALUE IN JUDGMENT	TAX YEARS INCLUDED IN JUDGMENT (COUNTY, CITY, SCHOOL)	DATE OF SHERIFF'S SALE
604 Durham Street	Seagoville	50051500030040000	Unimproved	50' x 98' 5,123 SF	\$5,000	TX-14-40716 1/25/2016	\$3,878.32	\$5,000	\$5,000	County: 2004 - 2014 City: 2004 - 2014 DISD: 2004 - 2014	06/06/17

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Sheriff's Deed

060617-04

Corrected Deed

The State of Texas, }
County of Dallas.

KNOW ALL MEN BY THESE PRESENTS:



201700179698

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 14th Judicial District Court, Dallas County, State of Texas, on 15th day of March, A. D. 2017 in and for Dallas County, Styled DALLAS COUNTY, ET AL, Plaintiff -versus- MARY LUCILLE TREVINO REYES A/K/A LUCILLE MARY RUIZ, ET AL, Case No. TX-14-40716, (Tract #2 Only). On a certain judgment and Decree of Foreclosure rendered on the 25th day of January, 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 19th day of April, A.D., 2017, 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 Mary Lucille Trevino Reyes Ruiz a/k/a Lucille Mary Ruiz (In Rem Only), Christopher M. Trevino, Jr., (In Rem Only), Eleanor E. Rosales (In Rem Only); and Ignacia Herrera Sanchez Trevino, Defendant(s) and on the 1st Tuesday in June, A.D. 2017 it being the 6th 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 \$5,000.00 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 \$5,000.00 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 25th day of January, A.D. 2016 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: 604 DURHAM STREET, SEAGOVILLE, DALLAS COUNTY, TEXAS. TRACT 2 ONLY
ACCT NO: 50051500030040000; LOT 4 OF G. T. SULLIVAN ADDITION NO. 1, AN ADDITION SITUATED IN
CITY BLOCK 3 IN THE CITY OF SEAGOVILLE, DALLAS COUNTY, TEXAS AS SHOWN BY DEED
RECORDED IN VOLUME 71039 PAGE 1067 OF THE DEED RECORDS OF DALLAS COUNTY, TEXAS AND
MORE FULLY DESCRIBED IN THE DEED AND INCORPORATED HEREIN FOR ALL PURPOSES, AND
MORE COMMONLY ADDRESSED AS 604 DURHAM STREET, 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 26th day of June, A.D. 2017.

LUPE VALDEZ, SHERIFF,
DALLAS, COUNTY, TEXAS

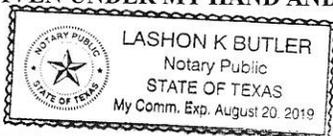
by Tim Davis #276

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 26th day of June, 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
06/27/2017 01:47:41 PM
\$.00



[Signature]

County Clerk Dallas County, Texas.

By _____
Deputy

201700179698

Send This Deed To: Dallas County

Consent Agenda Item: 3

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Approval of a Resolution authorizing the City Manager to execute an Interlocal Agreement between the City of Seagoville and Dallas County Health and Human Services for food establishment inspections and environmental health services for Fiscal Year 2017-2018

BACKGROUND OF ISSUE:

Attached is the agreement between Dallas County Health and Human Services and the City of Seagoville for food establishment inspections effective for FY 2017-2018.

Dallas County will perform two (2) inspections annually of each food establishment for \$150.00 per contract term and any other inspections requested for \$75.00 per inspection. This fee is the same as last year.

Dallas County will respond to Vector and/or mosquito control complaints on an as-needed basis at no additional cost.

In the event aerial spraying is needed to control St. Louis Encephalitis or West Nile Virus throughout the County, the City will have the option to participate in the County's emergency aerial mosquito spraying plan. Should the City agree to participate in the plan, the City will have to agree to pay the City's proportioned share of the cost.

FINANCIAL IMPACT:

This expenditure is included in the FY 2018 budget.

RECOMMENDATION:

Staff recommends approval.

EXHIBITS:

Resolution
Contract

A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS

RESOLUTION NO. 35-R-2017

A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BEWEN THE CITY OF SEAGOVILLE AND DALLAS COUNTY HEALTH AND HUMAN SERVICES FOR FOOD ESTABLISHMENT INSPECTIONS AND ENVIRONMENTAL HEALTH SERVICES FOR FISCAL YEAR 2017-2018; PROVIDING FOR THE REPEAL OF ANY AND ALL RESOLUTIONS IN CONFLICT; PROVIDING FOR SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Seagoville, Texas desires to enter into an Interlocal Agreement with Dallas County for Food Establishment Inspections and Environmental Health Services; and

WHEREAS, pursuant to this Agreement, Dallas County will perform, on behalf of the City, food establishment inspections; and

WHEREAS, all inspections will be made by a Registered Professional Sanitarian employed by DCHHS, in compliance with all state laws and regulations promulgated by the Texas Board of Health; and

WHEREAS, Dallas County further agrees to provide ground mosquito spraying and/or aerial mosquito spraying for the City, in exchange for the City's payment of its proportionate share of costs;

WHEREAS, the City Council for the City of Seagoville, Texas has reviewed the Interlocal Agreement and has determined it to be in the best interest of the City of Seagoville to enter into said Agreement for Food Establishment Inspections and Environmental Health Services.

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

SECTION 1. The City Manager is hereby authorized, on behalf of the City of Seagoville, Texas to sign an Interlocal Agreement, a copy of which is attached hereto and incorporated herein as Exhibit "A", with Dallas County for Food Establishment Inspections and Environmental Health Services.

SECTION 2. All resolutions of the City of Seagoville heretofore adopted which are in conflict with the provisions of this resolution, and the same are hereby repealed, and all resolutions of the City of Seagoville not in conflict with the provisions hereof shall remain in full force and effect.

SECTION 3. If any article, paragraph, subdivision, clause or provision of this resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgment or holding shall not affect the validity of this resolution as a whole or any part or provision thereof, as amended hereby, other than the part so declared to be invalid or unconstitutional.

SECTION 4. This resolution shall take effect immediately from and after its passage, and it is accordingly so resolved.

DULY RESOLVED by the City Council of the City of Seagoville, Texas, this the 17th day July, 2017.

APPROVED:

MAYOR: DENNIS K CHILDRESS

ATTEST:

CITY SECRETARY: KANDI JACKSON

APPROVED AS TO FORM:

CITY ATTORNEY: ALEXIS ALLEN

STATE OF TEXAS

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**INTERLOCAL AGREEMENT FOR FOOD
ESTABLISHMENT INSPECTION AND
ENVIRONMENTAL HEALTH SERVICES BETWEEN
DALLAS COUNTY, ON BEHALF OF DALLAS
COUNTY HEALTH AND HUMAN SERVICES, AND
CITY OF SEGOVILLE**

COUNTY OF DALLAS

1. PARTIES

This Interlocal Agreement ("Agreement") is made by and between the City of Seagoville, Texas ("City"), a Texas municipal corporation, and Dallas County, Texas ("County"), on behalf of Dallas County Health and Human Services ("DCHHS"), a governmental entity, pursuant to the authorities granted by Texas Local Government Code Chapter 791, Interlocal Cooperation Act, Texas Health and Safety Code Chapters 437, Food and Drug Health Regulations, and 121, Local Regulation of Public Health, along with 25 Texas Administrative Code, Chapter 229, and any other applicable laws, as well as the City ordinance for inspection services of food establishments within City's jurisdiction and other environmental health services to City.

2. TERM

This Agreement is effective from October 1, 2017 through September 30, 2018 unless otherwise stated in this Agreement.

3. INSPECTION SERVICES AND REQUIREMENTS

- A. County will perform a minimum of two (2) inspections per Agreement Term of each food establishment for which the City has submitted an inspection request and for which a fee has been collected from the said food establishment;
- B. Additional follow-up inspections will be performed as deemed necessary by County;
- C. Any additional request for follow-up inspections by City of food establishments, including food establishments that are closed due to non-compliance with the State and other applicable rules and regulations will be charged additional fees;
- D. Each food establishment inspection will be made by a Registered Professional Sanitarian employed by DCHHS, in compliance with all state laws and regulations;
- E. An examination of the following will be made during each inspection: food and food protection; personnel; food equipment and utensils; water source; sewage; plumbing; toilet and hand-washing facilities; garbage and refuse disposal; insect, rodent, and animal control; floors, walls, and ceiling; light; ventilation; and other operations.

4. BUDGET AND PAYMENT TO COUNTY

- A. City will collect and submit to the County a minimum of One Hundred Fifty and 00/100 Dollars (\$150.00) per Agreement Term.
- B. Beginning with the third food establishment inspection, City will pay a Seventy Five

and 00/100 Dollars (\$75.00) fee for each additional inspection requested by City.

- C. City will collect Seventy Five and 00/100 Dollars (\$75.00) to be paid to the County for a re-opening or inspection fee of a food establishment that has been closed due to non-compliance of Chapter 437 of the Texas Health and Safety Code, or any other state rules and regulations.
- D. The fees are subject to change, upon prior written notice to City, if additional cost is associated with the services under this Agreement
- E. City shall pay County the stipulated fees within thirty (30) days of the monthly request for payment, or if County fails to make the payment request, then City shall pay the stipulated fees no later than the last date of this Agreement Term. Any payment not made within thirty (30) days of its due date shall bear interest in accordance with Chapter 2251 of the Texas Government Code.

5. OTHER ENVIRONMENTAL HEALTH SERVICES

- A. Upon written request from City, County will respond to Vector and/or Mosquito Control complaints. Ground application services will include spraying for adult mosquitoes ("adulticiding"), and treating standing water ("larvaciding") services.
- B. In the event aerial spraying is needed to control St. Louis Encephalitis or West Nile virus throughout the County, City will have the option to participate in the County's emergency aerial mosquito spraying plan. Should City agree to participate in the plan, City must provide written notice to County and agree to the following:
 - 1) Indicate the areas and amount of acres to be sprayed; and
 - 2) Pay City's proportioned share of the cost based upon the number of acres to be sprayed multiplied by the per-acre spraying cost.

6. RECORDS

City shall have the sole responsibility of responding to requests for records of food inspection results produced under this Agreement. County will make its best effort to forward any requests for such records that it received to City within three business days after County's receipt of such requests.

7. TERMINATION

- A. Without Cause: This Agreement may be terminated in writing, without cause, by either party upon thirty (30) days prior written notice to the other party;
- B. With Cause: The County reserves the right to terminate the Agreement immediately, in whole or in part, at its sole discretion, for the following reasons:
 - 1) Lack of, or reduction in, funding or resources;
 - 2) Non-performance;
 - 3) City's improper, misuse or inept use of funds or resources; and/or

- 4) City's submission of data, statements and/or reports that are incorrect, incomplete and/or false in any way.

8. CITY ORDINANCE

In order for this Agreement to be valid, the City must have or adopt a City ordinance that provides for the inspection of food establishments by a Registered Professional Sanitarian. City must require the payment of a fee(s) by each food establishment. Ordinance enforcement shall be the responsibility of the City.

9. INDEMNIFICATION

County and City, including their respective employees and elected officials, agree that each shall be responsible for its own negligent acts or omissions or other tortious conduct in the course of performance of this Agreement, without waiving any governmental immunity available to County or City under Texas and other applicable laws, and without waiving any available defenses under Texas and other applicable laws. Nothing in this paragraph shall be construed to create or grant any rights, contractual or otherwise, in or to any third persons or entities.

10. INSURANCE

City agrees that it will at all times during the term of this Agreement maintain in full force and effect insurance, or self-insurance, to the extent permitted by applicable law under a plan of self-insurance, that is also maintained in accordance with sound accounting practices. It is expressly agreed that City will be solely responsible for all cost of such insurance; any and all deductible amounts in any policy; and in the event that the insurance company should deny coverage.

11. NOTICE

Any notice or certification required or permitted to be delivered under this Agreement shall be deemed to have been given when personally delivered, or if mailed, seventy-two (72) hours after deposit of the same in the United States Mail, postage prepaid, certified, or registered, return receipt requested, properly addressed to the contact person shown at the respective addresses set forth below, or at such other addresses as shall be specified by written notice delivered in accordance herewith:

COUNTY

Zachary Thompson, Director
Dallas County Health & Human Svcs.
2377 N. Stemmons Frwy., Suite 600
Dallas, Texas 75207-2710

CITY

Patrick Stallings, City Manager
City of Seagoville
Attn: Dara Crabtree
702 North Highway 175
Seagoville, TX 75159

12. ENTIRE AGREEMENT AND AMENDMENT

This Agreement, including any Exhibits and Attachments, constitutes the entire agreement between the parties and supersedes any other agreements concerning the subject matter of this transaction,

whether oral or written. No modification, amendment, novation, renewal or other alteration of this Agreement shall be effective unless mutually agreed upon in writing and executed by the parties.

