



**SEAGOVILLE, TEXAS  
CITY COUNCIL MEETING AGENDA  
MONDAY, MARCH 16, 2020**

**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. Receive a presentation concerning development process**

**Adjourn**

**REGULAR SESSION - 7:00 P.M.**

**ROUTINE ANNOUNCEMENTS, RECOGNITIONS, and PROCLAMATIONS**

**Call to Order**

**Invocation**

**Pledge of Allegiance**

**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 March 2, 2020 (City Secretary)**

**REGULAR AGENDA-**

- 2. Discuss and consider nominating a member for Place Six (6) on the STAR Transit Board of Directors (City Secretary)**
- 3. Receive an update concerning the purchase, replacement, and/or maintenance of fire apparatus (Fire Chief)**
- 4. Receive a presentation concerning Coronavirus (Health Inspector)**
- 5. Discuss and consider a Resolution of the City Council of the City of Seagoville, Texas authorizing Anderson Asphalt & Concrete Paving to provide asphalt repair work on Georgia Lane for compensation in an amount not to exceed Eighty Three Thousand Four Hundred Eighty Five Dollars and Forty Cents (\$83,485.40) as set forth in Exhibit A, attached hereto and incorporated herein; authorizing the City Manager to execute any and all necessary documents; and providing an effective date (Community Development Director)**
- 6. Discuss and consider a Resolution of the City of Seagoville, Texas , approving C&M Concrete to provide concrete work for the parking area and play area for the new park to be located at Kaufman Street and Elm Street in exchange for compensation not to exceed Seventy Seven Thousand Three Hundred Seventy Seven Dollars and Fifty Cents (\$77,377.50), as set forth in Exhibit "A", which is attached hereto and incorporated herein; authorizing the City Manager to execute any and all necessary documents for the work to be performed; and providing an effective date (Community Development Director)**
- 7. Discuss and consider a Resolution of the City of Seagoville, Texas, ratifying a Declaration of Local State of Disaster and an Associated Control Order, both issued by Mayor Dennis D. Childress in response to concerns related to the Coronavirus Disease 2019 (COVID-19) and consenting to continuation of the Declaration of Local Disaster and the Associated Control Order for a period of time greater than seven days; providing for the repeal of any and all Resolutions in conflict; providing for severability clause; and providing an effective date (City Manager)**
- 8. Receive Councilmember Reports/Items of Community Interest - as authorized by Section 551.0415 of the Texas Government Code.**
- 9. 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.**

**10. Recess into Executive Session**

**Council will recess into Executive Session in compliance with Texas Government Code:**

- A. § 551.071. Consultation with City Attorney: receive legal advice related to the boundary agreement with Wilmer**
- B. § 551.071. Consultation with City Attorney: receive legal advice related to the selection of architects for city related projects**

**11. Reconvene Into Regular Session**

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

- A. § 551.071. Consultation with City Attorney: receive legal advice related to the boundary agreement with Wilmer**
- B. § 551.071. Consultation with City Attorney: receive legal advice related to the selection of architects for city related projects**

**Adjourn**

Posted Friday, March 13, 2020 by 5:00 P.M.

Kandi Jackson  
Kandi Jackson, City Secretary



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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, April 6, 2020 Regular City Council Meeting**
- **Monday, April 20, 2020 Regular City Council Meeting**
- **Monday, May 4, 2020 Regular City Council Meeting**
- **Monday, May 18, 2020 Regular City Council Meeting**

Owner/Developer contacts and meets with staff from many departments

Development requirements:

- Zoning
- Public infrastructure availability
- Engineering plans
- Infrastructure construction
- Subdivision/platting

**Zoning:**

- Current vs. wanted lot sizes and/or density
- Straight zoning or Plan Development?

Changes require P&Z review and recommendation **AND** City Council review and approval

**Infrastructure:**

- Streets
- Water or well
- Sanitary sewer or septic
- Storm water and drainage
- Electricity
- Emergency services
- Parks

Design engineering plans are created on approved site zoning or Plan Development requirements as well as code requirements for subdivisions and public infrastructure.

Repeat re-submittal and re-review until acceptance acquired

Design engineering plans are reviewed by Planner, Fire Inspection Staff, Community Development Director, Water Utilities Director, and Contract Reviewing Engineer

Planner and Building Official review, and deny proposed street names until acceptable for emergency services.

Submittal of Construction Plat to P&Z for review and approval. Approval is based on and contingent to acceptable design engineering plans.

Pre-construction meeting held with various city staff, owner, developer, design engineer, utility contractor, pavement contractor, stormwater and erosion contractor, grading contractor, and testing lab(s). All development representatives informed about sharing of information and test results with city personnel, scheduling of inspections, contact information, city noise ordinance, approved construction equipment routes, and requirements to reach Final Plat approval.

Planner and Building Official create addressing system for development; shares with developer, design engineer, all utilities, school districts, and 911 systems.

Construction of public infrastructure from accepted design engineering plans. Inspection of infrastructure during construction and installation.

Submittal of Final Plat to P&Z for review and approval. Approval is contingent on acceptable infrastructure construction and installation.

Final Plat signed by P&Z Chairman and City Secretary. Planner takes plat to County to record. County keeps 2 copies of recorded plat; Staff keeps 2; and remaining recorded copies distributed to owner, developer, engineer, and surveyor of subdivision.

# *Consent Session Agenda Item: 1*

**Meeting Date: March 16, 2020**

**ITEM DESCRIPTION:**

Consider approving City Council Meeting minutes for March 2, 2020.

**BACKGROUND OF ISSUE:**

Approve City Council Meeting minutes for March 2, 2020.

**FINANCIAL IMPACT:**

N/A

**RECOMMENDATION:**

Staff recommends approval.

**EXHIBITS:**

March 2, 2020 Work Session Minutes  
March 2, 2020 Regular Meeting Minutes



**MINUTES OF CITY COUNCIL  
WORK SESSION  
MARCH 2, 2020**

**The Work Session of the City Council of the City of Seagoville, Texas was called to order at 6:30 p.m. on Monday, March 2, 2020, 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 Arrived at 6:34 p.m.

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Victoria Thomas, Finance Director Patrick Harvey, Director of Administrative Services Cindy Brown, and City Secretary Kandi Jackson.

