



**MINUTES OF CITY COUNCIL
REGULAR SESSION
MARCH 5, 2018**

The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:00 p.m. on Monday, March 5, 2018, 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, City Attorney Alexis Allen, Water Utilities Director Phil DeChant, Director of Administrative Services Cindy Brown, and City Secretary Kandi Jackson.

Invocation – *Invocation was led by Councilmember Magill.*

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

Recognition – Water Utilities Department – *Mayor Childress presented the Water Utilities Department with certificates.*

Mayor's Report – *Mayor Childress stated he appreciates all the hard work from the Water Utilities Department.*

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.*

Cheryl Fowler at 217 E. Bluff Rd. stated her mother's home flooded due to a sewer back up. She stated the clean-up has been very expensive and they are seeking assistance from the City, if possible.

Mary Runnells at 217 E. Bluff Rd stated she is the homeowner and has lived in the home for forty (40) years with no issues. She also stated any assistance would be appreciated.

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

1. **Consider approving City Council Meeting minutes for February 5, 2018 and Joint Meeting with Seagoville Economic Development Corporation for February 12, 2018 (City Secretary)**
2. **Consider approving a Resolution ordering cancellation of the General Election on May 5, 2018, and declaring the Election of unopposed Candidates for Place 1, Place 3, and Place 5 of the City Council of the City of Seagoville, Texas; providing for the posting of this Resolution at each polling place on Election Day; and providing an effective date (City Secretary)**

Considerar aprovar la Resolucion ordendando la cancelacion de las Elecciones Gernerales el dia 5 de Mayo del 2018, y declarando la Eleccion de Candidatos sin oposicion para el Lugar 1, Lugar 3 y Lugar 5 del Consejo Municipal de la Cuidad de Seagoville, Texas; proporcionando para la publication de esta Resolucion en cada centro electoral el dia de las eleccion; y proporcionando una fecha efectiva (Secretaria de la Cuidad)

3. **Discuss and consider an Ordinance approving a tariff authorizing an annual rate review mechanism (“RRM”) as a substitution for the annual interim rate adjustment process defined by Section 104.301 of the Texas Utilities Code, and as negotiated between Atmos Energy Corp., Mid-Tex Division (“Atmos Mid-Tex” or “Company”) and the Steering Committee of Cities served by Atmos; requiring the company to reimburse cities’ reasonable ratemaking expenses, adopting a savings clause; determining that this Ordinance was passed in accordance with the requirements of the Open Meetings Act; declaring an effective date; and requiring delivery of this Ordinance to the company and legal counsel for the steering committee (Director of Administrative Services)**

Motion to approve Consent Agenda as read Magill, seconded by Epps; motion passed with all ayes. 5/0

REGULAR AGENDA-**4. Discuss with Republic Services changes to the waste collection schedule that were not communicated to City Staff (Robyn Mota)**

Robyn Mota introduced Randy Holcomb the Operations Manager for Republic Services.

Operations Manager Holcomb stated there were changes made to the solid waste and recycle collection schedule that were not communicated with City Staff. He stated the changes were made on February 1, 2018 and went into effect on March 1, 2018. He stated Republic Service will run the old route and the new route for a month to avoid disruption to residents. He stated a supervisor from Republic Services will be in the City of Seagoville each day to ensure collection is not missed. He also stated this is not the smooth transition promised by Republic Services but they are committed to making it right from this point.

Councilmember Hernandez asked when the new routes were determined by Republic Services. Operations Manager Holcomb stated Republic Services has been working on the new routes for the past six (6) to eight (8) weeks.

Councilmember Hernandez asked if City Staff was aware of those changes. Operations Manager Holcomb stated City Staff was aware of day changes to the recycle schedule but not the solid waste schedule.

Councilmember Hernandez clarified the changes went into effect on March 1, 2018 and stated he received his flyer announcing the changes after the effective date. He also stated Republic Services had poor communication concerning the route changes.