13. COUNTERPARTS, NUMBER/GENDER AND HEADINGS

This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument. Words of any gender used in this Agreement shall be held and construed to include any other gender. Any words in the singular shall include the plural and vice versa, unless the context clearly requires otherwise. Headings are for the convenience of reference only and shall not be considered in any interpretation of this Agreement.

14. SEVERABILITY

If any provision of this Agreement is construed to be illegal, invalid, void or unenforceable, this construction will not affect the legality or validity or any of the remaining provisions. The unenforceable or illegal provision will be deemed stricken and deleted, but the remaining provisions shall not be affected or impaired, and such remaining provisions shall remain in full force and effect.

15. FISCAL FUNDING CLAUSE

Notwithstanding any provisions contained in this Agreement, the obligations of the County under this Agreement are expressly contingent upon the availability of funding for each item and obligation for the term of the Agreement and any pertinent extensions. City shall not have a right of action against County in the event County is unable to fulfill its obligations under this Agreement as a result of lack of sufficient funding for any item or obligation from any source utilized to fund this Agreement or failure to budget or authorize funding for this Agreement during the current or future fiscal years. In the event that County is unable to fulfill its obligations under this Agreement as a result of lack of sufficient funding, or if funds become unavailable, County, at its sole discretion, may provide funds from a separate source or may terminate this Agreement by written notice to City at the earliest possible time prior to the end of its fiscal year.

16. DEFAULT/CUMULATIVE RIGHTS/MITIGATION

It is not a waiver of default if the non-defaulting party fails to immediately declare a default or delays in taking any action. The rights and remedies provided by this Agreement are cumulative, and either party's use of any right or remedy will not preclude or waive its right to use any other remedy. These rights and remedies are in addition to any other rights the parties may have by law, statute, ordinance or otherwise. Both parties have a duty to mitigate damages.

17. IMMUNITY

This Agreement is expressly made subject to City's and County's Governmental Immunity, including, without limitation, Title 5 of the Texas Civil Practice and Remedies Code and all applicable State and federal laws. The parties expressly agree that no provision of this Agreement is in any way intended to constitute a waiver of any immunities from suit or from liability, or a waiver of any tort limitation, that City or County has by operation of law, or otherwise. Nothing in this Agreement is intended to benefit any third party beneficiary.

18. COMPLIANCE OF LAWS AND VENUE

In providing services required by this Agreement, City and County must observe and comply with all licenses, legal certifications, or inspections required for the services, facilities, equipment, or materials, and all applicable federal, State, and local statutes, ordinances, rules, and regulations. Texas law shall govern this Agreement and venue shall lie exclusively in Dallas County, Texas.

19. RELATIONSHIP OF PARTIES

City is an independent contractor and not an agent, servant, joint enterpriser, joint venturer or employee of County. City and County agree and acknowledge that each entity shall be responsible for its own acts, forbearance, negligence and deeds, and for those of its agents or employees in conjunction with the performance of work covered under this Agreement.

20. SIGNATORY WARRANTY

City and County represent that each has the full right, power and authority to enter and perform this Agreement in accordance with all of the terms and conditions, and that the execution and delivery of Agreement have been made by authorized representatives of the parties to validly and legally bind the respective parties to all terms, performances and provisions set forth in this Agreement.

<signatures appear on following page>

COUNTY:

CITY:

BY: _____
Clay Lewis Jenkins
County Judge

BY: _____
City Manager

DATE: _____

DATE: _____

Recommended:

BY: _____
Zachary Thompson
Director, DCHHS

BY: _____
Title: _____

Approved as to Form*:

Approved as to Form:

FAITH JOHNSON
DISTRICT ATTORNEY

BY: _____
Melanie Barton
Assistant District Attorney

BY: _____
Title: _____

*By law, the District Attorney's Office may only advise or approve contracts or legal documents on behalf of its clients. It may not advise or approve a contract or legal document on behalf of other parties. Our review of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval, and should seek review and approval by their own respective attorney(s).

Regular Agenda Item: 4

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Conduct interviews with Board and Commission applicants. (City Secretary)

BACKGROUND OF ISSUE:

In the past the City Council has interviewed all board and commission applicants. At this time, brief interviews may be conducted with each applicant individually. For your convenience, a list of applicant's has been provided.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS

List for Appointments

CITY PLANNING & ZONING COMMISSION

	Place	Appt. Date	Term Expires
James Sudduth	1	7/2010	6/2018
Mike Dupuis	2	6/2016	6/2018
Garry Adams	3	6/2015	6/2019
Alexandria Perez (expressed interest in resigning from P& Z when board is sufficiently filled)	4	7/2013	6/2019
Vacant	5		6/2019
Vacant	6		6/2019
Raymond Covert	7	11/2016	6/2019

Reappointees:	New Applicants:
	Ritha Edwards
	Brian Williams

BOARD OF ADJUSTMENTS

	Place	Appt. Date	Term Expires
Jerry Yearout	1	7/2015	6/2019
Sidney M. Sexton, Jr.	2	8/2013	6/2018
George Edwards	3	7/2015	6/2019
Nancy Ashley	4	6/2016	6/2018
Vacant	5		
Vacant	Alt. #1		
Lorin Mullens	Alt. #2	6/2016	6/2018

Reappointees:	New Applicants:

PARK & RECREATION COMMISSION

	Place	Appt. Date	Term Expires
Vacant	1		
Vacant	2		
Vacant	3		
Vacant	4		
Vacant	5		
Blanche Gattis	6	6/2008	6/2018
Vacant	7		

Reappointees:	New Applicants:

ANIMAL SHELTER OVERSIGHT COMMITTEE

	Place	Appt. Date	Term Expires
Dr. Ronnie Mohr	1	6/2009	6/2019
Sgt. Karl Bailey	2		
Bettye Baker	3	8/2012	6/2018
Justin Harley	4		
Vacant	5	7/2015	

Reappointees:	New Applicants:

LIBRARY BOARD

	Place	Appt. Date	Term Expires
Cheryl Sinor	1	6/2017	6/2019
Reba Groblebe	2	6/2008	6/2018
Mary Graham	3	6/2009	6/2019
Judy Whitehead	4	6/2016	6/2018
Pat Bearden	5	6/2007	6/2019
Renee Dominguez	6	6/2017	6/2019

Reappointees:	New Applicants:

KEEP SEAGOVILLE BEAUTIFUL COMMISSION

	Place	Appt. Date	Term Expires
Stacy Epperson Wright	1	6/2016	6/2018
Vacant	2		
Alexandria Perez	3	7/2014	6/2018
Gladys Santiago	4	2/2013	6/2019
Charlotte Hernandez	5	6/2009	6/2019
Kara Dodson	6	7/2014	6/2018
Vacant	7		

Reappointees:	New Applicants:
Karl Boss	

Regular Agenda Item: 5

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Mayor Pro Tem Jon Epps requested this Agenda Item to be placed on the July 17, 2017, City Council Agenda for the purpose of discussing and considering directing the Seagoville Economic Development Corporation (SEDC) to include a policy in their Bylaws regulating the use of the SEDC credit/debit cards by staff.

BACKGROUND OF ISSUE:

Over the past year the City Manager's Office has entertained several questions concerning the use of the credit/debit card that is issued to the SEDC. Mayor Pro Tem Jon Epps recently inquired into its use, which prompted me to discuss the matter with the City Attorney and the City's Finance Director. Both the City Attorney and the Finance Director agree that it would be in the best interest of the SEDC and the City for the SEDC to incorporate a credit/debit card use policy in their Bylaws.

Additionally, I have been asked for a listing of the credit/debit card expenditures made by the SEDC. Finance Director Patrick Harvey has been directed by me to create a breakdown of all SEDC purchases made via their credit/debit card and to include this data in the SEDC Monthly Financial Report. The SEDC Monthly Financial report will be forwarded to all City Council Members after it has been presented to the SEDC Board.

FINANCIAL IMPACT:

There is no financial impact for this Agenda Item.

EXHIBITS

None

Regular Agenda Item: 6

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Discuss and consider authorizing City Manager to create a new Planning Technician position

BACKGROUND OF ISSUE:

Over the past three (3) months staff has been inundated with residential developer proposals. Currently we have over 1,200 new homes and 220 apartment units either in the planning or building stage as we speak.

The increased activity for staff is unprecedented and has caused major strain on our Department of Community Development. Staff is recommending that Council immediately authorize the creation of a new Planning Technician position. If authorized by Council, the Planning Technician will be responsible for the following:

- Assists customers application packets, provides information on zoning, zoning case updates, ordinance information, board of adjustment cases, plat reviews, and filing plats.
- Creates and maintains zoning development case files.
- Prepares public hearing notices for public notification and communicates these documents to impacted property owners.
- Assists in the initial review of zoning and development applications.
- Coordinates the informational material packets and agendas for the Planning & Zoning Commission, Board of Adjustments, Building Board of Appeals, and City Council.
- Develops and maintains a database for information related to ordinances and codes.
- Responsible for maintaining maps and texts.
- Researches existing codes and ordinances for elected and appointed officials, Community Development and other customers.
- Performs other duties as assigned.

We have filled the vacant position in the Planning Department with a Certified Permit Technician to ensure that all permitting is conducted within regulations set by the State and local ordinance. The addition of a Certified Planning Technician will greatly enhance the City's ability to conduct business as it relates to the Planning, Zoning and issuance of permits.

The ideal candidate for this newly created position will hold Certifications as Planning Technician and Permit Technician, and will have experience in Municipal Planning & Zoning.

FINANCIAL IMPACT:

The proposed hourly rate for the Planning Technician position is \$24.00 per hour depending on qualifications. The total annual budget with salary and benefits is estimated and will be budgeted at \$68,000.00.

EXHIBITS

N/A

Agenda Item: 7

Meeting Date: July 17, 2017

Item Description:

Discuss and consider directing staff to work with the Planning and Zoning Commission to present a draft proposal reinstating a U.S. Highway 175 Overlay District

BACKGROUND OF ISSUE:

Councilmember Jose Hernandez would like to discuss with the City Council the possibility of reinstating a U.S. Highway 175 Overlay District. This is a discussion item to determine if the City Council would like to implement an Overlay District along the U.S. 175 Corridor.

Staff has included a copy of the preexisting Highway Overlay District as an example. Staff will be available to answer questions and discuss this item during the City Council Meeting.

FINANCIAL IMPACT:

If Council decides to move forward with the development of a U.S. Highway 175 Overlay District there will be minimal costs associated such as attorney's fees.

EXHIBITS

- A. Copy of the preexisting Highway Overlay District.

ORDINANCE NO. 05-98

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING ORDINANCE NO. 428, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF SEAGOVILLE, AS HERETOFORE AMENDED, BY AMENDING ARTICLE XVI A "H/O US HIGHWAY 175 OVERLAY DISTRICT REGULATIONS"; PROVIDING ADDITIONAL REQUIREMENTS FOR PARKING, CURBING, LIGHTING, SETBACKS, FENCING, LOADING DOCKS, AND CONSTRUCTION FOR PROPERTY SUBJECT TO THE H/O DISTRICT; 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 (\$2,000.00) DOLLARS 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 final and fair hearing to all property owners generally and to all persons interested and situated in the affected in the area and in the vicinity thereof, and the City Council of the City of Seagoville is of the opinion and finds that the Comprehensive Zoning Ordinance 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 of the City of Seagoville, Texas, Ordinance No. 428, as heretofore amended, be, and the same is hereby, amended by amending Article XVI A "H/O US Highway 175 Overlay District Regulations" to read as follows:

"Article XVI A

H/O US Highway 175 Overlay District Regulations

Section 1.--Establishment

This U.S. Highway 175 Overlay, or H/O, District shall function as an overlay zoning district, the regulations of which are superimposed and shall supersede the regulations of an approved standard zoning district to the extent of any conflict.

Section 2.--Location

The H/O District shall be that corridor which is located along the entire length of U.S. Highway 175 from city limit to city limit of the City of Seagoville. The boundary of the district shall extend from the service roads of U.S. Highway 175. The standards contained herein for the H/O District shall only apply to property which abuts U.S. Highway 175 service road, up to a depth of three hundred feet (300') and property within two hundred (200') feet of the service roads which fronts Stark Road, Simonds Road, Seagoville Road, Hall Street and Malloy Bridge Road.