**A. Discuss Regular Session Agenda Items**

**1. Consider approving City Council Meeting minutes for February 24, 2020  
(City Secretary)**

*No questions.*

**2. Discuss and consider a Resolution of the City of Seagoville, Texas, ordering cancellation of the General Election on May 2, 2020, 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 Resolutions at each polling place on Election Day; and providing an effective date (City Secretary)**

**Discuta y considere una Resolution de la Ciudad de Seagoville, Texas, ordenando la cancelacion de las Elecciones Generales el 2 de may de 2020, y declarando la Eleccion de Candidatos sin oposicion par el Lugar 1, Lugar 3 y Lugar 5 del Consejo de la Ciudad del Ciudad de Seagoville, Texas; prever la publicacion de estas Resoluciones en cada lugar de votacion el dia de las elecciones; y proporcionar una fech efectiva (Secretario de la ciudad)**

*No questions.*

**3. Discuss and consider a Resolution of the City of Seagoville, Texas, authorizing continued participation with the Steering Committee of Cities served by ONCOR; and authorizing the payment of seven cents (\$0.07) per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC (Director of Administrative Services)**

*Councilmember Hernandez asked if rates have always been per capita. Director of Administrative Services Brown stated yes, the rates have always been per capita.*

**4. Acceptance of City of Seagoville's Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2019 (Finance Director)**

*City Manager Stallings stated Finance Director Harvey will present the Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2019 during Regular Session.*

**5. Conduct a public hearing to discuss a change in zoning from Residential Single Family (R-5) to Plan Development-Residential Single Family-5 (PD-20-01) for approximately 29.25± acres of land in the John D. Merchant Abstract 850, located southwest of East Farmers Road, between May Road and Alto Road, Seagoville, Dallas County, Texas (Community Development Director)**

**6. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Seagoville, Dallas County, Texas, as heretofore amended, by granting a change in zoning from Residential Single Family (R-5) to Plan Development-Residential Single Family-5 (PD-20-01) for approximately 29.25± acres of land in the John D. Merchant Abstract 850, located southwest of East Farmers Road, between May Road and Alto Road, Seagoville, Dallas County, Texas, and being legally described in Exhibit “A” attached hereto and incorporated herein; providing for development regulations; providing for the approval of the concept plan, which is attached hereto and incorporated herein as Exhibit “B”; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and providing an effective date (Community Development Director)**

*City Manager Stallings stated Items #5 and #6 are companion items.*

*Community Development Director Barr stated this Ordinance grants a change in zoning from Residential Single Family (R-5) to Plan Development-Residential Single Family-5 (PD-20-01) for approximately 29.25± acres of land in John D. Merchant Abstract 850, located southwest of East Farmers Road, between May Road and Alto Road.*

*Mayor Pro Tem Epps asked how many homes will be in the development. Community Development Director Barr stated there will be ninety-three (93) homes in the development.*

*After some discussion City Manager Stallings stated this is the very beginning of the development and there are several more steps in the process before construction begins.*

**7. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, vacating, abandoning and releasing a 15 foot (15') wide by 354.10 feet long alley way, being 4,912 square feet, located on Lot 1R, Block 4 of the Town & Country Shopping Center, John D. Merchant Survey, Abstract No. 850, as depicted in Exhibit "A", which is attached hereto and incorporated herein, to the abutting property owner; providing for the furnishing of a certified copy of this ordinance for recording in the Real Property Records of Dallas County, Texas, as a quit claim deed; and providing for an effective date (Community Development Director)**

*Community Development Director Barr stated this Ordinance approves vacating, and abandoning, and releasing a 15 foot (15') wide by 354.10 feet long alley way, being 4912 square feet, located on Lot 1R, Block 4 of the Town & Country Shopping Center.*

*City Attorney Thomas stated she requested a change in the Ordinance to state the "underlying fee".*

**Adjourned at 6:51 p.m.**

**APPROVED:**

\_\_\_\_\_  
Mayor Dennis K. Childress

**ATTEST:**

\_\_\_\_\_  
Kandi Jackson, City Secretary



**MINUTES OF CITY COUNCIL  
REGULAR SESSION  
MARCH 2, 2020**

**The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:02 p.m. on Monday, March 2, 2020, 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 Victoria Thomas, 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.*

**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 February 24, 2020 (City Secretary)**

**2. Discuss and consider a Resolution of the City of Seagoville, Texas, ordering cancellation of the General Election on May 2, 2020, 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 Resolutions at each polling place on Election Day; and providing an effective date (City Secretary)**

**Discuta y considere una Resolution de la Ciudad de Seagoville, Texas, ordenando la cancelacion de las Elecciones Generales el 2 de may de 2020, y declarando la Eleccion de Candidatos sin oposicion par el Lugar 1, Lugar 3 y Lugar 5 del Consejo de la Ciudad del Ciudad de Seagoville, Texas; prever la publicacion de estas Resoluciones en cada lugar de votacion el dia de las elecciones; y proporcionar una fech efectiva (Secretario de la ciudad)**

**3. Discuss and consider a Resolution of the City of Seagoville, Texas, authorizing continued participation with the Steering Committee of Cities served by ONCOR; and authorizing the payment of seven cents (\$0.07) per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC (Director of Administrative Services)**

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

**REGULAR AGENDA-**

**4. Acceptance of City of Seagoville’s Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2019 (Finance Director)**

*Finance Director Harvey introduced Frank Conroy, partner, Fox Byrd & Company. He stated Mr. Conroy completed the annual audit for the City of Seagoville. Finance Director Harvey presented the City of Seagoville’s Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2019.*

*Mr. Conroy explained a letter has been submitted concerning the City of Seagoville’s clean audit report.*

*No questions.*

**5. Conduct a public hearing to discuss a change in zoning from Residential Single Family (R-5) to Plan Development-Residential Single Family-5 (PD-20-01) for approximately 29.25± acres of land in the John D. Merchant Abstract 850, located southwest of East Farmers Road, between May Road and Alto Road, Seagoville, Dallas County, Texas (Community Development Director)**

*Mayor Childress opened the public hearing at 7:19 p.m.*

*Pat Atkins at 2807 Hays Lane, Rockwall, Texas presented the development and provided elevations.*

*Councilmember Magill stated he liked the refreshing look of the renderings.*

**6. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Seagoville, Dallas County, Texas, as heretofore amended, by granting a change in zoning from Residential Single Family (R-5) to Plan Development-Residential Single Family-5 (PD-20-01) for approximately 29.25± acres of land in the John D. Merchant Abstract 850, located southwest of East Farmers Road, between May Road and Alto Road, Seagoville, Dallas County, Texas, and being legally described in Exhibit “A” attached hereto and incorporated herein; providing for development regulations; providing for the approval of the concept plan, which is attached hereto and incorporated herein as Exhibit “B”; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and providing an effective date (Community Development Director)**

*Motion to approve an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Seagoville, Dallas County, Texas, as heretofore amended, by granting a change in zoning from Residential Single Family (R-5) to Plan Development-Residential Single Family-5 (PD-20-01) for approximately 29.25± acres of land in the John D. Merchant Abstract 850, located southwest of East Farmers Road, between May Road and Alto Road, Seagoville, Dallas County, Texas, and being legally described in Exhibit “A” attached hereto and incorporated herein; providing for development regulations; providing for the approval of the concept plan, which is attached hereto and incorporated herein as Exhibit “B”; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and providing an effective date – Magill, seconded by Hernandez; motion passed with all ayes. 5/0*

**7. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, vacating, abandoning and releasing a 15 foot (15') wide by 354.10 feet long alley way, being 4,912 square feet, located on Lot 1R, Block 4 of the Town & Country Shopping Center, John D. Merchant Survey, Abstract No. 850, as depicted in Exhibit "A", which is attached hereto and incorporated herein, to the abutting property owner; providing for the furnishing of a certified copy of this ordinance for recording in the Real Property Records of Dallas County, Texas, as a quit claim deed; and providing for an effective date (Community Development Director)**

