



**MINUTES OF CITY COUNCIL  
REGULAR SESSION  
SEPTEMBER 10, 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, September 10, 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, Police Captain Steve Davis, Police Support Services Christine Wirth, Library Director Liz Gant, Fire Chief Todd Gilcrease, Economic Development Director Don Cole, Water Utilities Director Phil DeChant, Community Development Director Ladis Barr, City Attorney Alexis Allen, Finance Director Patrick Harvey, 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 – Officer Click and Jeremy Giblingant** – *Police Chief Calverley reviewed the events that earned Officer Click and Jeremy Giblingant the Life Saving Award. He also presented Officer Click the Life Saving Bar and Certificate from the Seagoville Police Department. Mayor Childress presented Officer Click and Jeremy Giblingant the Life Saving Award Plaque.*

**Mayor’s Report** – *Mayor Childress asked Director of Administrative Services Cindy Brown to announce the upcoming events.*

*Director of Administrative Services Cindy Brown stated the Health Fair will be September 26, 2018 and Leadership Seagoville will be every Thursday night beginning October 4, 2018.*

**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.*

*Carla Jackson at 121 Pheasant Lane, stated she has two concerns. Her first concern is the trucks that park just outside her subdivision. She stated her second concern is the hours for the Library are not convenient for her to help her grandchild complete school assignments. She also stated she would like a TexShare card and would be responsible for her own late fees.*

**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 August 27, 2018 (City Secretary)**
- 2. Approval of City of Seagoville’s Financial Policies for Fiscal Year 2017-2018 (Finance Director)**
- 3. Discuss and consider a Resolution of the City Council of the City of Seagoville, Texas approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., MID-TEX Division regarding the company’s 2018 rate review mechanism filings; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the company to reimburse ACSC’s reasonable ratemaking expenses; determining that this Resolution was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this Resolution to the company and the ACSC’s legal counsel (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. Approval of a Resolution adopting the City of Seagoville’s Investment Policy for fiscal year 2018-2019 (Finance Director)**

*Finance Director Harvey stated the Public Funds Investment Act requires annual approval of the Investment Policy. He also stated the Investment Policy provides guidelines for Staff to invest the public’s money.*

*Motion to approve a Resolution adopting the City of Seagoville’s Investment Policy for fiscal year 2018-2019 – Hernandez, seconded by Howard; motion passed with all ayes. 5/0*

**5. Discuss and consider approval of Resolution No. 38-R-2018 approving the adopted Seagoville Economic Development Corporation budget for fiscal year October 1, 2018 through September 30, 2019 (Finance Director)**

*Finance Director Harvey stated the Seagoville Economic Development Corporation approved the budget in July and it is coming before Council tonight for approval.*

*Motion to approve Resolution No. 38-R-2018 approving the adopted Seagoville Economic Development Corporation budget for fiscal year October 1, 2018 through September 30, 2019 – Hernandez, seconded by Fruin; motion passed with all ayes. 5/0*

**6. Discuss and consider approval of three (3) Hotel Occupancy Tax Grant Agreements with Seagoville Chamber of Commerce for Mayfest (\$11,000.00); Seagofest (\$11,000.00); and 4<sup>th</sup> of July Celebration (\$4,500.00) totaling Twenty-Six Thousand Five Hundred (\$26,500.00) Dollars for the fiscal year October 1, 2018 through September 30, 2019 (Finance Director)**

*Finance Director Harvey stated the Chamber of Commerce is requesting the Hotel Occupancy Tax Grant Agreements for Mayfest (\$11,000.00), Seagofest (\$11,000.00), and the 4<sup>th</sup> of July Celebration (\$4,500.00).*

*Motion to approve three (3) Hotel Occupancy Tax Grant Agreements with Seagoville Chamber of Commerce for Mayfest (\$11,000.00); Seagofest (\$11,000.00); and 4<sup>th</sup> of July Celebration (\$4,500.00) totaling Twenty-Six Thousand Five Hundred (\$26,500.00) Dollars for the fiscal year October 1, 2018 through September 30, 2019 – Epps, seconded by Howard; motion passed with all ayes. 5/0*

**7. Discuss and consider approval of Ordinance No. 15-2018 approving and adopting a budget for the City for the fiscal year October 1, 2018 through September 30, 2019 and providing that expenditures for said fiscal year shall be made in accordance with said budget (Finance Director)**

*Finance Director Harvey gave an overview of the City's budget for fiscal year October 1, 2018 through September 30, 2019.*

*Motion to approve Ordinance No. 15-2018 approving and adopting a budget for the City for the fiscal year October 1, 2018 through September 30, 2019 and providing that expenditures for said fiscal year shall be made in accordance with said budget – Hernandez, seconded by Magill. Mayor Childress called for a record vote: Howard – aye, Hernandez – aye, Magill – aye, Fruin – aye, and Epps – aye. Motion passed with all ayes. 5/0*

**8. Discuss and consider approval of Ordinance No. 16-2018 levying the ad valorem taxes for the fiscal year 2019 at a rate of \$0.743800 per one hundred dollars (\$100.00) assessed valuation on all taxable property within the corporate limits of the City as of January 1, 2018; to provide revenues for current expenses and interest and sinking fund requirements; providing for due and delinquent dates together with penalties and interest; and declaring an effective date (Finance Director)**

*Finance Director Harvey explained that the tax rate is set by John Ames and this will allow the City to provide a quality level of service to the community.*