Section 3.--Application

A building or premise subject to the H/O District shall be used only for the purposes authorized for the underlying standard zoning district by the Comprehensive Zoning Ordinance and Map of the City of Seagoville, as amended, subject to the regulations of this Article. These regulations shall govern the new development of land and structures within the H/O District.

Section 4.--Building Regulations

A. Parking & Curbing

(1) The off-street parking facilities required for standard uses authorized on property subject to this District shall be provided on the same lot or parcel of land as the main structure they are intended to serve, or upon a lot or parcel of land within three hundred feet (300') of the lot or tract of land upon which the main structure is located. All off-street parking and loading structures shall be subject to the standards of the Comprehensive Zoning Ordinance and other applicable ordinances of the City.

(2) Off-street parking facilities provided for nonresidential uses on property subject to the H/O District shall be for customer and/or employee vehicles only or for necessary loading and unloading of supplies, provided that in no event shall any such parking facilities be used for the sale of vehicles, repair work, storage, dismantling or servicing of vehicles or said equipment.

(3) Any and all parking for buildings constructed within the district shall have continuous curbing between the designated entrances and exits.

(4) Surface parking facilities may extend to the front property line, except for required screening and landscaping.

(5) Parking facilities shall have an all-weather surface and shall be connected by an all-weather surfaced driveway to an abutting public street or alley. Parking

facilities and driveways shall be designed by a qualified engineer or shall meet the following minimum standards:

All surfaces used for parking or driveway facilities from the highway right-of way to the wall of the structure facing the highway shall be surfaced with a minimum of 4" concrete pavement constructed by removal of excess dirt and reshaping of existing surface and shall use cushion sand as required. The parking facility shall be formed and placed with thirty-five hundred pounds (3,500lbs.) per square inch concrete, using number three rebar placed on eighteen inch centers, both ways, broom finished, with control joints to be placed on fifteen feet centers.

Concrete, asphalt or any other approved all-weather surface is permissible from the wall of the structure facing the highway to the rear of the property. All weather surface is defined as rock, crushed concrete or gravel.

All fire lanes shall be in compliance with the Uniform Fire Code.

B. Lighting

(1) Lighting facilities, if provided, shall be so arranged as to be reflected away from adjacent property zoned or used for residential purposes. Lighting facilities shall provide illumination within the parking facilities and shall distribute not more than one fourth of one foot candle of light upon any residentially zoned property. Light measurements shall be made with horizontal meter measurements at ground level on affected property.

(2) Standards, poles and fixtures shall be of a single color, compatible with the architecture of the building. All lighting fixtures shall be restricted to down-light or cut-off types.

(3) For walkway lighting, standard poles, bollard and wall mounted fixtures shall be allowed. Light poles shall be limited to a maximum height of twelve feet (12'). Pole and wall mounted walkway fixtures mounted above seven feet (7') shall be of a downcast or cut-off type.

(4) For accent light, up-lighting shall be concealed or otherwise positioned in such a manner that the light source cannot be seen from any property on which the light is located. floodlighting or spotlighting of architecture, graphic or natural features shall not create spillage of light onto adjacent properties.

C. Setback

The building setback for service road frontages is thirty-five feet (35') from the right-of-way, and setbacks for side streets is twenty feet (20') from the right-of-way.

D. Fencing and Screening

- (1) All dumpsters and outside storage receptacles and areas shall be screened so that they cannot be seen from adjacent public streets or private properties. Screening shall not be less than six feet (6') in height.
- (2) All ground-mounted equipment, including pad-mounted transformers, telephone switch boxes and gas meters shall be screened from the view of persons on U.S. Highway 175 and from view of persons on adjacent properties. Screening shall not be less than six feet (6') in height.
- (3) Where recreational uses (athletic courts and fields) are adjacent to residential uses, separation by streets notwithstanding, live screens consisting of large trees or bushes shall be planted along each property line which is contiguous to the residential use.
- (4) Whenever practical, appurtenances for utility services shall be installed at the rear of the structures which they service.
- (5) "Screened" as used in this section shall mean screening to the greatest extent possible and shall be toward the goal of balancing the negative aesthetic impact of the appurtenance without interference with safe operation and maintenance of the equipment being screened.
- (6) Approved means of screening shall include landscaping (including trees and/or evergreen shrubbery) earthen berms in conjunction with landscaping, masonry walls in conjunction with landscaping, and materials compatible with exterior construction of the building.
- (7) Wall-mounted equipment, including various meters such as electric meters, shall be screened by walls in connection with landscaping, or wall-mounted devices such as cabinets or partitions which are architecturally compatible with the structure.
- (8) All roof-mounted equipment, including, but not limited to, fans, vents, and cooling towers, shall be screened so as not to be visible from the immediate ground level or from the ground level of the adjacent properties. Overall screening height shall be the height of the highest element of roof-mounted equipment. Roof color shall be compatible with building color.

Roof-mounted equipment and the rear sides of visual screens shall be painted or otherwise treated in such a manner as to match the color of the roof. Other than normal plumbing vents or flues, all roof-mounted equipment shall be placed in a uniform and linear manner.

(9) Fences located from the front of the building to the property line shall not exceed five (5) feet in height and must be decorative in nature with 50% see through ability (specifically excludes chain link, solid wood, barbed wire, field wire, fiberglass panels, and corrugated steel).

E. Exterior Construction

(1) Buildings must be constructed of a suitable material. Suitable material shall be defined as an exterior, fire-resistant material consisting of brick, stone, rock, marble or metal such as used in manufactured steel buildings and/or panels of these materials. Masonry shall constitute at least eighty per cent (80%) of the wall facing the highway corridor, excluding doors, glass, windows or window walls. Masonry shall be defined as an exterior fire-rated material consisting of brick, stone, rock, marble and/or prefabricated panels of these materials designed for exterior use. Use of other alternative exterior building materials such as concrete, concrete block or stucco, shall be permitted only upon approval by the Building Official when such materials are determined to be of high quality consistent with the intent of these standards, and as fire-resistant as those materials listed above.

(2) Highly reflective glass may not be used as an exterior building material on any building or structure. Highly reflective glass is defined as glass with an exterior reflectance percentage in excess of twenty-seven (27%) per cent. Visible reflectance is the percentage of available light energy reflected away from the exterior surface of the glass. Windows and window walls shall not be glazed or reglazed with mirrored glass. When approving the use of mirrored glass windows or glass exterior facade, the orientation of the structure relative to adjacent streets and the prevailing sun angle must be considered to prevent reflective blind spots on adjacent public streets, particularly U.S. Highway 175.

(3) Exterior fire escapes shall not be permitted at the front of any building.

(4) All principal and accessory buildings and structures shall be of exterior, fire-resistant construction of the same types as noted in 4.E(1).

F. Loading Docks

(1) Loading docks and receiving areas shall not be constructed facing onto U.S. Highway 175, except for loading docks and receiving areas which provide for the delivery of finished goods to retail businesses. Loading docks and receiving areas, when permitted to face onto U.S. Highway 175, shall be screened from view from U.S. Highway 175 by an

eight-foot (8') screening device, which is constructed of permanent structural material of the same nature used in construction of the building, screened fencing or landscaping material. Loading docks and receiving areas shall not be located within fifty feet (50') of any portion of the U.S. Highway 175 right-of-way.

(2) Loading docks and receiving areas shall not be located on or facing the street side of any building. In those instances where three (3) or more sides of the building face dedicated streets, the Building Official may grant approval for street side location of loading docks and receiving areas.

(3) Loading docks and receiving areas shall not be located within any required setback, except where the Building Official has approved the same as part of a common loading area designed to serve more than one building.

(4) No loading dock or receiving area shall be approved unless it is shown that it is set back a sufficient distance from any public right-of-way so that all loading operations, truck parking, storage and maneuvering of vehicles into or out of loading dock or receiving area spaces shall take place outside of any public right-of-way.

G. Landscaping

It is urged, whenever possible, that landscaping should be done so as to enhance the overall aesthetic quality of the property and/or screen dumpsters, electric appurtenances, etc. Also, landscaping should in no way cause visibility obstructions or blind corners at intersections.

H. Prohibited Uses

No outside storage shall be located within thirty-five (35') of any right-of-way line of U.S. Highway 175."

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

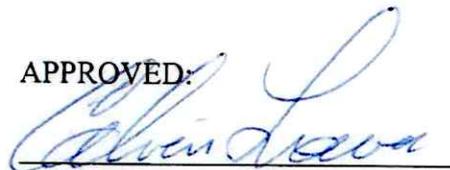
SECTION 3. That should any word, phrase, sentence, paragraph, section or portion of this ordinance or of the Comprehensive Zoning Ordinance, as amended hereby, be held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or of the Comprehensive Zoning Ordinance, as amended hereby, which shall remain in full force and effect.

SECTION 4. That any person violating any of the provisions of this ordinance or the Comprehensive Zoning Ordinance, as amended hereby, shall be deemed guilty of a misdemeanor and, upon conviction in the municipal court of the City of Seagoville, Texas, shall be subject to a fine not to exceed the sum of two thousand (\$2,000.00) dollars for each offense, and each day such offense shall continue shall constitute a separate offense.

SECTION 5. This ordinance shall take effect immediately from and after its passage as the law and charter in such cases provide.

DULY PASSED by the City Council of the City of Seagoville, Texas, on the 7 day of May, 1998.

APPROVED:



MAYOR

APPROVED AS TO FORM:



CITY ATTORNEY

(RLD/sgb 4-23-98)

ATTEST:



CITY SECRETARY

Division 20. H/O U.S. Highway 175 Overlay District Regulations

Sec. 25.02.471 Establishment

This U.S. Highway 175 Overlay, or H/O, District shall function as an overlay zoning district, the regulations of which are superimposed and shall supersede the regulations of an approved standard zoning district to the extent of any conflict. (Ordinance 05-98, sec. 1, adopted 5/7/98)

Sec. 25.02.472 Location

The H/O District shall be that corridor which is located along the entire length of U.S. Highway 175 from city limit to city limit of the city. The boundary of the district shall extend from the service roads of U.S. Highway 175. The standards contained herein for the H/O District shall only apply to property which abuts U.S. Highway 175 service road, up to a depth of 300 feet and property within 200 feet of the service roads which fronts Stark Road, Simonds Road, Seagoville Road, Hall Street and Malloy Bridge Road. (Ordinance 05-98, sec. 1, adopted 5/7/98)

Sec. 25.02.473 Application

A building or premises subject to the H/O District shall be used only for the purposes authorized for the underlying standard zoning district by the comprehensive zoning ordinance and map of the city, as amended, subject to the regulations of this article. These regulations shall govern the new development of land and structures within the H/O District. (Ordinance 05-98, sec. 1, adopted 5/7/98)

Sec. 25.02.474 Building regulations

(a) Parking and curbing.

- (1) The off-street parking facilities required for standard uses authorized on property subject to this district shall be provided on the same lot or parcel of land as the main structure they are intended to serve, or upon a lot or parcel of land within 300 feet of the lot or tract of land upon which the main structure is located. All off-street parking and loading structures shall be subject to the standards of the comprehensive zoning ordinance and other applicable ordinances of the city.
- (2) Off-street parking facilities provided for nonresidential uses on property subject to the H/O District shall be for customer and/or employee vehicles only or for necessary loading and unloading of supplies, provided that in no event shall any such parking facilities be used for the sale of vehicles, repair work, storage, dismantling or servicing of vehicles or said equipment.
- (3) Any and all parking for buildings constructed within the district shall have continuous curbing between the designated entrances and exits.

(4) Surface parking facilities may extend to the front property line, except for required screening and landscaping.

(5) Parking facilities shall have an all-weather surface and shall be connected by an all-weather surfaced driveway to an abutting public street or alley. Parking facilities and driveways shall be designed by a qualified engineer or shall meet the following minimum standards:

All surfaces used for parking or driveway facilities from the highway right-of-way to the wall of the structure facing the highway shall be surfaced with a minimum of four-inch concrete pavement constructed by removal of excess dirt and reshaping of existing surface and shall use cushion sand as required. The parking facility shall be formed and placed with 3,500 pounds per square inch concrete, using number three rebar placed on 18-inch centers, both ways, broom finished, with control joints to be placed on 15-foot centers.

Concrete, asphalt or any other approved all-weather surface is permissible from the wall of the structure facing the highway to the rear of the property. All-weather surface is defined as rock, crushed concrete or gravel.

All fire lanes shall be in compliance with the Uniform fire code.

(Ordinance 05-98, sec. 1, adopted 5/7/98; Ordinance 05-06, sec. 1, adopted 5/4/06)

(6) On-site vehicle stacking for drive-through facilities shall be provided in accordance with [section 25.02.714](#). (Ordinance 04-10 adopted 5/6/10)

(b) Lighting.