*Motion to approve an Ordinance of the City of Seagoville, Texas, vacating, abandoning and releasing a 15 foot (15') wide by 354.10 feet long alley way, being 4,912 square feet, located on Lot 1R, Block 4 of the Town & Country Shopping Center, John D. Merchant Survey, Abstract No. 850, as depicted in Exhibit "A", which is attached hereto and incorporated herein, to the abutting property owner; providing for the furnishing of a certified copy of this ordinance for recording in the Real Property Records of Dallas County, Texas, as a quit claim deed; and providing for an effective date – Hernandez.*

*City Attorney Thomas stated the Ordinance Caption and Section 1. of the Ordinance needs to be revised to state " in favor of the abutting property owner that is the owner of the underlying fee". Councilmember Hernandez accepted her revision, seconded by Magill; motion passed with all ayes. 5/0*

**8. Discuss and consider a Resolution of the City Council of the City of Seagoville, Texas, ratifying and approving the Economic Development Incentive Agreement by and between the SEDC and John Bunker Sands Wetland Center, Inc., in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00), to be paid in two installments, said agreement being attached hereto as Exhibit A; authorizing the City Manager / Executive Director to execute the Agreements; providing for a repealing clause; providing for a severability clause; and providing an effective date (Community Development Director)**

*Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, ratifying and approving the Economic Development Incentive Agreement by and between the SEDC and John Bunker Sands Wetland Center, Inc., in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00), to be paid in two installments, said agreement being attached hereto as Exhibit A; authorizing the City Manager / Executive Director to execute the Agreements; providing for a repealing clause; providing for a severability clause; and providing an effective date – Hernandez, seconded by Magill.*

*Councilmember Fruin stated he was surprised to see the Incentive Agreement with John Bunker Sands Wetland Center, Inc. on this Agenda because he thought it had been denied. He explained he felt like the City was not receiving a good return on their investment.*

*After some discussion, Mayor Childress called for a vote. Motion failed. 3/2 (Against: Howard, Fruin, and Epps; For: Hernandez and Magill)*

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

*None.*

**10. 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 7:49 p.m.**

**APPROVED:**

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Mayor Dennis K. Childress

**ATTEST:**

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Kandi Jackson, City Secretary

## ***Regular Session Agenda Item: 2***

**Meeting Date: March 16, 2020**

### **ITEM DESCRIPTION:**

Discuss and consider nominating a member for Place Six (6) on the STAR Transit Board of Directors.

### **BACKGROUND OF ISSUE:**

STAR Transit currently has a vacancy for Place Six (6) on their Board of Directors as an unexpired partial term ending August 31, 2022. Under their current ByLaws, the nomination process is open to the entire service area. STAR Transit is accepting nominations from any official elected to public office in the STAR Transit area, or any identified member of the public who has established residency in the STAR Transit Service Area. If there are nominations from the City of Seagoville, STAR Transit is requesting a nomination to the Board of Directors and an Associate Alternate. STAR Transit has provided a nomination form should Council decide to make a nomination. After all of the forms have been received by STAR Transit, the Nominations Committee will review the nominations and make a recommendation to the Board of Directors.

Also, a copy of STAR Transits ByLaws has been provided and the meetings are held on the 3<sup>rd</sup> Tuesday every month at 2:00 p.m. at the Operations Center in Terrell.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

Letter – RE: STAR Transit Board of Directors Open Position (Place 6)  
STAR Transit Board of Directors Nomination Form  
STAR Transit ByLaws

February 25, 2020

Mayor Dennis Childress  
City of Seagoville  
702 North Hwy 175  
Seagoville, TX 75159

RE: STAR Transit Board of Directors Open Position (Place 6)

Dear Mayor Childress,

Please be aware that STAR Transit now has an open Board of Directors position. Place 6 on the Board of Directors has an unexpired partial term ending August 31, 2022.

Under our current ByLaws, this open nomination process is open to our entire service area. Nominations will be accepted from any official elected to public office in the STAR Transit service area or any identified member of the public who has established residency in the STAR Transit Service Area. To be eligible to serve on the Board, the individual must be maintaining a place of permanent residence or full-time employment in the STAR Transit service area, currently in Kaufman and Rockwall Counties and the Cities of Balch Springs, DeSoto, Hutchins, Mesquite, and Seagoville.

As the Chief Elected Officer of your jurisdiction, we are providing a nominations form in case you would like to complete the form. The form allows you to nominate a Board of Director and an associated Alternate. Alternates to the STAR Board vote only upon absence of the Primary Board Member. To be considered, the forms must arrive to STAR Transit by April 16, 2020.

Under our process, the Nominations Committee of the Board of Directors will review all eligible nominations and make a recommendation at an upcoming Board of Directors meeting.

For a copy of our ByLaws or additional nominations forms, please see our website, [www.STARtransit.org](http://www.STARtransit.org).

If you have any questions, please feel free to contact Teresa Elliott, Executive Assistant at [TElliott@STARtransit.org](mailto:TElliott@STARtransit.org) or 469-474-2309.

Respectfully,



Tommy Henricks  
Executive Director





**BOARD OF DIRECTORS  
NOMINATION FORM**

**SECTION I: PERSON PROVIDING RECOMMENDATION**

AGENCY NAME  
(if applicable): \_\_\_\_\_ TITLE (if applicable): \_\_\_\_\_  
NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
PHONE #  
(Preferred): \_\_\_\_\_  
EMAIL: \_\_\_\_\_  
SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_

**SECTION II: PRIMARY BOARD MEMBER NOMINEE**

AGENCY NAME  
(if applicable): \_\_\_\_\_ TITLE (if applicable): \_\_\_\_\_  
NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
PHONE #: HM: \_\_\_\_\_ CELL: \_\_\_\_\_ WORK: \_\_\_\_\_  
EMAIL: \_\_\_\_\_

**SECTION III: ALTERNATE MEMBER NOMINEE**

AGENCY NAME  
(if applicable): \_\_\_\_\_ TITLE (if applicable): \_\_\_\_\_  
NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
PHONE #: HM: \_\_\_\_\_ CELL: \_\_\_\_\_ WORK: \_\_\_\_\_  
EMAIL: \_\_\_\_\_

**Form must be received by April 16, 2020 to STAR Transit.**

Mail To:  
STAR Transit  
Attn: Teresa Elliott  
P.O. Box 703  
Terrell, TX 75160

Email to:  
[Telliott@STARtransit.org](mailto:Telliott@STARtransit.org)

Fax to:  
Attn: Teresa Elliott  
972-563-0048

Website:  
[www.STARtransit.org](http://www.STARtransit.org)

**STAR TRANSIT**  
**BYLAWS**

**ARTICLE I – LEGISLATIVE ESTABLISHMENT**

The name of this organization shall be STAR Transit. STAR Transit is a political subdivision created under the Interlocal Cooperation Act of 1971 as amended, as codified in Chapter 791 of the Texas Government Code and operating as a Rural Transit District, as set forth in Chapter 458 of the Texas Transportation Code, which governs Rural Transit Districts.