Councilmember Magill asked if there will be any further attempt to make the new route changes more understandable to the citizens. Operations Manager Holcomb stated yes, customers will be receiving a mailer with detailed information.

Councilmember Fruin clarified the solid waste and recycle schedule for his area.

Councilmember Fruin asked what is the purpose of making changes to the solid waste and recycle schedule. Operations Manager Holcomb stated the main reason for the changes was to have solid waste and recycle collection on the same day. Councilmember Fruin stated the lack of communication left him unaware of the changes.

Mayor Pro Tem Epps stated he has a real issue with the lack of communication to City Staff.

Councilmember Hernandez asked if future communications will be taped to the trash receptacle or by mail. Operations Manager Holcomb stated further communication this week be will be taped to the trash receptacle for faster communication. He also stated Republic Services is working on another communication that will be mailed. Councilmember Hernandez stated any communications that can be put on the website or social media needs to be shared with Mrs. Gant.

Mayor Childress stated Republic Services needs to have communication with the City Manager. He also thanked Operations Manager Holcomb for his work but stated Republic Services needs to understand communication with the City is imperative.

City Manager Stallings stated he originally asked for Republic Services to supply the City with a Republic Services staff member for four (4) weeks to help with phone calls from the citizens. He would like an additional four (4) weeks equaling a total of eight (8) weeks. Operations Manager Holcomb stated Republic Services will get back to the City Manager to confirm the extra time request of their staff member.

Mayor Childress stated the City Manager made a request and if Republic Services is unable to provide the staff member the City needs to know.

5. Discuss and consider declaring vacancies on Planning & Zoning Commissions and Park & Recreation Commissions, and consider new applications (City Secretary)

City Secretary Jackson stated Aaron Cade informed the City Secretary's Office that he is no longer a resident of the City of Seagoville and wishes to withdraw his name from the Park & Recreation Commission. Also, Brian Williams and Ritha Edwards submitted letters of resignation from the Planning & Zoning Commission.

She also stated at this time Place three (3) on Keep Seagoville Beautiful is vacant. Scott Englert submitted an application to fill that vacancy. In addition, the Planning & Zoning Commission has two vacancies. An application has been submitted by David Grimes to fill one of those vacancies. David Grimes is currently serving on the Animal Shelter Oversight Committee. The City Charter allows Council to appoint Mr. Grimes to serve on more than one board or commission as referenced in the agenda packet.

Mayor Childress asked Mr. Grimes if he considered the amount of time that is required to serve and if he is able to commit that amount of time. Applicant David Grimes stated yes, he has considered the amount of time and he is committed to serving on both boards.

Councilmember Hernandez asked Mr. Grimes what type of company he owns. Mr. Grimes stated he owns a lawn company.

Mayor Childress asked Scott Englert if he has considered the amount of time that is needed and if he is able to commit that amount of time. Applicant Scott Englert stated yes, has considered the amount of time and is committed to serving. He also stated his original application was submitted to serve on Keep Seagoville Beautiful but he would also like to be considered for the Planning & Zoning Commission.

After discussion with the City Attorney, motion to allow David Grimes to serve on two boards – Hernandez, seconded by Magill; motion passed. 4/1 (For: Howard, Hernandez, Magill, and Epps; Opposition: Fruin)

Motion to approve Mr. Grimes for Place five (5) on the Planning & Zoning Commission – Hernandez, seconded by Howard; motion passed 4/1. (For: Howard, Hernandez, Magill, and Epps; Opposition: Fruin)

Motion to approve Mr. Englert for Place three (3) on Keep Seagoville Beautiful – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

Motion to approve Mr. Englert to serve on multiple boards – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

Motion approve Mr. Englert for Place six (6) on the Planning & Zoning Commission – Hernandez, seconded by Magill; motion passed with all ayes. 5/0

- 6. Conduct a Public Hearing to discuss and consider approving an Ordinance of the City of Seagoville, Dallas County, Texas, readopting, ratifying, republishing and extending Ordinance No. 12-06, codified as Chapter 13, “Offenses and Nuisances”, Article 13.06, “Minors”, Division 2, “Curfew”, for a period of three (3) years; providing a repealing clause; providing a severability clause; and providing for an effective date (Police Chief)**

Mayor Childress opened the public hearing at 7:32 p.m.