(1) Lighting facilities, if provided, shall be so arranged as to be reflected away from adjacent property zoned or used for residential purposes. Lighting facilities shall provide illumination within the parking facilities and shall distribute not more than one-fourth of one footcandle of light upon any residentially zoned property. Light measurements shall be made with horizontal meter measurements at ground level on affected property.

(2) Standards, poles and fixtures shall be of a single color, compatible with the architecture of the building. All lighting fixtures shall be restricted to down-light or cut-off types.

(3) For walkway lighting, standard poles, bollard and wall-mounted fixtures shall be allowed. Light poles shall be limited to a maximum height of 12 feet. Pole- and wall-mounted walkway fixtures mounted above seven feet shall be of a downcast or cut-off type.

(4) For accent light, up-lighting shall be concealed or otherwise positioned in such a manner that the light source cannot be seen from any property on which the light is located. Floodlighting or spotlighting of architecture, graphic or natural features shall not create spillage of light onto adjacent properties.

(Ordinance 05-98, sec. 1, adopted 5/7/98; Ordinance 05-06, sec. 1, adopted 5/4/06)

(5) Site and building lighting shall be in conformance with [section 25.02.716](#).
(Ordinance 04-10 adopted 5/6/10)

(c) Setback. The building setback for service road frontages is 35 feet from the right-of-way, and setbacks for side streets is 20 feet from the right-of-way.

(d) Fencing and screening.

(1) All dumpsters and outside storage receptacles and areas shall be screened so that they cannot be seen from adjacent public streets or private properties. Screening shall not be less than six feet in height.

(2) All ground-mounted equipment, including pad-mounted transformers, telephone switch boxes and gas meters shall be screened from the view of persons on U.S. Highway 175 and from view of persons on adjacent properties. Screening shall not be less than six feet in height.

(3) Where recreational uses (athletic courts and fields) are adjacent to residential uses, separation by streets notwithstanding, live screens consisting of large trees or bushes shall be planted along each property line which is contiguous to the residential use.

(4) Whenever practical, appurtenances for utility services shall be installed at the rear of the structures which they service.

(5) "Screened" as used in this section shall mean screening to the greatest extent possible and shall be toward the goal of balancing the negative aesthetic impact of the appurtenance without interference with safe operation and maintenance of the equipment being screened.

(6) Approved means of screening shall include landscaping (including trees and/or evergreen shrubbery), earthen berms in conjunction with landscaping, masonry walls in conjunction with landscaping, and materials compatible with exterior construction of the building.

(7) Wall-mounted equipment, including various meters such as electric meters, shall be screened by walls in connection with landscaping, or wall-mounted devices such as cabinets or partitions which are architecturally compatible with the structure.

(8) All roof-mounted equipment, including, but not limited to, fans, vents, and cooling towers, shall be screened so as not to be visible from the immediate ground level or from the ground level of the adjacent properties. Overall screening height shall be the height of the highest element of roof-mounted equipment. Roof color shall be compatible with building color.

Roof-mounted equipment and the rear sides of visual screens shall be painted or otherwise treated in such a manner as to match the color of the roof. Other than normal plumbing vents or flues, all roof-mounted equipment shall be placed in a uniform and linear manner.

(9) Fences located from the front of the building to the property line shall not exceed five feet in height and must be decorative in nature with 50 percent see-through ability (specifically excludes chain link, solid wood, barbed wire, field wire, fiberglass panels, and corrugated steel).

(e) Exterior construction.

(1) All main buildings shall be of exterior fire-resistant construction having exterior walls constructed of masonry materials as described in [division 32](#), Regulations Applicable to all Districts, [section 25.02.712](#), and in accordance with the city building code, as amended, and fire code, as amended.

(2) Highly reflective glass may not be used as an exterior building material on any building or structure. Highly reflective glass is defined as glass with an exterior reflectance percentage in excess of 27 percent. Visible reflectance is the percentage of available light energy reflected away from the exterior surface of the glass. Windows and window walls shall not be glazed or reglazed with mirrored glass. When approving the use of mirrored glass windows or glass exterior facade, the orientation of the structure relative to adjacent streets and the prevailing sun angle must be considered to prevent reflective blind spots on adjacent public streets, particularly U.S. Highway 175.

(3) Exterior fire escapes shall not be permitted at the front of any building.

(4) All principal and accessory buildings and structures shall be of exterior, fire-resistant construction of the same types as noted in 4.E(1).

(f) Loading docks.

(1) Loading docks and receiving areas shall not be constructed facing onto U.S. Highway 175, except for loading docks and receiving areas which provide for the delivery of finished goods to retail businesses. Loading docks and receiving areas, when permitted to face onto U.S. Highway 175, shall be screened from view from U.S. Highway 175 by an eight-foot screening device, which is constructed of permanent structural material of the same nature used in construction of the building,

screened fencing or landscaping material. Loading docks and receiving areas shall not be located within 50 feet of any portion of the U.S. Highway 175 right-of-way.

(2) Loading docks and receiving areas shall not be located on or facing the street side of any building. In those instances where three or more sides of the building face dedicated streets, the building official may grant approval for street side location of loading docks and receiving areas.

(3) Loading docks and receiving areas shall not be located within any required setback, except where the building official has approved the same as part of a common loading area designed to serve more than one building.

(4) No loading dock or receiving area shall be approved unless it is shown that it is set back a sufficient distance from any public right-of-way so that all loading operations, truck parking, storage and maneuvering of vehicles into or out of loading dock or receiving area spaces shall take place outside of any public right-of-way.

(Ordinance 05-98, sec. 1, adopted 5/7/98; Ordinance 05-06, sec. 1, adopted 5/4/06)

(5) The orientation of overhead/bay doors shall be in accordance with [section 25.02.714\(b\)](#). (Ordinance 04-10 adopted 5/6/10)

(g) Landscaping. It is urged, whenever possible, that landscaping should be done so as to enhance the overall aesthetic quality of the property and/or screen dumpsters, electric appurtenances, etc. Also, landscaping should in no way cause visibility obstructions or blind corners at intersections. (Ordinance 05-98, sec. 1, adopted 5/7/98; Ordinance 05-06, sec. 1, adopted 5/4/06)

(h) Prohibited uses. Outside display and storage, where allowed, shall not be located within 35 feet of any right-of-way line of U.S. Highway 175, and shall be in accordance with [section 25.02.717](#). (Ordinance 04-10 adopted 5/6/10)

(h) Prohibited uses. No outside storage shall be located within 35 feet of any right-of-way line of U.S. Highway 175.

(Ordinance 05-98, sec. 1, adopted 5/7/98; Ordinance 05-06, sec. 1, adopted 5/4/06)

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS

ORDINANCE NO. 13-13

AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS AMENDING CHAPTER 25 OF THE CODE OF ORDINANCES, "ZONING" BY REPEALING DIVISION 20. "H/O U.S. HIGHWAY 175 OVERLAY DISTRICT REGULATIONS", IN ITS ENTIRETY, AND RESERVING DIVISION 20 FOR FUTURE USE; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 25, Division 20 of the City of Seagoville Code of Ordinances provides the U.S. Highway 175 Overlay District Regulations (hereinafter, "H/O District"); and,

WHEREAS, it has been determined that the regulations set forth therein may be unclear and may be in conflict with other regulations contained in the Zoning Ordinance; and

WHEREAS, the Planning & Zoning Commission and the City Council have reviewed the H/O District and have determined that amendments are necessary in order for the regulations to be enforceable; and

WHEREAS, the City Council, by its official action, directed the Planning & Zoning Commission to begin the procedure to repeal the H/O District and all the provisions thereto; and

WHEREAS, after providing appropriate notice of the said public hearing in accordance with Section 211.006 of the TEXAS LOCAL GOVERNMENT CODE, the Planning & Zoning Commission held a public hearing on or about August 27, 2013 to repeal the H/O District and all references thereto in its entirety; and

WHEREAS, after receiving the recommendation of the Planning & Zoning Commission, holding a public hearing, and discussion, the City Council has determined that the H/O District and all references thereto should be repealed in their entirety and that Division 20 of Chapter 25 should be reserved for future use.

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

SECTION 1. That Chapter 25 of the Code of Ordinances of the City of Seagoville, Texas, be, and the same is, hereby amended by repealing Chapter 25. "Zoning", by repealing Division 20. "H/O U.S. Highway 175 Overlay District Regulations" in its entirety, and reserving Division 20 for future use, which shall read as follows:

"Division 20.

Secs. 25.02.471-25.02.500 Reserved"

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

SECTION 3. That an offense committed before the effective date of this ordinance is governed by the 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 4. 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 hereof 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 5. This ordinance shall take effect from and after its passage and the publication of the caption as the law and Charter in such cases provide.

DULY PASSED by the City Council of the City of Seagoville, Texas, this the 9th day of September, 2013.

APPROVED:


HAROLD R. MAGILL, MAYOR

ATTEST:


DARA CRABTREE, CITY SECRETARY

APPROVED AS TO FORM:

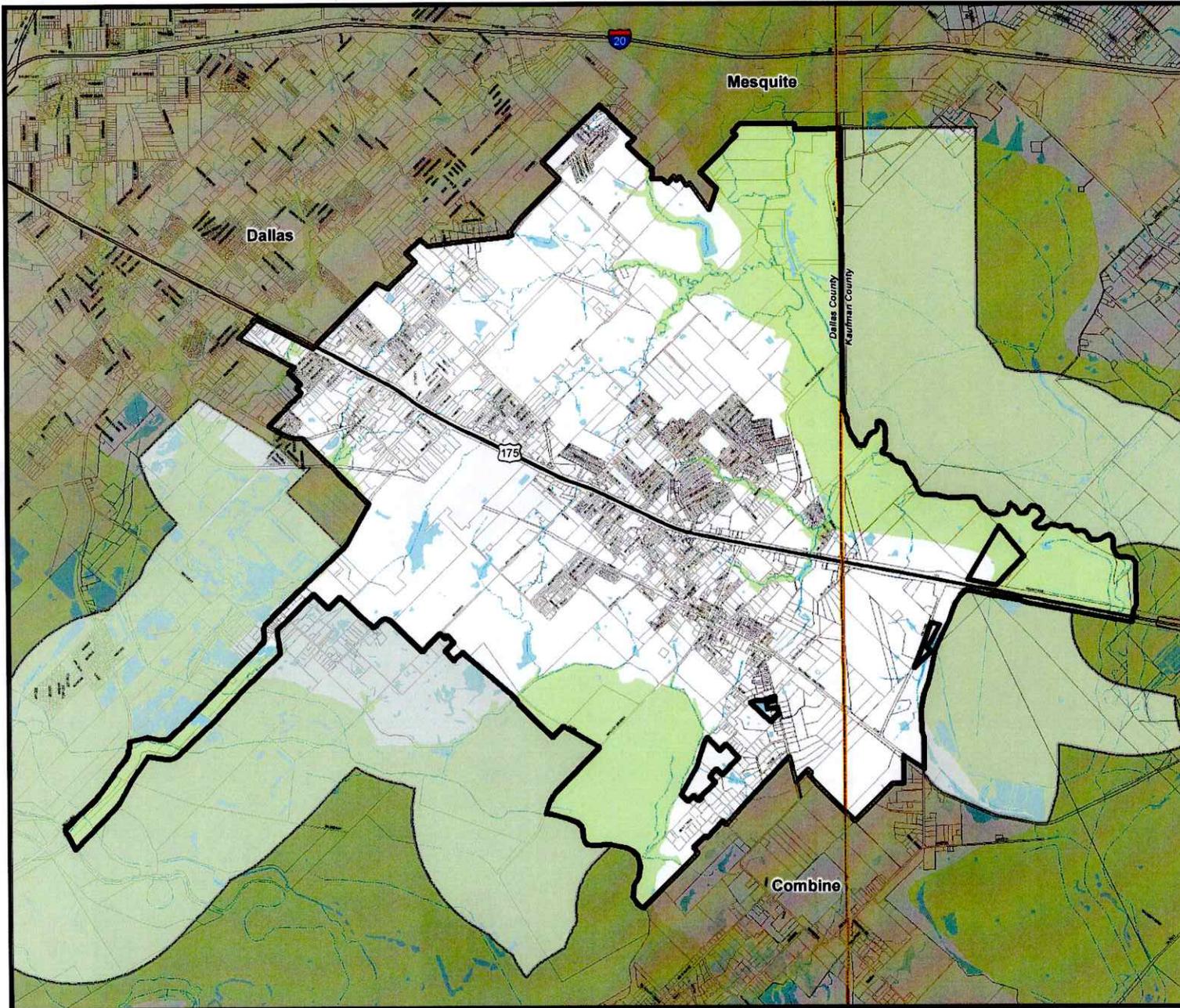
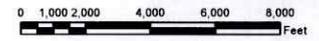
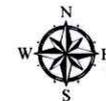

ROBERT E. HAGER, CITY ATTORNEY



City Limits and ETJ

City of Seagoville, Texas
Comprehensive Plan

-  Seagoville City Limits
-  Extraterritorial Jurisdiction
-  Floodplain
-  Dallas/Kaufman County Line



Regular Agenda Item: 8

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Consider approval of Ordinance No.13-2017 approving a budget amendment for the Street Maintenance Fund for the fiscal year ended September 30, 2017

BACKGROUND OF ISSUE:

Ordinance No. 05-2017 approved a budget amendment for the fiscal year ended September 30, 2017 providing additional resources to the Street Maintenance Fund from the General Fund in the amount of \$142,357. This approved action provided total Street Maintenance Fund resources of \$262,357 for FY 2017. With these resources, the Street Maintenance Fund has funded the improvements to Malloy Bridge Road (\$156,850) and other miscellaneous street projects throughout the community. Staff recommends that the expenditure budget for the Street Maintenance Fund be revised to reflect the activity of this fund for FY 2017.