**ARTICLE II – SERVICE AREA**

The Service Area of STAR Transit is the area within which STAR Transit provides residential trip origins for curb to curb services plus the political subdivisions within which STAR Transit has a local government agreement for fixed route service and/or demand response service.

**ARTICLE III - PURPOSE**

The purpose of STAR Transit is to facilitate mobility through the provision of a variety of public and specialized transportation services and projects.

**ARTICLE IV - OFFICES**

The principal office of STAR Transit shall be maintained at 500 Industrial Boulevard, Terrell, Kaufman County, Texas 75160. The Registered Agent shall be the Executive Director of STAR Transit.

**ARTICLE V – FISCAL YEAR**

The Fiscal Year of STAR Transit shall commence on each September 1 and conclude on August 31 of each following year.

**ARTICLE VI– MEMBERSHIP OF THE BOARD OF DIRECTORS**

Places:

All Places on the Board of Directors shall be At-Large, with each Director (Primary Board Member or Alternate) responsible for the organization as a whole and for services throughout the entire Service Area. Full terms shall be four (4) year terms which are subject to reappointment procedures at the end of each term. Other than the need to be reappointed to begin a new

term, there is no limit on the number of consecutive terms. Directors shall serve in Places with Terms as follows:

Place 1: initial partial term ending August 31, 2021 and first full term September 1, 2021 to August 31, 2025

Place 2: initial partial term ending August 31, 2020 and first full term September 1, 2020 to August 31, 2024

Place 3: initial partial term ending August 31, 2020 and first full term September 1, 2020 to August 31, 2024

Place 4: initial partial term ending August 31, 2019 and first full term September 1, 2019 to August 31, 2023

Place 5: initial partial term ending August 31, 2019 and first full term September 1, 2019 to August 31, 2023

Place 6: initial partial term ending August 31, 2018 and first full term September 1, 2018 to August 31, 2022

Place 7: initial partial term ending August 31, 2018 and first full term September 1, 2018 to August 31, 2022

Transition:

Upon approval of these Bylaws, the existing voting membership of the Board of Directors shall be assigned to each of the Places above based on seniority. The longest tenured member shall be assigned to Place 1 and the least tenured member assigned to the highest numbered place. Seniority shall include attendance if necessary to break a tie in appointment date. Unless otherwise vacated by action of the member or action of the Board due to member's violation of the Bylaws, the existing members shall be assigned to the Places and terms above based on this transition protocol to serve both the initial partial term and the first full term.

#### Changes in Board Size:

Place 6 and Place 7 shall be optional Board positions, utilized as Active Places or Inactive Places at the beginning of each Fiscal Year as per the protocol below:

- In the event Place 6 is filled with a Primary Board Member serving a term at the start of the Fiscal Year, Place 6 shall remain active for the course of that Fiscal Year. In the event Place 6 is not filled with a Primary Board Member serving a term at the start of the Fiscal Year, Place 6 shall be inactive for the entire Fiscal Year unless the Board makes an affirmative vote to activate and subsequently fill Place 6.
- In the event Place 7 is filled with a Primary Board Member serving a term at the start of the Fiscal Year, Place 7 shall remain active for the course of that Fiscal Year. In the event Place 7 is not filled with a Primary Board Member serving a term at the start of the Fiscal Year, Place 7 shall be inactive for the entire Fiscal Year unless the Board makes an affirmative vote to activate and subsequently fill Place 7.

#### Voting Structure:

Each seat on the Board will be provided one vote, with the exception of the Chairman who will only vote on a tie. A quorum of the Board of Directors shall consist of at least 51 % of Active Places and all matters shall be passed by a majority vote of at least 51% of the Active Places represented at the meeting. If the Primary Board Member is present, only the Primary Board Member may vote. If the Primary Board member is not present, only the Alternate from the same Place number may represent the Primary Board Member and, as necessary, vote. An Alternate may represent only one Primary Board Member at any given meeting. Members must be in attendance to vote. No proxy or absentee voting will be allowed.

#### Election:

Effective at the completion of the first full terms as shown above, the following process shall be utilized to fill Places on the Board of Directors:

1. The Board shall elect a Nominations Committee consisting of the Chairman, the Vice-Chairman and one additional Primary Board Member. The Nominations Committee

shall convene ninety (90) days prior to the end of any term and as necessary to fill any vacancies.

2. STAR Transit shall send letters to the Chief Elected Official of every County and every Municipality in its Service Area notifying them of the opportunity to nominate an at-large Primary Board Member to replace a current Primary Board Member with an expiring term or to fill a current vacancy or to fill an anticipated vacancy. The nomination request letter shall provide a deadline and a return mailing address. A nomination form may be provided with the letter to elected officials. Such opportunity to nominate shall be held open for no less than forty five (45) days and shall be advertised on the STAR Transit homepage and in at least one newspaper of general circulation proximate to STAR Transit's Principal Office. Nominations shall be accepted from any official elected to public office in the STAR Transit Service Area or any identified member of the public who has established residency in the STAR Transit Service Area. Any Primary Board Member or Alternate of the Board of Directors currently serving and desiring to be considered for an additional term shall be deemed nominated if such request for an additional term is provided in written form during the open nomination period. All written communication received during an open nomination process shall be publicly available.
3. The Nominations Committee shall convene no less than seven (7) days prior to any Board Meeting to discuss nominations received. The Nominations Committee shall consider the following factors in developing a Board Member recommendation: commitment to the transit customer, commitment to STAR Transit, experience in similar public or private service, ability to attend and provide a positive contribution at Board Meetings, ability to serve as an ambassador for STAR Transit, diversity of the Board of Directors, impact on the geographic distribution of Board Members, ability to represent a broad geographic area, and any unique personal or professional skills, knowledge or experience that may be beneficial to the Board. The Nominations Committee may consider additional factors. The Nominations Committee shall make a recommendation to the Board of Directors only at a Board Meeting at which the specific Place and Term to be filled have been noticed as an agenda item on the publicly available, formally posted meeting agenda with an opportunity for public comment occurring prior to the report of the Nominations Committee.

4. At the Board Meeting, the Nominations Committee shall present the nominations received as well as its recommendation and the Board of Directors may then, by majority vote, elect a person to the Board of Directors from any of the nominations to fill the specified Place and Term.

Geography:

All Directors, both Primary Board Members and Alternates, shall, at all times, be required maintain a place of permanent residence or full-time employment in the most current STAR Transit Service Area. Violation of this requirement shall be a disqualification resulting in a vacancy in such Place.

Vacancies:

A vacancy occurs automatically and immediately when a Director's term expires or when the Director no longer resides in the most up to date Service Area or when the Director resigns in writing or perishes. In addition, the Board may remove a Director with a 51% vote of the Board in any of the following circumstances: the member becomes mentally or physically incapacitated; misses without reasonable excuse two (2) consecutive regular meetings of the Board of Directors; becomes legally disqualified to serve; or exhibits behavior of moral turpitude in any professional, political or personal setting. Any appointment to fill a vacancy during a term shall only be for the unexpired portion of the term.