No one for or against.

Mayor Childress closed the public hearing at 7:32 p.m.

Motion to approve an Ordinance of the City of Seagoville, Dallas County, Texas, readopting, ratifying, republishing and extending Ordinance No. 12-06, codified as Chapter 13, “Offenses and Nuisances”, Article 13.06, “Minors”, Division 2, “Curfew”, for a period of three (3) years; providing a repealing clause; providing a severability clause; and providing for an effective date – Magill, seconded by Howard; motion passed with all ayes. 5/0

- 7. Approval of an Ordinance amending Chapter 5, Animal Control, of the Code of Ordinances by amending Article 5.01, "General Provisions", Article 5.02, "Dangerous Dogs", Article 5.03, "Impoundment", and Article 5.04, "Animal Care", to provide new and revised regulations concerning the keeping of animals within the City; providing a severability clause; providing a savings clause; providing for a penalty of a fine not to exceed \$2,000 for each offense; and providing an effective date (Police Chief)**

Motion to approve an Ordinance amending Chapter 5, Animal Control, of the Code of Ordinances by amending Article 5.01, "General Provisions", Article 5.02, "Dangerous Dogs", Article 5.03, "Impoundment", and Article 5.04, "Animal Care", to provide new and revised regulations concerning the keeping of animals within the City; providing a severability clause; providing a savings clause; providing for a penalty of a fine not to exceed \$2,000 for each offense; and providing an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

- 8. 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 Director)**

After some discussion Mayor Childress asked for a vote on A Wrinkle in Time; one vote was received – Howard.

Mayor Childress asked for a vote for Coco; two votes were received – Hernandez and Magill.

Mayor Childress asked for a vote for Despicable Me 3; one vote was received – Epps.

Mayor Childress stated Coco wins with two votes received.

- 9. Discuss and consider approval of a Resolution adopting the City of Seagoville Comprehensive Statement on Local Economic Development, Tax Abatement and Business Incentives, which is attached hereto and incorporated herein as Exhibit A; and providing that the City continues to elect to be eligible to participate in tax abatement; providing for a repealing clause; providing for a severability clause; and providing an effective date (Director of Administrative Services)**

Motion to approve a Resolution adopting the City of Seagoville Comprehensive Statement on Local Economic Development, Tax Abatement and Business Incentives, which is attached hereto and incorporated herein as Exhibit A; and providing that the City continues to elect to be eligible to participate in tax abatement; providing for a repealing clause; providing for a severability clause; and providing an effective date – Hernandez, seconded by Magill; motion passed with all ayes. 5/0

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

Mayor Pro Tem Epps stated he would like to keep things moving in the City.

Councilmember Hernandez stated City Hall will be open tomorrow from 7:00 a.m. to 7:00 p.m. for voting.

11. **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

12. **Recessed into Executive Session at 7:43 p.m.**

(A) 551.087: Discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations, and to deliberate the offer of a financial or other incentive to a business prospect, to wit: “Project Cake.”

13. **Reconvene Into Regular Session at 7:50 p.m.**

Council will reconvene into open session, and take action, if any, on matters discussed in Executive Session.

No action taken.

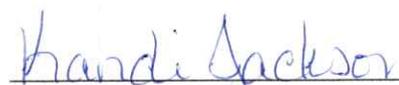
Adjourned at 7:50 p.m.

APPROVED:



Mayor Dennis K. Childress

ATTEST:


Kandi Jackson, City Secretary