FINANCIAL IMPACT:

This will provide budgeted expenditures for the Street Maintenance Fund in the amount of \$168,000.

	FY 2017 Adopted Budget	Increase (Decrease)	FY 2017 Amended Budget
Street Maintenance Fund			
Other Contract Maintenance	\$0	\$ 168,000	\$168,000

RECOMMENDATION:

EXHIBITS

Ordinance

ORDINANCE NO. 13-2017

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 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 2017, Council approved Ordinance 05-2017 on behalf of the Street Maintenance Fund to provide resources for ongoing street repair; and

WHEREAS, the Street Maintenance Fund has incurred expenditures in FY 2017 which were not envisioned in building the approved budget for FY 2016-2017; and

WHEREAS, the City Manager is submitting the amended budget of expenditures for the Street Maintenance Fund 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:

	FY 2017 Adopted Budget	Increase (Decrease)	FY 2017 Amended Budget
Street Maintenance Fund			
Other Contract Maintenance	\$0	\$ 168,000	\$168,000

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 17th day of July, 2017.

APPROVED:

DENNIS CHILDRESS MAYOR

ATTEST:

KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:

ALEXIS ALLEN, CITY ATTORNEY

Regular Agenda Item: 9

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Presentation of City of Seagoville's Nine Month Financial Report for Fiscal Year 2017

BACKGROUND OF ISSUE:

Patrick Harvey, Director of Finance presents the City's financial report for the first nine months of FY 2017.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS:

N/A



Memo

Date: July 10, 2017
To: Pat Stallings, City Manager
From: Patrick Harvey, Director of Finance
Subject: June 2017 Financial Reports

This memo accompanies the June 2017 Revenue and Expense Reports for the City of Seagoville, and highlights selected financial activities for the first nine months of FY 2017. The first nine months of the fiscal year represents 75% 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 nine months of the fiscal year is above budget expectations (actual \$7,338,496 vs. expected \$6,870,490). Property tax revenue collection as a percentage of budget is slightly below last year (98.5% vs. 100.2%). The primary reason for this difference is due to higher collection of prior year property taxes and delinquent charges in FY 2016 compared to the current fiscal year. The dollar amount of the collection difference between the current fiscal year and last fiscal year is approximately \$47,400. I anticipate that current year property tax collections will meet budget expectations. **Sales tax** collections are above budget expectations for the current fiscal year (78.8% actual vs. 75.0% budget). In **Franchise Fee** revenue, the comparative collection trend for the first six months of FY 2017 vs. FY 2016 appears below:

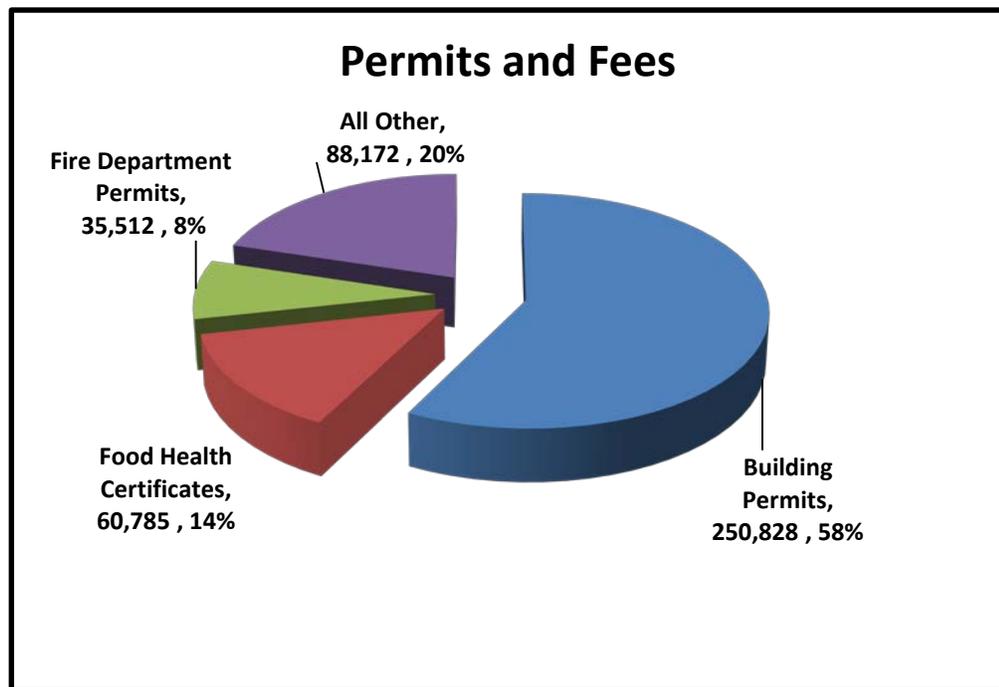
Description	FY 2017 Amount	FY 2016 Amount	Increase (Decrease)
ONCOR	\$ 319,677	\$ 338,513	\$ (18,836)
TXU Gas	74,187	84,901	(10,714)
Suddenlink Cable	19,489	28,962	(9,473)
Telephone	33,041	54,888	(21,847)
Republic Services	32,968	40,820	(7,851)

Currently, **Franchise Fee** revenue in total is slightly above budget expectations fiscal year to date (76.2% vs. 75.0%).

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 2017 in December 2016. The comparative trend for the first nine months of FY 2017 vs. FY 2016 appears below:

Description	FY 2017 Amount	FY 2016 Amount	Increase (Decrease)
Building Permits	\$ 250,828	\$ 156,073	\$ 94,755
Inspection Fees	29,465	92,883	(63,418)
Food Health Certificates	60,785	63,486	(2,701)
Fire Department Permits	35,512	30,096	5,416
All Other	88,172	44,068	44,104



Inspection Fees for FY 2016 included \$22,840.81 from Seagoville Corners III, \$2,777.49 from Anytime Fitness and \$67,265.02 from Phase IIB of the Highland Meadows Addition totaling \$92,883.32. For FY 2017, the only amount received to date is \$29,265.03 from Shepard Homes.

Total revenues for the first nine months of the fiscal year are \$7,338,496 or 92.0% of budget. This compares favorably to total General Fund revenues for the first six months of the previous fiscal year (\$7,013,828); however the overall trend for total revenue for the current fiscal year (92.0%) is less than the overall trend for the prior fiscal year (94.3%).

Expenditures: Total General Fund expenditures are below budget expectations (72.5% actual vs. 75.0% expected).

City Secretary is above expectations due to turnover and accompanying recruitment initiative to fill the vacant position.

Finance is above expectations due to payments for the annual external audit and quarterly payments to the Dallas Central Appraisal District.

Non departmental is above expectations due to the annual premium payment to TML for workers' compensation and property/casualty insurance. The total premium paid exceeds budget expectations by \$77.46. The spending trend for group life insurance, group long term disability, postage, attorney fees and contingency are also above expectations.

City Manager Directed includes the planned transfer to the Street Maintenance Fund (\$262,357) to provide resources for street construction projects, and the planned transfer to the Vehicle Replacement fund (\$42,000). Due to an error by the County, the City refunded an overpayment (\$18,984.68) on a lien reimbursement from the County. The down payment for the acquisition of the Fire department quint vehicle is included (\$72,000). It also includes the planned acquisition of Laser fiche as provided in the FY 2017 budget (\$10,977.00 spent, \$12,922.00 budgeted) and the planned upgrade to the City website (\$19,159.95 spent, \$20,000.00 budgeted). Additionally, the Police Department acquired 26 ballistic helmets (\$14,357.00) from FY 2016 donated funds.

General Fund – Other Operational Highlights

Personnel

During the third quarter FY 2017, Ms. Kandi Jackson joined the City's executive team as City Secretary. She is a certified City Secretary, formerly Deputy City Secretary for the Town of Sunnyvale, Texas.

The Police Department (Patrol Division) and Support Services (Communications) experienced full staffing during the third quarter of FY 2017 for thirty days in May 2017. The newest employee for the Patrol Division is currently in training as of June 30, 2017.

Residential Development

Brook Valley #7 will begin construction as a 43 home R-5 residential addition between Shadybrook and Woodside. R-5 residential homes are defined as 1,600 square foot minimum living area with 400 square foot garage.

The 294 lot development of Highland Meadows Phase III received verbal approval for sewer service with Dallas Water Utilities.

Staff is working with developers for a proposed Heart Meadows Subdivision located behind Seagoville North Elementary. This will be a 368 lot planned development, with a minimum square footage of 1,700 up to over 3,000 square feet.

City staff met with the KRR firm and engaged in a discussion about a proposed multifamily complex at the intersection of Malloy Bridge Road and US Highway 175.

Residential Development (continued)

A temporary concept plan has been submitted for a planned development for Ard Road and Seagoville Road. This represents a proposed mixed use project with residential and retail. Minimum house sizes range from 1,600 to 2,200 square feet with multiple builders.

A developer has submitted a planned development for the intersection of Stark Road and Lasater Road. If approved, 29 houses will be constructed in the City limits of Seagoville and the developer will construct one lane of concrete curb and gutter roadway from our City limits to Stark Road on Lasater. This is a minimum 2,000 square feet per housing structure.

Parks

The old baseball/softball field was removed from C.O.Bruce Central Park. Staff is working to create a soccer field in its place.

Staff tilled and dragged the baseball fields at Bearden Park.

Community Development

Staff is working on the annexation of the .07 of a mile strip of Malloy Bridge Road located in Kaufman County. The intent is to improve the quality of the roadway with City forces.

Construction permits were released for Slip Forms at 312 W. Simonds. The company will be constructing a 5,000 square foot warehouse and a 2,000 square foot canopy.

Public Safety

Seagoville Police Department passed their four (4) year on-site inspection. The Department will continue its accreditation through the Texas Police Chief's Best Practices Program. This Program insures our Police Department is operating under the most current "best practices" known to Texas law enforcement.

The Police Department also added a new vehicle to the fleet. This vehicle was budgeted for in the FY 2017 budget as a one-time use of fund balance in the amount of \$50,000.00. The vehicle was purchased from Holiday Chevrolet for \$43,504.72. A picture of the vehicle appears below.



Water and Sewer Fund (Fund 20)

Revenues: Total Water and Sewer Fund revenues were within budget expectations (50.3% vs. 50.0%). Water sales should accelerate during the summer depending upon the weather conditions. Water and Sewer Tap Fees reflect increased development in the community. Meter Installation Fees reflect residential development activity in the City. Penalties and Interest and Reconnection Fees reflect activity on delinquent accounts.

Expenditures: Total Water and Sewer Fund expenditures are below budget expectations (37.5% actual vs. 50.0% expected).

Sewer Services: The recent events leading up to the CMOM (Capacity Management Operation and Maintenance Program) sewer service implementation identified a need for a new Jetter truck to clean clogged sewer lines and to perform required maintenance of the sewer lines. An examination of the current financial status of the Water and Sewer Fund revealed the ability of the City to immediately acquire the Jetter truck. The purchase price of the new Jetter truck was approximately \$375,000 acquired from a vendor on the BUYBOARD Cooperative Purchasing Program.

W&S Debt Service (Fund 21)

Expenditures: Includes the semiannual interest payments on the Series 2006 bonds (\$12,798.06), the Series 2008 bonds (\$45,378.12) and the Series 2015 bonds (\$59,806.25). 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:

2006 Bonds	15,997.57	2008 Bonds	21,365.63
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Capital Project Reports

General Government Capital Projects (Fund 41)

This is a capital project reports providing the financial status of the projects funded by the FY 2015 bonds.