Alternates to the Board:

Each Place identified above shall have an Alternate with the regular terms of office corresponding to those above. An Alternate is the Director appointed to participate and vote in the absence of a Primary Board Member. An Alternate will receive all meeting materials provided to the Primary Board Member, and is encouraged to attend meetings on a regular basis in order to be knowledgeable on issues and prepared to vote, should the Primary Board Member be unable to attend a particular meeting. In order to ensure coordination, between the Primary Board Member representing a Place and an Alternate, all information requests by the Alternate should be made directly with the Primary Board Member. Such Alternates shall only vote when the Primary Board Member is not present and then shall have full voting privileges and shall be counted in the determination of question. Alternate Places shall be filled in

conjunction with and only serve concurrent with the Primary Board Member. In the case of a vacancy of Primary Board Member, the Alternate shall serve in the Place of the Primary Board member until such time as the Board fills both the Primary Board Member Place and the Alternate Place according to the Election Section of these Bylaws. In the case of a vacancy of an Alternate, the Board of Directors Nominations Committee, and subsequently the Board of Directors shall consider the recommendation of the impacted Primary Board Member for a new Alternate. In the case of an expiring term or vacancy of both the Primary Board Member and Alternate, the process described under the Election Section of these bylaws shall be used to fill both the Primary Board Member and Alternate positions. Place 6 and Place 7 shall only have Alternates in such cases as the Board has selected to fill the respective Place 6 and Place 7 Primary Board Members.

#### **ARTICLE VII – ROLE OF THE BOARD OF DIRECTORS**

##### **Functions:**

1. Set policy and establish goals for the organization.
2. Prioritize goals and objectives, delegating the responsibility to get the job done.
3. Represent the organization to the public.
4. Establish reporting procedures to hold the Executive Director accountable.
5. Hire and fire the Executive Director, including authority to execute an employment contract with the Executive Director and evaluating the Executive Director's performance annually.
6. Conduct periodic evaluation for program services.
7. Help develop and approve an annual budget including amendments thereto; reviews and receive an annual audit.
8. Review and approve monthly financial statements.
9. Approve all loans and debt of any kind.
10. Manage the assets of the organization.
11. Approve personnel policies including benefits and leaves.
12. Review the Bylaws periodically.

##### **Special Rules:**

Board Members and Alternates shall not receive any compensation for their service, except

registration costs and reimbursement of mileage to and from pre-approved professional conferences in the region, pre-approved transit events in the region, STAR Transit Board Meetings, sub-committee meetings, and Advisory Board meetings, and STAR Transit Public Meetings. In addition, Board Members and Alternates may also receive travel expenses associated with professional conferences outside the region.

The Board of Directors, Executive Committee, Nominating Committee standing and special committees are authorized to use email voting so long as a quorum is represented, and the vote is ratified at the next meeting of the Board or committee if so requested by any member.

## **ARTICLE V – ADVISORY COMMITTEES**

### **Section I:**

In order to facilitate the input of the geographical service area of STAR Transit, certain Advisory Boards may be created as deemed necessary by the Board of Directors.

### **Section II:**

Such Advisory Boards shall serve only in an advisory non-voting capacity and a member of any such Advisory Board may attend the regular or special meetings of the Board of Directors.

### **Section III:**

Membership of any Advisory Board shall be by appointment of the Board of Directors by recommendation of the Executive Director. Advisory Boards shall consist of no less than three (3) members, and shall be chaired by the Chairman of the Board, or his or her designee.

### **Section IV:**

Meetings of any Advisory Board shall be at the discretion of the STAR Transit Board Chairman.

### **Section V:**

Expenses of the Advisory Board(s) shall be governed by Article IV, Section 3.

### **Section VI:**

The Advisory Board shall report to and make recommendations to the Board.

## **ARTICLE VI - MEETINGS**

### **Section I:**

The Board of Directors of STAR Transit will hold regular meetings at its principal office at least quarterly during the calendar year following a regular schedule established by the Executive

**Director.**

**Section II:**

The meetings of the Board of Directors shall be subject to the Texas Open Meetings Act, Texas Government Code Chapter 551; Texas Public Information Act Chapter 552 of the Texas government Code.

**Section III:**

Records of the meetings of the Board of Directors are subject to the provisions of the Open Records Act, Texas Vernon Civil Statutes Article 6252-17a as amended. Any Advisory Board formed under the auspices of these Bylaws shall be subject to the same provisions of the statute.

**Section IV:**

Special meetings of the Board of Directors for any purpose or purposes may be called by the Chairman of the Board of Directors upon recommendation of any Primary Board Member, Alternate or the Executive Director.

**ARTICLE VII - THE EXECUTIVE DIRECTOR**

**Section I:**

The Executive Director of STAR Transit shall administer the policies and programs determined by the Board of Directors and will be responsible for the staff and management of the organization.

**Section II:**

The Executive Director shall be an employee of the Board of Directors and shall be responsible to the Board of Directors.

**Section III:**

The Executive Director or designee shall be present at all board meetings.

**ARTICLE VIII - OFFICERS**

**Section I:**

The Board of Directors shall select a Chairman, Vice Chairman and Secretary from among its membership. These three Primary Board Members shall serve as the Executive Committee.

**Section II:**

The Primary Board Member serving as Vice Chairman shall serve as the Chairman in the absence of the Chairman. The Secretary shall serve as the Chairman in the absence of the Chairman

and Vice Chairman. Officers of the Board of Directors shall perform the duties delegated to them by the Board of Directors.

**Section III:**

All Officers shall serve a one (1) year term and may serve successive terms. Officers will be elected annually, and shall serve until a subsequent vote for officers is completed.

**Section IV:**

Officers of the Board may be removed, and replacements selected for cause by a vote of the Board of Directors.

**ARTICLE IX - OTHER COMMITTEES**

**Section I:**

The Board of Directors shall have the authority to establish additional standing committees as are deemed necessary to carry on the work of the organization.

**Section II:**

The members of such Advisory Committees or Special Committees shall be appointed by the Board of Directors.

**Section III:**

No Special Committee established under these Bylaws or established in the future, or other provisions contained in these Bylaws shall have the authority to bind the organization in any way or commit or obligate it in any way unless expressly approved by the Board of Directors.

**ARTICLE X - RELATIONSHIPS**

It shall be the practice and spirit of STAR Transit to cooperate with other governmental units and organizations in carrying out its activities and practices.

**ARTICLE XI - AMENDMENTS**

The Bylaws of this political subdivision may be amended at any regular meeting of the Board of Directors by the vote of the majority of all the members present.

**ARTICLE XII - RULES OF ORDER**

The current addition of Robert's Rule of Order shall be the guiding rules of order and procedures in any questions arising out of vagueness, inconsistency, or lack of foresight by these Bylaws.