*Councilmember Hernandez stated "I move that the property tax rate be increased by the adoption of a tax rate of 0.743800, which is effectively a 7.49 percent increase in the tax rate." Motion was seconded by Magill. Mayor Childress called for a record vote: Hernandez – aye, Howard – aye, Magill – aye, Fruin – aye, and Epps – aye. Motion passed with all ayes. 5/0*

**9. Discuss and consider approval of Resolution No. 35-R-2018 ratifying the budget for fiscal year 2018-2019 that will require raising more revenues by 11.47% or \$524,043 from property taxes than the previous year and of that amount, \$208,100 is tax revenue to be raised from new property added to the tax roll this year (Finance Director)**

*Finance Director Harvey stated the law requires Council to ratify the budget after the approval and adoption.*

*Motion to approve Resolution No. 35-R-2018 ratifying the budget for fiscal year 2018-2019 that will require raising more revenues by 11.47% or \$524,043 from property taxes than the previous year and of that amount, \$208,100 is tax revenue to be raised from new property added to the tax roll this year – Epps, seconded by Howard. Mayor Childress called for a record vote: Hernandez – aye, Howard – aye, Magill – aye, Fruin – aye, and Epps aye. Motion passed with all ayes. 5/0*

**10. Discuss and Consider a Resolution authorizing the Master Fee Schedule and providing an effective date (Finance Director)**

*Finance Director Harvey stated the only changes to the Master Fee Schedule is for the Storm Water Drainage Fee.*

*City Manager Stallings stated there are also fees in the new Animal Control Ordinance, that was adopted earlier this year, for micro chipping and an intact animal.*

*Motion to approve a Resolution authorizing the Master Fee Schedule and providing an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0*

**11. Conduct a public hearing on a zoning request Z2018-16 to amend the zoning approximately 66± acres of real property located at 1320 Stark Road, formerly addressed as 234 East Stark Road, (also known as Lot 1 Block 1 of the Wolford Subdivision) from a R-2, Residential Single Family, zoning district to a SUP-R2, Residential Single Family with a Special Use Permit for a communication tower (Community Development Director)**

*Mayor Childress opened the public hearing at 7:41 p.m.*

*No one spoke for or against.*

*Mayor Childress closed the public hearing at 7:41 p.m.*

**12. Discuss and consider an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Seagoville, as amended, by granting a Special Use Permit for a monopole communications tower to be located on property zoned R-2, Residential Single Family, being approximately 66± acres of real property located at 1320 Stark Road, formerly addressed as 234 East Stark Road, in the City of Seagoville, Dallas County, Texas, and being legally described in Exhibit "A" and depicted in Exhibit "B", attached hereto and incorporated herein; providing for the approval of the Tower Lease and Site Plan, which is attached hereto and incorporated herein as Exhibits "C" and "D", respectively; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development Director)**

*Councilmember Hernandez asked if this is a cell tower. Community Development Director Barr stated T-Mobile requested this cell tower to be constructed at 1600 East Stark Road. He also stated there will be a decorative screening wall installed and the collapse zone will be met.*

*Motion to approve an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Seagoville, as amended, by granting a Special Use Permit for a monopole communications tower to be located on property zoned R-2, Residential Single Family, being approximately 66 ± acres of real property located at 1320 Stark Road, formerly addressed as 234 East Stark Road, in the City of Seagoville, Dallas County, Texas, and being legally described in Exhibit "A" and depicted in Exhibit "B", attached hereto and incorporated herein; providing for the approval of the Tower Lease and Site Plan, which is attached hereto and incorporated herein as Exhibits "C" and "D", respectively; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date – Epps, seconded by Magill; motion passed with all ayes. 5/0*

**13. Discuss and consider a Resolution of the City Council of the City of Seagoville, Texas, authorizing the City Manager as the Authorized Official for grant number 3534901 titled, Radio Interoperability Project, and authorizing the submission of the grant application to the Office of the Governor, Criminal Justice Division; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date (Police Chief)**

*Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, authorizing the City Manager as the Authorized Official for grant number 3534901 titled, Radio Interoperability Project, and authorizing the submission of the grant application to the Office of the Governor, Criminal Justice Division; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date – Magill, seconded by Howard; motion passed with all ayes. 5/0*

**14. Receive Storm Water Permit update presentation from Olivia Lafond with Half Associates, Inc.**

*Olivia Lafond with Half Associates, Inc. presented the Storm Water Permit Update.*

**15. Discuss and consider a Resolution of the City of Seagoville, Texas awarding bids for the U.S. Highway 175 Wastewater Main Crossing Replacement Project to Willco Underground in an amount not to exceed Four Hundred Twenty-Four Thousand Three Hundred Ninety-Nine Dollars and No Cents (\$424,399.00); authorizing the City Manager to execute the agreement; and providing an effective date (Water Utilities Director)**

*Motion to approve a Resolution of the City of Seagoville, Texas awarding bids for the U.S. Highway 175 Wastewater Main Crossing Replacement Project to Willco Underground in an amount not to exceed Four Hundred Twenty-Four Thousand Three Hundred Ninety-Nine Dollars and No Cents (\$424,399.00); authorizing the City Manager to execute the agreement; and providing an effective date – Magill, seconded by Epps; motion passed with all ayes. 5/0*

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

*Councilmember Magill stated the reconstruction of Seagoville Road is excellent.*

*Councilmember Howard seconded Councilmember Magill’s comment concerning Seagoville Road.*

**17. 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 7:56 p.m.**

**APPROVED:**

  
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Mayor Dennis K. Childress

**ATTEST:**

  
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Kandi Jackson, City Secretary