Financial Status Report

Inflows: There are two sources of resources funding the general government capital projects (1) bond proceeds, and (2) interest earned on bond proceeds. As of June 30, 2017, the total resource inflows for the FY 2015 street projects were approximately \$4,047,919.93. **Outflows:** In addition to the \$2,346,490.75 expended on capital projects, \$20,000 has been provided for financing costs for the FY 2015 bond sale. Total outflows from inception through June 30, 2017 total \$2,366,490.75. Unspent funds as of June 30, 2017 are \$1,681,429.18. Estimated total resources required for the completion of Woodhaven project is \$801,500.50.

Water and Sewer Capital Project Spending (Fund 22)

	Project Budget	Project Spending To Date	Remainder
Woodhaven Water Improvements	\$400,000.00	\$354,152.53	\$45,847.47

As of June 30, 2017 the Woodhaven Water Improvement project is substantially completed.

Street Maintenance (Fund 43)

C&M Concrete completed the Malloy Bridge Road concrete paving project in the amount of \$156,850.25. This work is expected to increase the useful life of the roadway.

**GENERAL FUND
SUMMARY OF REVENUES
FOR FISCAL YEAR 2016-17
AS OF 6/30/17
75.00 % OF BUDGET YEAR**

	LAST YEAR			THIS YEAR		
	Annual Budget	Year-to-Date	% of Budget	Amended Budget	Year-to-Date	% of Budget
Revenues:						
Property Taxes	\$3,377,800	\$3,385,160	100.2%	\$3,768,772	\$3,713,656	98.5%
Sales Taxes	\$2,040,040	\$1,599,818	78.4%	\$2,178,764	\$1,716,557	78.8%
Franchise Fees	\$648,300	\$569,755	87.9%	\$647,500	\$493,115	76.2%
Permits & Fees	\$204,175	\$386,606	189.4%	\$258,125	\$435,297	168.6%
Sanitation	\$901,725	\$679,612	75.4%	\$914,560	\$722,617	79.0%
Senior Activities	\$24,000	\$27,447	114.4%	\$24,000	\$26,492	110.4%
Fines	\$238,000	\$153,531	64.5%	\$177,200	\$178,861	100.9%
Interest	\$1,500	\$3,617	241.1%	\$1,500	\$8,028	535.2%
Grants	\$0	\$12,548	0.0%	\$0	\$13,274	0.0%
Loan Proceeds	\$0	\$175,000	0.0%	\$0	\$0	0.0%
Miscellaneous	\$6,000	\$20,735	345.6%	\$6,000	\$30,600	510.0%
Total Revenues	\$7,441,540	\$7,013,828	94.3%	\$7,976,421	\$7,338,496	92.0%
Transfers In:	\$404,904	\$316,828	78.2%	\$379,904	\$291,828	76.8%

**GENERAL FUND
SUMMARY OF EXPENDITURES
FOR FISCAL YEAR 2016-17
AS OF 6/30/17
75.00 % OF BUDGET YEAR**

	LAST YEAR			THIS YEAR		
Expenditures:						
City Council	\$5,450	\$2,424	44.5%	\$9,450	\$2,209	23.4%
City Manager	\$163,193	\$127,515	78.1%	\$206,358	\$155,390	75.3%
City Secretary	\$117,058	\$79,051	67.5%	\$115,450	\$122,676	106.3%
Finance	\$327,028	\$246,997	75.5%	\$349,443	\$269,097	77.0%
Animal Control	\$127,487	\$79,170	62.1%	\$117,382	\$74,057	63.1%
Code Enforcement	\$170,946	\$110,972	64.9%	\$175,197	\$119,157	68.0%
Bldg Inspection/Services	\$202,346	\$144,980	71.6%	\$255,616	\$184,237	72.1%
Police	\$1,919,769	\$1,259,173	65.6%	\$1,929,014	\$1,392,488	72.2%
Planning	\$65,256	\$51,254	78.5%	\$81,656	\$45,604	55.8%
Fire	\$1,547,491	\$1,064,896	68.8%	\$1,579,045	\$1,161,634	73.6%
Municipal Court	\$169,648	\$116,564	68.7%	\$161,508	\$118,599	73.4%
Library	\$171,426	\$119,095	69.5%	\$177,730	\$130,728	73.6%
Senior Center	\$190,532	\$139,946	73.5%	\$193,552	\$146,994	75.9%
Streets	\$498,883	\$234,554	47.0%	\$495,492	\$354,681	71.6%
Sanitation	\$682,920	\$460,444	67.4%	\$694,088	\$485,266	69.9%
Support Services	\$605,424	\$407,603	67.3%	\$669,800	\$455,429	68.0%
Parks	\$226,663	\$147,184	64.9%	\$231,437	\$145,732	63.0%
Emergency Medical Service	\$164,080	\$123,060	75.0%	\$164,080	\$122,985	75.0%
Information Technology	\$96,669	\$68,066	70.4%	\$93,759	\$64,037	68.3%
Human Resources	\$106,661	\$76,386	71.6%	\$110,403	\$83,130	75.3%
Non Departmental	\$342,835	\$235,081	68.6%	\$340,760	\$275,673	80.9%
Total Expenditures	\$7,901,765	\$5,294,413	67.0%	\$8,151,220	\$5,909,804	72.5%
City Hall Roof Repair		\$173,423				
City Manager Directed	\$266,179	\$474,735	178.4%	\$544,749	\$589,286	108.2%

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**WATER AND SEWER FUND
SUMMARY OF REVENUES AND EXPENDITURES
FOR FISCAL YEAR 2016-17
AS OF 6/30/17
75.00 % 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	\$1,762,155	74.3%	\$3,117,634	\$2,307,183	74.0%
Sewer Service	\$2,633,248	\$2,106,510	80.0%	\$3,120,468	\$2,475,135	79.3%
Outside Contractor Tap Fees	\$0	\$0	0.0%	\$0	\$16,600	0.0%
Penalties and Interest	\$115,000	\$92,572	80.5%	\$110,000	\$105,457	95.9%
Pretreatment Sewer Revenue	\$32,006	\$30,746	96.1%	\$46,388	\$33,406	72.0%
Reconnection Fees	\$35,000	\$38,355	109.6%	\$35,000	\$56,025	160.1%
Meter Installation	\$1,600	\$7,575	473.4%	\$1,600	\$6,800	425.0%
Online Payment Fee	\$3,500	\$4,619	132.0%	\$4,500	\$5,998	133.3%
Interest Earnings	\$2,000	\$3,075	153.8%	\$2,000	\$7,032	351.6%
Miscellaneous	\$450	\$1,013	225.1%	\$450	\$1,972	438.2%
Bank and NSF Fees	\$2,500	\$1,020	40.8%	\$900	\$1,260	140.0%
Water Tap Fees	\$4,200	\$1,200	28.6%	\$0	\$8,151	0.0%
Sewer Tap Fees	\$3,000	\$1,250	41.7%	\$0	\$7,050	0.0%
Total Revenues	\$5,204,308	\$4,050,091	77.8%	\$6,438,940	\$5,032,068	78.2%
Expenditures:						
Utility Administration	\$241,232	\$127,847	53.0%	\$164,652	\$123,988	75.3%
Water Services	\$1,498,255	\$980,017	65.4%	\$1,908,999	\$996,302	52.2%
Sewer Services	\$2,180,132	\$1,441,485	66.1%	\$2,349,774	\$1,667,292	71.0%
Customer Services	\$248,659	\$179,719	72.3%	\$214,119	\$144,868	67.7%
Non Departmental	\$203,606	\$169,989	83.5%	\$395,806	\$121,638	30.7%
Debt Service Transfer	\$549,100	\$413,689	75.3%	\$599,467	\$449,600	75.0%
Total Expenditures	\$4,920,984	\$3,312,746	67.3%	\$5,632,817	\$3,503,688	62.2%
Transfers Out	\$1,046,304	\$360,021	34.4%	\$752,304	\$578,486	76.9%

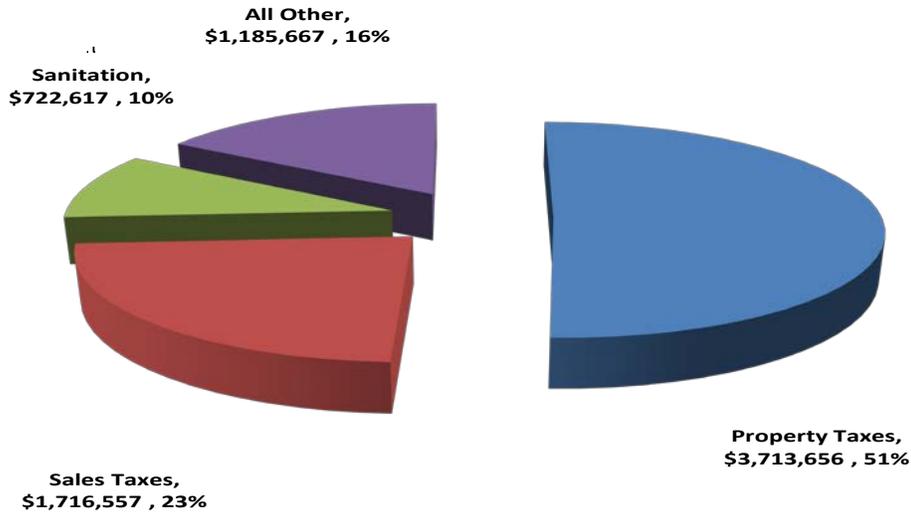
OTHER FUNDS: FINANCIAL SUMMARY
FOR FISCAL YEAR 2016-17
AS OF 6/30/17
75.00% of Budget Year

FUND #	FUND NAME	FY 2016 ACTUAL YEAR-TO-DATE REVENUES	FY 2017 ANNUAL REVENUE BUDGET	FY 2017 ACTUAL YEAR-TO-DATE REVENUES	FY 2016 ACTUAL YEAR-TO-DATE EXPENDITURES	FY 2017 ANNUAL EXPENDITURE BUDGET	FY 2017 ACTUAL YEAR-TO-DATE EXPENDITURES
ENTERPRISE FUNDS					ENTERPRISE FUNDS		
21	W&S Debt Service	\$413,788	\$599,517	\$449,826	\$123,291	\$599,467	\$118,157
22	W&S Improvements	\$70,794	\$400,000	\$314,258	\$125,076	\$605,000	\$313,158
61	Storm Water	\$50,560	\$82,800	\$52,725	\$35,719	\$82,900	\$55,249
SPECIAL REVENUE FUNDS					SPECIAL REVENUE FUNDS		
29	Police Seizure State	\$515	\$623		\$1,025		\$858
30	Police Seizure Federal						
32	Miscellaneous Grants	\$2,380	\$2,550	\$3,274	(\$984)	\$2,777	\$2,188
35	Recycle Revenue Fund	\$2,121	\$500		\$713	\$500	\$799
36	Municipal Court	\$5,912	\$7,500	\$6,861	\$3,989	\$20,366	\$6,547
38	Park Development			\$56,500			
39	Hotel Motel Fund	\$23,655	\$24,000	\$28,986	\$23,655	\$24,000	\$28,760
42	Park Maintenance	\$1,685	\$2,000				
43	Street Maintenance		\$262,457	\$262,357			\$163,213
45	Animal Shelter	\$2,760	\$1,500	\$2,775	\$4,525	\$3,000	\$1,066
47	Vehicle Replacement Fund	\$79,351	\$44,500	\$42,000			
52	InterAgency PS Training	\$0	\$3,000			\$5,000	
DEBT SERVICE FUND					DEBT SERVICE FUND		
2	General Debt Service	\$231,171	\$192,219	\$192,744	\$41,085	\$192,198	\$37,363
CAPITAL PROJECTS					CAPITAL PROJECTS		
41	FY 2015 Street Projects	\$4,770	\$2,000	\$7,637	\$690,328	\$1,774,815	\$43,482