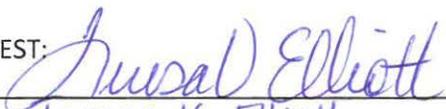
**ARTICLE XIII -CONFLICT OF INTEREST**

No Director, Officer or Employee of STAR Transit shall ever solicit or accept, directly or indirectly, any gift, favor or privilege from any individual and/or entity which does business with STAR Transit. No Director or Officer of STAR Transit shall be eligible for employment by STAR Transit for a period of one (1) year following their last date of service. No Director, Officer, or Employee of STAR Transit shall have a financial interest, either directly or indirectly, or by reason of ownership of stock in any corporation or entity which conducts business with STAR Transit; in any contract with STAR Transit; or be financially interested, directly or indirectly in the sale to STAR Transit of any land, materials, supplies, or services, except on behalf of STAR Transit as a Director, Officer or Employee. This provision shall only be applicable when the stock or interest owned by any Director, Officer or Employee exceeds one percent (1 %) of the total capital stock of any corporation or the whole of any other entity or business which conducts business with STAR Transit.

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On this 24<sup>th</sup> day of July, 2018, STAR Transit Board of Directors approved the revisions of the STAR Transit By-Laws.

  
\_\_\_\_\_  
Roy Ferrell, Board Chairman

ATTEST:   
\_\_\_\_\_  
Teresa V. Elliott  
\_\_\_\_\_  
STAR Transit Executive Assistant

## *Regular Session Agenda Item: 3*

**Meeting Date: March 16, 2020**

### **ITEM DESCRIPTION:**

Receive an update concerning the purchase, replacement, and/or maintenance of fire apparatus

### **BACKGROUND OF ISSUE:**

The provision of reliable firefighting apparatus is one of the most important capital assets of a local government. The fire apparatus fleet must be maintained in the highest state of readiness to respond to emergencies. The fleet of fire apparatus should also be looked at from an efficiency and safety perspective. The best guidelines are those implemented by each department on the viability of each piece of equipment. We have a pro-active preventative maintenance program as we try to hold costs to an acceptable level. An example would be our Cascade (SCBA fill station) although not an apparatus, it was placed into service in 1993 and with annual maintenance and normal operating conditions, it has and still services our department well, and has a total operating hour time of 184.

The life span of fire apparatus increasingly depends on the level of use, local conditions, environment and the scope of preventative maintenance. (Averaging 3000 Calls per year) (8.2/day,4.1/apparatus). Some departments are capable of replacing on the 10 to 15 year marks. Some say an apparatus has a useful life span of 20 years. The impact of maintenance costs and its impact on total costs as an apparatus ages increases. This can start as early as the year seven mark. As it ages, parts wear out and need replacement.

In the National Fire Protection Association (NFPA) 1911 Standard for Service Tests of Fire Pump Systems on Fire Apparatus, service tests are to be conducted on an annual frequency or after major repairs to insure the equipment meets its performance criteria.

National Fire Protection Association (NFPA) 1914 Standard for Testing Fire Department Aerial Devices.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

N/A

## ***Regular Session Agenda Item: 4***

**Meeting Date: March 16, 2020**

### **ITEM DESCRIPTION:**

Receive a presentation concerning Coronavirus.

### **BACKGROUND OF ISSUE:**

Coronavirus originated in China, and has now spread globally. It is now impacting the State of Texas and more locally, Dallas County. COVID 19 is a relatively new disease affecting humans, and much is still to be learned.

Experts warn the virus presents the biggest danger to the global economy in recent history. Currently, the most significant impact is in other countries like China and Italy, but as the disease spreads in the U.S., it is likely significant impact will be felt here.

Staff recommends that the City remain informed and follow recommendations provided by Dallas County Health and Human Services regarding response to the Coronavirus and its impact locally.

### **FINANCIAL IMPACT:**

N/A

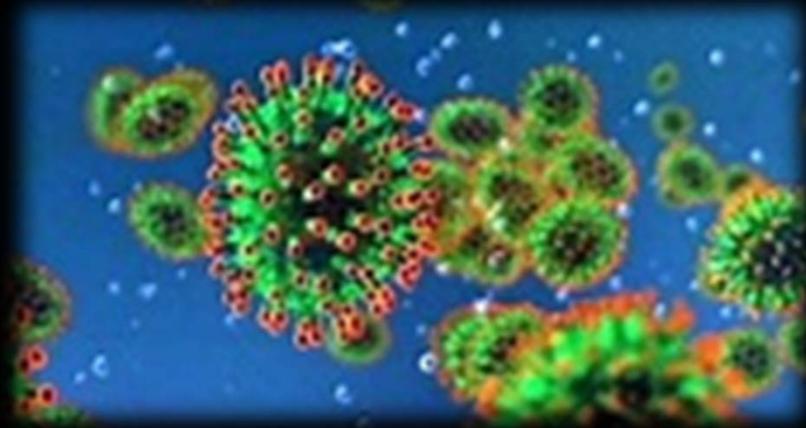
### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

Coronavirus presentation

# Novel Coronavirus Update



## What is novel coronavirus (COVID-19)?

Coronaviruses are a large family of viruses that cause diseases of varying severities, ranging from the common cold to more severe respiratory diseases. This is a novel (new) coronavirus because it is a strain of coronavirus that has not been previously identified in humans.

## How is coronavirus spread?

Like other respiratory illnesses, such as influenza, human coronaviruses most commonly spread to others from an infected person who has symptoms through:

- 1) Droplets produced when an infected person coughs or sneezes
- 2) Close personal contact, such as caring for an infected person
- 3) Touching an object or surface with the virus on it, then touching your mouth, nose, or eyes before washing your hands.

## What are the symptoms?

People who have been diagnosed with COVID-19 have reported symptoms that may appear in as few as 2 days or as long as 14 days after exposure to the virus:

Fever



Cough



Difficulty  
breathing





## How is novel coronavirus treated?

There is no specific treatment for illness caused by a novel coronavirus. However, many of the symptoms can be treated. Treatment will be based on the patient's condition. There is no vaccine for novel coronavirus.

## How can I prevent myself from getting the novel coronavirus?

Activities that can prevent the spread of more common respiratory infections, like the flu, can also be effective at preventing the spread of novel coronavirus.

- \* Stay home when sick except to seek medical care.
- \* Wash your hands with soap and water and help young children do the same. If soap and water are not available, use an alcohol-based hand sanitizer.
- \* Avoid touching your eyes, nose, and mouth with unwashed hands.
- \* Avoid close contact with people who are sick.
- \* Clean and disinfect frequently touched objects and surfaces using a regular household cleaning spray or wipe.
- \* Cover your cough or sneeze with a tissue, then throw the tissue in the trash. If you do not have a tissue, use your sleeve (not your hands).

## ***Regular Session Agenda Item: 5***

**Meeting Date: March 16, 2020**

### **ITEM DESCRIPTION:**

Discuss and consider a Resolution of the City Council of the City of Seagoville, Texas authorizing Anderson Asphalt & Concrete Paving to provide asphalt repair work on Georgia Lane for compensation in an amount not to exceed Eighty Three Thousand Four Hundred Eighty Five Dollars and Forty Cents (\$83,485.40) as set forth in Exhibit A, attached hereto and incorporated herein; authorizing the City Manager to execute any and all necessary documents; and providing an effective date.

### **BACKGROUND OF ISSUE:**

On November 18, 2019 the City of Seagoville awarded a unit price contract for asphalt repair to Anderson Asphalt & Concrete Paving. An estimate was received for the repair of Georgia Lane, this street needs desperate repair due to multiple potholes and deterioration of the street.

The contract for this project would repair and place 2” Type D asphalt on Georgia Lane. This would not only improve the street for the residents that live on Georgia Lane but would enhance the overall street of the City.

### **FINANCIAL IMPACT:**

\$83,485.40

### **RECOMMENDATION:**

Staff recommends approval.

### **EXHIBITS:**

Resolution  
Exhibit A

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS  
RESOLUTION NO. \_\_-R-2020**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS AUTHORIZING ANDERSON ASPHALT & CONCRETE PAVING TO PROVIDE ASPHALT REPAIR WORK ON GEORGIA LANE FOR COMPENSATION IN AN AMOUNT NOT TO EXCEED EIGHTY THREE THOUSAND FOUR HUNDRED EIGHTY FIVE DOLLARS AND FORTY CENTS (\$83,485.40) AS SET FORTH IN EXHIBIT A, ATTACHED HERETO AND INCORPORATED HEREIN; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on or about November 18, 2019 the City of Seagoville awarded a Unit Price Contract for Asphalt Repair ("Contract") to Anderson Asphalt & Concrete Paving; and

**WHEREAS**, pursuant to said Contract, Anderson Asphalt & Concrete Paving submitted an estimate in the amount of \$83,485.40 for provision of asphalt repair work on Georgia Lane, including the provision of all necessary labor, equipment, and materials, a copy of which is attached as Exhibit A; and

**WHEREAS**, the City Council for the City of Seagoville, Texas has reviewed the estimate and has determined it to be in the best interest of the City to authorize the City Manager to execute any documents necessary to authorize Anderson Asphalt & Concrete Paving to PROVIDE repair Georgia Lane as set forth in Exhibit A;

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

**SECTION 1.** The City Council hereby authorizes Anderson Asphalt & Concrete Paving to provide the asphalt repair work on Georgia Lane, to include provision of all necessary labor, equipment, and materials, for compensation in an amount not to exceed Eighty Three Thousand Four Hundred Eighty Five Dollars and forty cents (\$83,485.40), as set forth in Exhibit A, attached hereto and incorporated herein; and, the City Manager is authorized to execute any documents necessary for the work to be performed.

**SECTION 2.** This resolution shall take effect immediately from and after its passage and it is accordingly resolved.

**DULY ORDERED** by the City Council of the City of Seagoville, Texas, this the 16<sup>th</sup> day of March, 2020.

**APPROVED:**

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Dennis K. Childress, Mayor

**ATTEST:**

---

Kandi Jackson, City Secretary

**APPROVED AS TO FORM:**

---

Victoria Thomas, City Attorney  
(/cdb 03.06.2020)

**EXHIBIT "A"**

<b>Anderson Asphalt &amp; Concrete Paving</b>		<b>City of Seagoville Maintenance Contract</b>			
<b>March 2, 2020</b>		<b>GEORGIA LANE 2" OVERLAY</b>			
	DESCRIPTION	QTY	UOM	UNIT PRICE	TOTAL
1	Mobilization (5% of Contract)	1	EA	5,000.00	5,000.00
2	<b>PULVERIZE, FINISH GRADE, AND COMPACT</b>	46,476	SY	0.25	11,619.00
3	Hot Mix Asphalt Pavement (2" Thick), Type D	46476	SF	1.40	65,066.40
4	Traffic Control	1	LS	1,800.00	1,800.00
			<b>TOTAL</b>		<b>83,485.40</b>

**\*NOTE\* DUE TO THE CONDITION OF GEORGIA LANE WE CAN NOT WARRANTY THE ASPHALT UNLESS WE REPAIR THE SUBGRADE.**

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

## ***Regular Session Agenda Item: 6***

**Meeting Date: March 16, 2020**

### **ITEM DESCRIPTION:**

Discuss and consider approving a Resolution of the City of Seagoville, Texas, approving C & M Concrete to provide concrete work for the parking area and play area for the new park to be located at Kaufman Street and Elm Street in exchange for compensation not to exceed Seventy Seven Thousand Three Hundred Seventy Seven Dollars and Fifty Cents (\$77,377.50), as set forth in Exhibit "A", which is attached hereto and incorporated herein; authorizing the City Manager to execute any and all necessary documents for the work to be performed; and providing an effective date.

### **BACKGROUND OF ISSUE:**

The City is constructing a new park to be located at the corner of Kaufman Street and Elm Street in the City of Seagoville. Concrete work is necessary for the construction of the parking area and the play area. C&M Concrete has submitted an estimate to perform the concrete work for the project areas.

The new park will enhance the downtown area and encourage all of our citizens to not only enjoy the outdoors but explore the beauty of the City of Seagoville.

### **FINANCIAL IMPACT:**

\$77,377.50

### **RECOMMENDATION:**

Staff recommends approval.

### **EXHIBITS:**

Resolution (2 pages)  
Exhibit "A"

**THE CITY OF SEAGOVILLE, TEXAS**

**RESOLUTION NO. \_\_-R-2020**

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS, APPROVING C&M CONCRETE TO PROVIDE CONCRETE WORK FOR THE PARKING AREA AND PLAY AREA FOR THE NEW PARK TO BE LOCATED AT KAUFMAN STREET AND ELM STREET IN EXCHANGE FOR COMPENSATION NOT TO EXCEED SEVENTY SEVEN THOUSAND THREE HUNDRED SEVENTY SEVEN DOLLARS AND FIFTY CENTS (\$77,377.50), AS SET FORTH IN EXHIBIT "A", WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS FOR THE WORK TO BE PERFORMED; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City is constructing a new park to be located at the corner of Kaufman Street and Elm Street in the City of Seagoville; and

**WHEREAS**, concrete work is necessary for the construction of the parking area and the play area (collectively, the "Project Areas") of the park; and

**WHEREAS**, C&M Concrete has submitted an estimate to provide the concrete work, including the provision of all necessary labor, equipment, and materials, for the Project Areas; and

**WHEREAS**, the City Council finds it to be in the public interest to approve C&M Concrete to provide the concrete work for the Project Areas for compensation in an amount not to exceed seventy seven thousand three hundred seventy seven dollars and fifty cents (\$77,377.50), as set forth in Exhibit "A" attached hereto;

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

**Section 1.** The City Council hereby approves C&M Concrete to provide the concrete work for the Project Areas at the new park, including provision of all necessary labor, equipment, and materials, for compensation not to exceed seventy seven thousand three hundred seventy seven dollars and fifty cents (\$77,377.50), as set forth in Exhibit "A", which is attached hereto and incorporated herein; and the City Manager is hereby authorized to execute any and all documents necessary to complete said work.

**Section 2.** This resolution shall take effect immediately from and after its passage and it is accordingly so resolved.

**PASSED AND ADOPTED** by the City Council for the City of Seagoville at a meeting on the 16<sup>th</sup> day of March 2020, at which a quorum was present, and for which due notice was given.