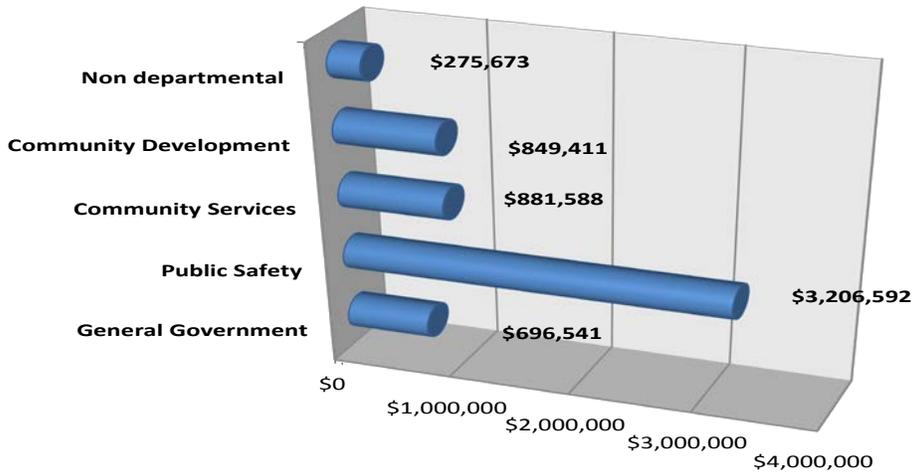
City of Seagoville
General Government Capital Project Financial Status
June 2017

Beginning Balance		\$ -
Add:		
Bond Proceeds	4,000,000.00	
Refund of Bond Fees	33,281.72	
Interest	14,638.21	
Total Inflows		4,047,919.93
Less:		
Bond Fees	20,000.00	
Capital Project Spending To Date	2,346,490.75	
Total Outflows		2,366,490.75
Available Funds		<u>\$ 1,681,429.18</u>
Remaining Project Allocation for Woodhaven	801,500.50	
Unallocated Funds Available	879,928.68	

**YTD General Fund Revenues
3rd Quarter, FY 2017
Total \$7,338,496**



**YTD General Fund Expenditures
3rd Quarter FY 2017
Total \$5,909,804**



General Government

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

Community Development

Building Services, Code Enforcement, Streets, Parks, Planning

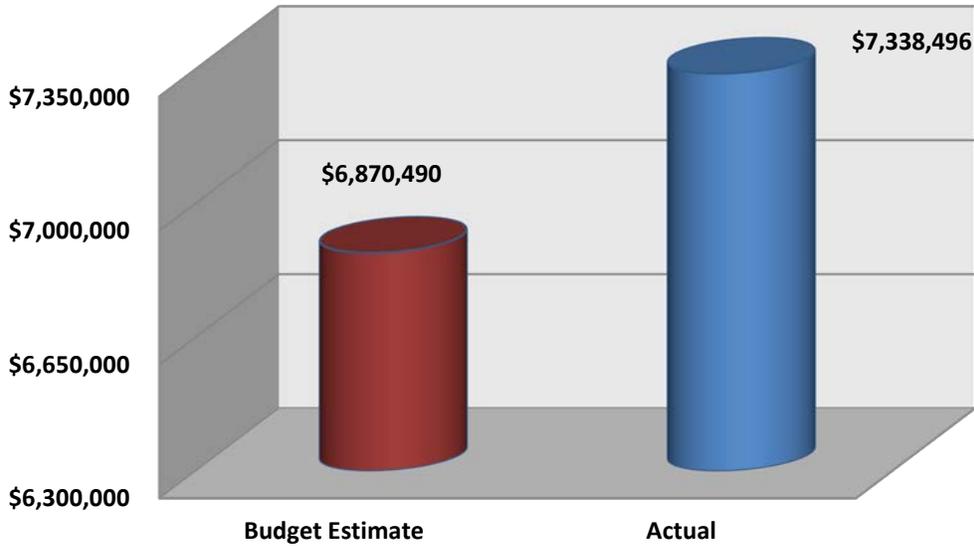
Community Services

Municipal Court, Library, Senior Center, Sanitation

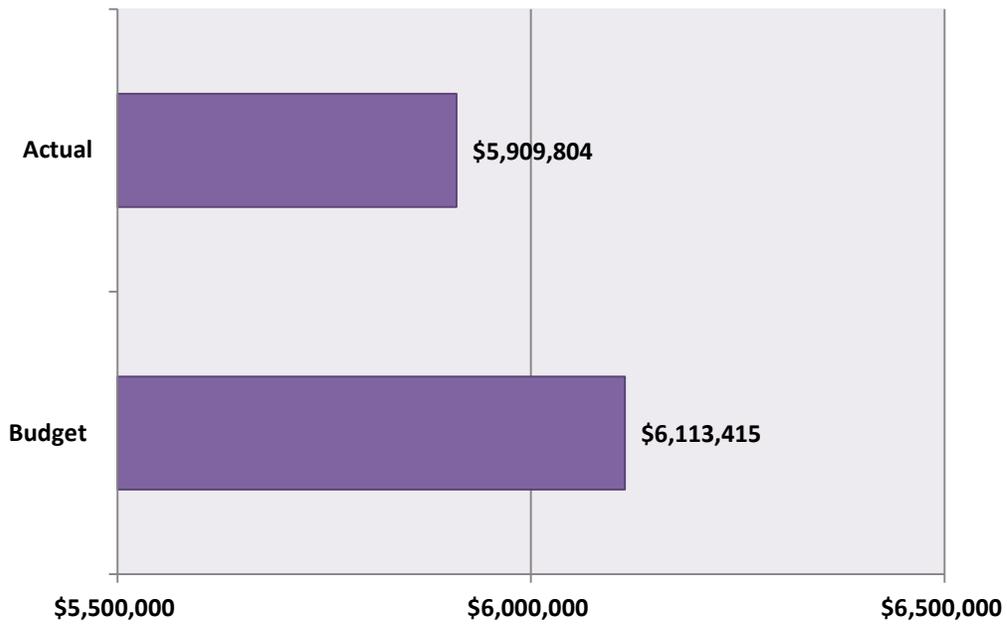
Public Safety

Police, Fire, Ambulance, Support Services, Animal Control

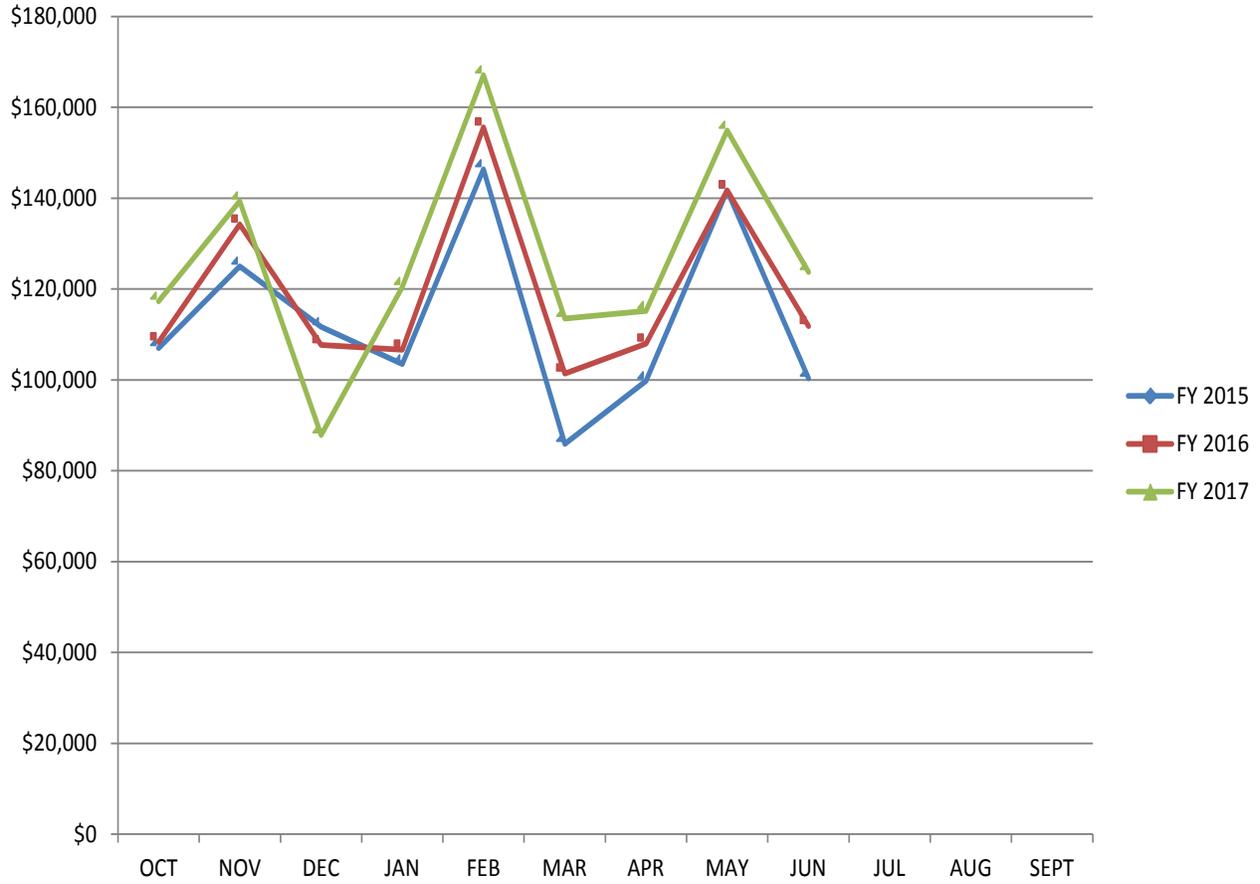
Year to Date Revenue Comparison General Fund



Year to Date Expenditure Comparison General Fund

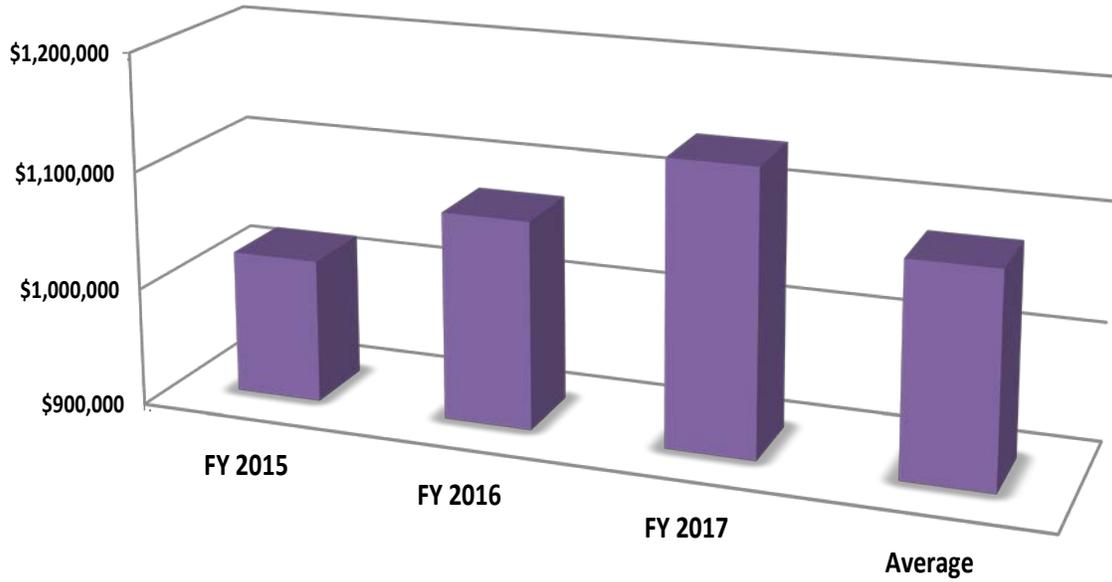


General Fund Sales Tax Comparison



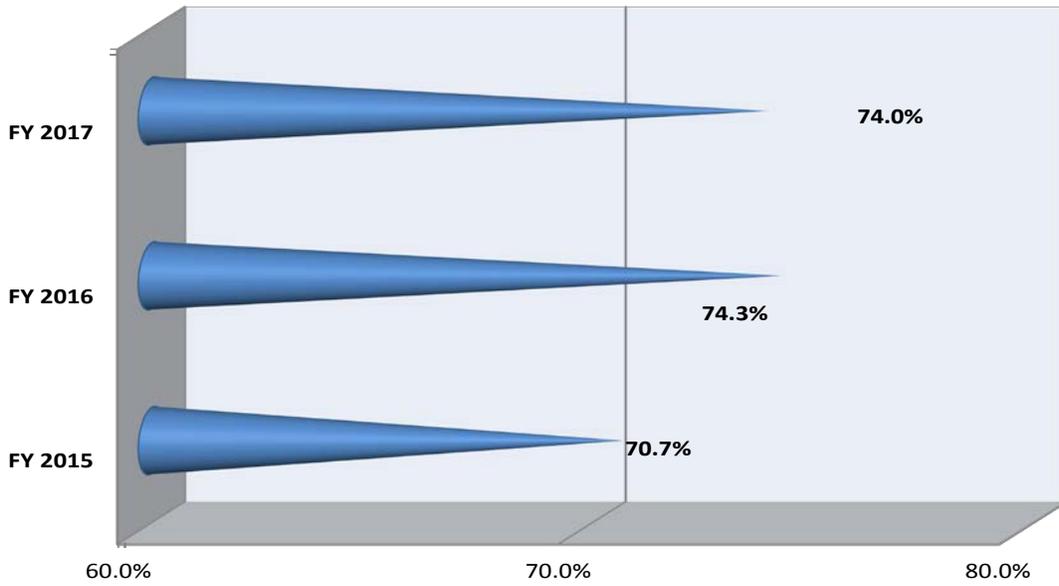
	FY 2015	FY 2016	FY 2017
OCT	107,003.12	108,304.81	117,255.97
NOV	124,981.98	134,211.07	139,335.95
DEC	111,677.33	107,679.72	87,836.00
JAN	103,452.34	106,634.86	120,436.32
FEB	146,386.16	155,594.11	167,079.94
MAR	85,928.29	101,380.53	113,468.05
APR	99,756.27	107,966.73	115,183.31
MAY	141,681.14	141,751.32	154,902.01
JUN	100,302.58	111,825.38	123,730.29

Fiscal Year to Date Comparison - Sales Tax June 2017

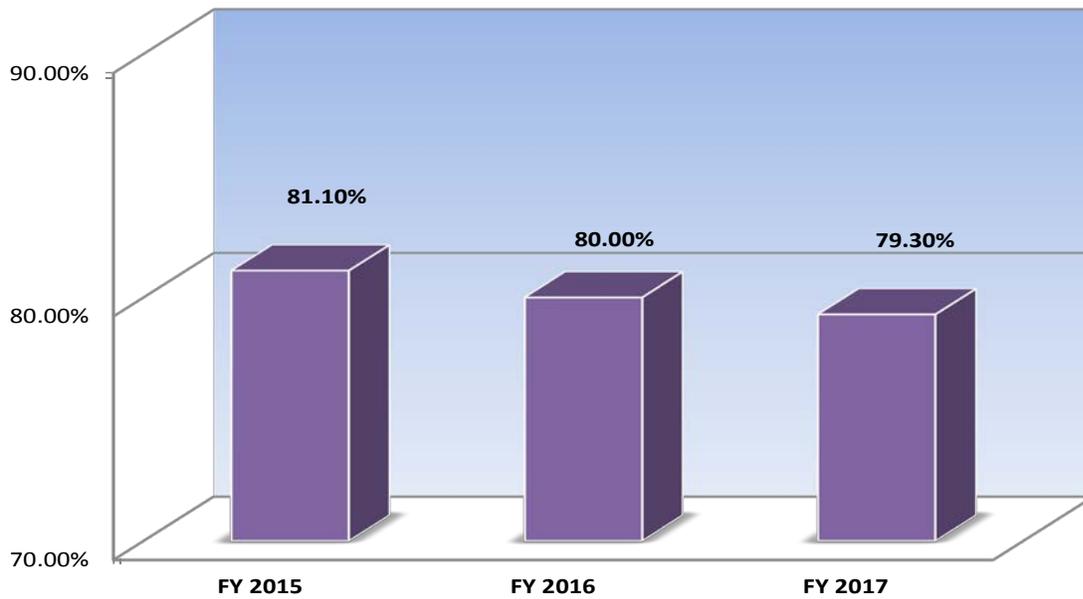


	FY 2015	FY 2016	FY 2017	Three Year Average
Fiscal Year To Date	1,021,169.19	1,075,348.50	1,139,227.82	1,078,581.83

Water Revenue as a % of Budget 75% of the Fiscal Year



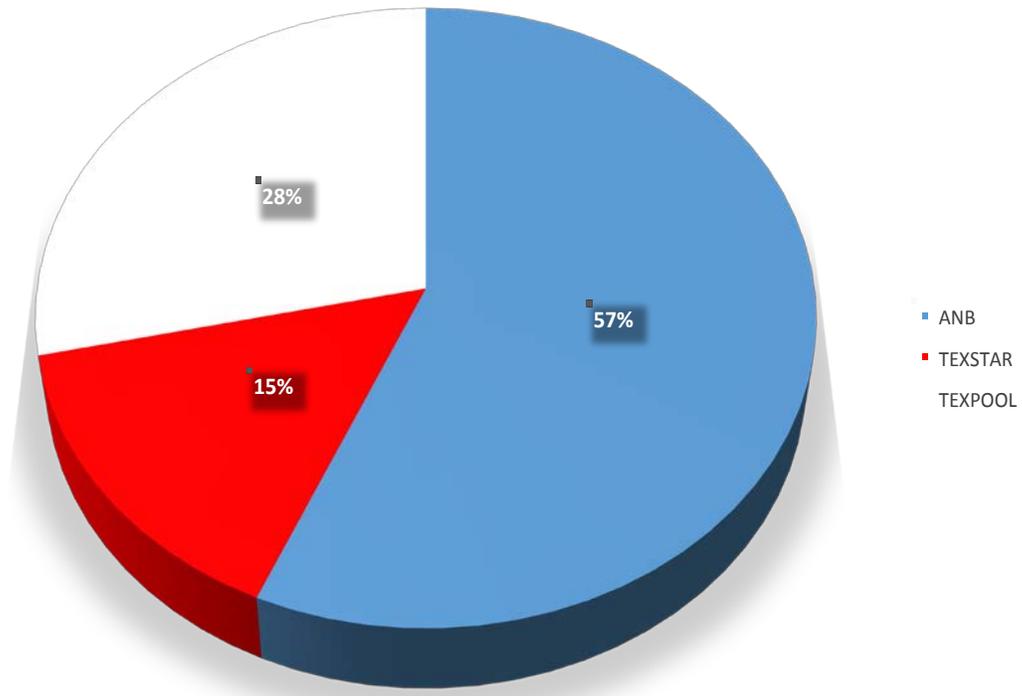
Sewer Revenue as a % of Budget 75% of the Fiscal Year



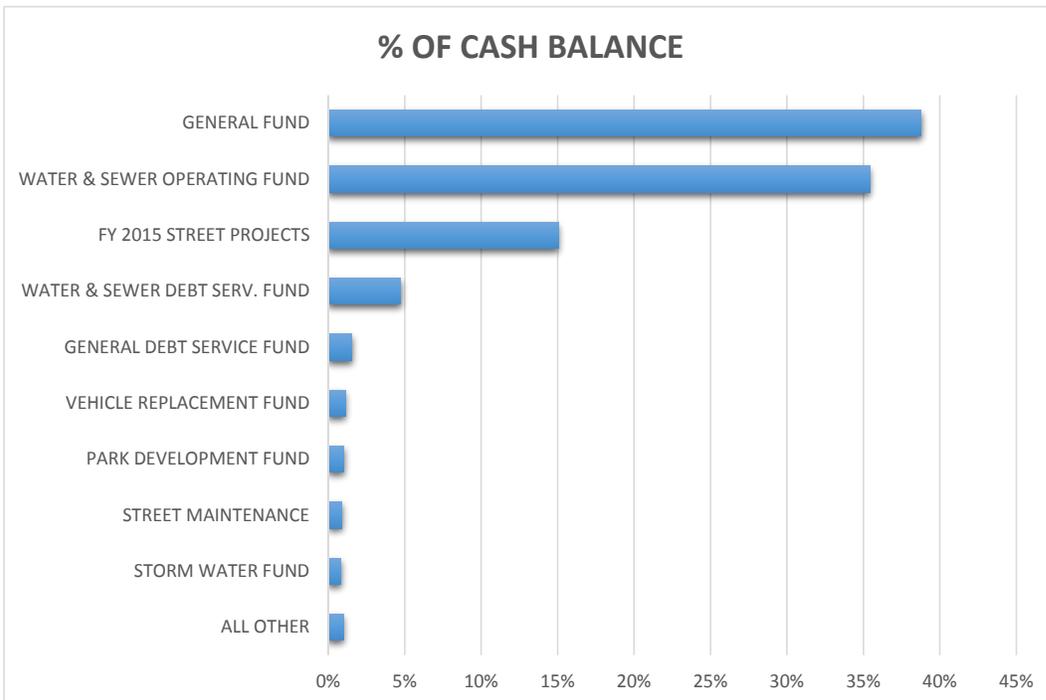
**CITY OF SEAGOVILLE
CASH REPORT
3RD QUARTER FY 2017**

Bank Acct#	Bank Account Name	ACCT BALANCE AS OF APRIL 1, 2017	CHANGES	ACCT BALANCE AS OF JUNE 30, 2017
800008997	ANB Group Insurance Trust Bank	50.00	0.09	50.09
800000838	ANB PAYROLL FUND	12,226.65	(367.46)	11,859.19
4600130068	ANB ROOF	155,220.90	(11,850.50)	143,370.40
4600016705	ANB PEG	80,341.42	9.24	80,350.66
800007205	ANB PRIMARY	6,528,489.86	(457,079.14)	6,071,410.72
572915620	TEXSTAR	1,725,392.17	(41,650.40)	1,683,741.77
800013104	ANB ANIMAL SHELTER OPERATIONS	4,489.00	0.51	4,489.51
449/1291300001	TEXPOOL-GENERAL FUND	1,516,216.75	2,978.26	1,519,195.01
449/1291300003	TEXPOOL-WATER AND SEWER	1,283,442.32	2,521.05	1,285,963.37
449/1291300004	TEXPOOL-WATER DEPOSIT FUND	308,738.13	606.54	309,344.67
449/1291300006	TEXPOOL-GOVT DEBT SVC	11,161.00	21.97	11,182.97
449/1291300007	TEXPOOL-WATER AND SEWER DEBT SVC	51,052.61	100.31	51,152.92
			-	
TOTALS		\$ 11,676,820.81	\$ (504,709.53)	\$ 11,172,111.28

% OF TOTAL CASH



% OF CASH BALANCE



Regular Agenda Item: 10

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Discuss and consider directing staff on the selection of the movie to view at the annual “Movie in the Park” event in September

BACKGROUND OF ISSUE:

In the past, the City of Seagoville has hosted a movie in the park that is open to the public. Staff is seeking the direction of Council concerning the movie to be viewed at our annual event. The following movies are up for consideration. All movies listed below are rated PG.

- **The Secret Life of Pets (2016)** two mismatched mutts get lost in NYC due to their feuding, and must find their way home. During their journey, they encounter a vicious bunny who plans to lead a group of abandoned pets on a mission of revenge against humanity.
- **A Dog’s Purpose (2017)** a dog looks to discover his purpose in life over the course of several lifetimes and owners.
- **Finding Dory (2016)** Amnesiac blue tang Dory searches for her long-lost parents with the help of pals Nemo and Marlin. She eventually heads for California and the Monterey Marine Life Institute, evading predators along the way as she hopes to find a place she can call home.
- **Sing (2016)** A koala named Buster recruits his best friend to help him drum up business for his theater by hosting a singing competition.
- **Beauty and the Beast (2017)** An adaption of the classic fairy-tale about a monstrous prince and a young woman who fall in love.
- **Monster Trucks (2017)** Looking for any way to get away from the life and town he was born into, Tripp, a high school senior, builds a Monster Truck from bits and pieces of scrapped cars.

FINANCIAL IMPACT:

N/A

EXHIBITS:

N/A

Regular Agenda Item: 11

Meeting Date: June 19, 2017

ITEM DESCRIPTION

Receive Councilmember Reports/ Items of Community Interest

BACKGROUND OF ISSUE:

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 salutory 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 salutory 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.

FINANCIAL IMPACT:

N/A

EXHIBITS

N/A

Regular Agenda Item: 12

Meeting Date: June 19, 2017

ITEM DESCRIPTION:

Future Agenda Items

BACKGROUND OF ISSUE:

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

FINANCIAL IMPACT:

N/A

EXHIBITS

N/A

Executive Session Agenda Item: 13

Meeting Date: July 17, 2017

ITEM DESCRIPTION:

Recess into Executive Session in compliance with Texas Government Code:

- (A) Section 551.074; Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee to wit: City Attorney.
- (B) Section 551.074 Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee to wit: City Manager.

BACKGROUND OF ISSUE:

N/A

FINANCIAL IMPACT:

N/A

EXHIBITS

N/A

Executive Session Agenda Item: 14

Meeting Date: July 19, 2017

ITEM DESCRIPTION:

Reconvene Into Regular 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 Attorney.

- B. 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 Manager.

BACKGROUND OF ISSUE:

N/A

FINANCIAL IMPACT:

N/A

EXHIBITS

N/A