**APPROVED:**

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Dennis K. Childress, Mayor

ATTEST:

---

Kandi Jackson, City Secretary

APPROVED AS TO FORM:

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Victoria W. Thomas, City Attorney  
(:cdb 03.12.2020)



**C&M Concrete**  
 362 Linkview Drive  
 Duncanville, TX 75137  
 (972) 965-4781  
 chris@concretepaving.net

Number: ENH-4666

Date: 3/11/2020

Bill To:

Patrick Stalling  
 City Of Seagoville  
 702 N HWY 175  
 Seagoville, TX, 75159

Ship To:

New Park  
 Kaufman St and Elm

PO Number	Terms	Customer #	Project
			Parking and Play

Description	Quantity	Rate	Amount
Parking on Elm and Kaufman			
20' x 174' x 6" = 395 SQY	395.00	\$92.00	\$36,340.00
16" Tall wall 8" thick with footing at end of parking 160 LF	160.00	\$69.00	\$11,040.00
A.D.A Ramp at corner with landing city walk	1.00	\$2,300.00	\$2,300.00
City walk around out side of park			
186' x 5' x 4" = 930 sq'	930.00	\$6.25	\$5,812.50
INSIDE PLAYGROUND cONCRETE WORK			
wall / curb to hold in mulch			
311 lf 12" tall 6" wide with 12" under ground	311.00	\$35.00	\$10,885.00
(5) A.D.A Ramps leading into play ground with sidewalks	5.00	\$2,200.00	\$11,000.00
Hand tooled grooves in ramps			

SubTotal	\$77,377.50
0.00% on \$0.00	\$0.00
0.00% on \$0.00	\$0.00
<b>Total</b>	<b>\$77,377.50</b>

## ***Regular Session Agenda Item: 7***

**Meeting Date: March 16, 2020**

### **ITEM DESCRIPTION:**

Discuss and consider a Resolution of the City of Seagoville, Texas, ratifying a Declaration of Local State of Disaster and an Associated Control Order, both issued by Mayor Dennis D. Childress in response to concerns related to the Coronavirus Disease 2019 (COVID-19) and consenting to continuation of the Declaration of Local Disaster and the Associated Control Order for a period of time greater than seven days; providing for the repeal of any and all Resolutions in conflict; providing for severability clause; and providing an effective date.

### **BACKGROUND OF ISSUE:**

On March 13, 2020, Mayor Dennis K. Childress, acting in accordance with authority granted to him under the Charter and under Section 418.108(a) of the Texas Government Code, declared a local state of disaster for the City due to concerns related to the coronavirus disease 2019 (COVID-19) (the “Disaster Declaration”) and further, on that same date, issued an associated Control Order prohibiting certain identified community gatherings. Section 418.108(b) of the Texas Government Code provides that such a declaration of disaster and associated Control Order may not be continued for a period of more than seven days except with the consent of the governing body of the political subdivision. The conditions necessitating the Disaster Declaration and the associated Control Order will continue to exist for a period of more than seven days. The City Council supports the Disaster Declaration and associated control Order signed by Mayor Dennis K. Childress on March 13, 2020 and consents to the continuation of the Disaster Declaration and associated Control Order for a period of more than seven days.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

Resolution

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS**

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS, RATIFYING A DECLARATION OF LOCAL STATE OF DISASTER AND AN ASSOCIATED CONTROL ORDER, BOTH ISSUED BY MAYOR DENNIS K. CHILDRESS IN RESPONSE TO CONCERNS RELATED TO THE CORONAVIRUS DISEASE 2019 (COVID-19) AND CONSENTING TO CONTINUATION OF THE DECLARATION OF LOCAL DISASTER AND THE ASSOCIATED CONTROL ORDER FOR A PERIOD OF TIME GREATER THAN SEVEN DAYS; PROVIDING FOR THE REPEAL OF ANY AND ALL RESOLUTIONS IN CONFLICT; PROVIDING FOR SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on March 13, 2020, Mayor Dennis K. Childress, acting in accordance with authority granted to him under the Charter and under Section 418.108(a) of the Texas Government Code, declared a local state of disaster for the City due to concerns related to the coronavirus disease 2019 (COVID-19) (the “disaster declaration”) and further, on that same date, issued an associated Control Order prohibiting certain identified community gatherings; and

**WHEREAS**, Section 418.108(b) of the Texas Government Code provides that such a declaration of disaster and associated Control Order may not be continued for a period of more than seven days except with the consent of the governing body of the political subdivision; and

**WHEREAS**, the conditions necessitating the disaster declaration and the associated control order will continue to exist for a period of more than seven days; and

**WHEREAS**, the City Council supports the disaster declaration and associated control order signed by Mayor Dennis K. Childress on March 13, 2020 and consents to the continuation of the disaster declaration and associated control order for a period of more than seven days.

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

**SECTION 1.** The City Council hereby ratifies the disaster declaration signed by Mayor Dennis K. Childress on March 13, 2020, a copy of which is attached hereto and incorporated herein as Exhibit A, and the associated control order signed by Mayor Dennis K. Childress on March 13, 2020, a copy of which is attached hereto and incorporated herein as Exhibit B, and consents to the continuation of the disaster declaration and the associated control order for a period of more than seven days and such disaster declaration and associated control order are hereby continued through and including \_\_\_\_\_, 2020, or until such time as they are earlier terminated by order of the Council.

**SECTION 2.** All resolutions of the City of Seagoville heretofore adopted which are in conflict with the provisions of this resolution be, 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 Approved and Adopted by the City Council of the City of Seagoville, Texas, this the 16th day of March, 2020.

**APPROVED:**

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Dennis K. Childress, Mayor

**ATTEST:**

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Kandi Jackson, City Secretary

**APPROVED AS TO FORM:**

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Victoria Thomas, City Attorney  
TM114439

## ***Regular Session Agenda Item: 8***

**Meeting Date: March 16, 2020**

### **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

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

N/A

## ***Regular Session Agenda Item: 9***

**Meeting Date: March 16, 2020**

**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

**RECOMMENDATION:**

N/A

**EXHIBITS:**

N/A

## *Executive Session Agenda Item: 10*

**Meeting Date:     March 16, 2020**

### **ITEM DESCRIPTION:**

#### Recess into Executive Session

Council will recess into Executive Session in compliance with Texas Government Code:

- A. § 551.071. Consultation with City Attorney: receive legal advice related to the boundary agreement with Wilmer
  
- B. § 551.071. Consultation with City Attorney: receive legal advice related to the selection of architects for city related projects

### **BACKGROUND OF ISSUE:**

N/A

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

N/A

# *Executive Session Agenda Item: 11*

**Meeting Date: March 16, 2020**

**ITEM DESCRIPTION:**

Reconvene into Regular Session

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

- A. § 551.071. Consultation with City Attorney: receive legal advice related to the boundary agreement with Wilmer
  
- B. § 551.071. Consultation with City Attorney: receive legal advice related to the selection of architects for city related projects

**BACKGROUND OF ISSUE:**

N/A

**FINANCIAL IMPACT:**

N/A

**RECOMMENDATION:**

N/A

**EXHIBITS:**

N/A