



JOINT MEETING AGENDA

CITY COUNCIL
&
SEAGOVILLE ECONOMIC DEVELOPMENT
CORPORATION

MONDAY, JULY 20, 2020

6:30 P.M.

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**

Adjourn

REGULAR SESSION – 7:00 P.M.

City Council Call to Order

SEDC Call to Order

Invocation

Pledge

- 1. Receive an update from The Retail Coach**
- 2. Receive presentation of the Seagoville Economic Development Corporation June financial statements for FY 2020 (Finance Director)**

3. Discuss and consider approving a Resolution of the Board of Directors of the Seagoville Economic Development Corporation approving the purchase and installation of poured-in-place rubber surfacing (Vitriturf Bondflex System), including approximately 5” Compacted Rock Base, at Freedom Park from Child’s Play, Inc. in an amount not to exceed Forty Thousand One Hundred Eighty Four Dollars and No Cents (\$40,184.00); authorizing the Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date (City Manager)

4. Discuss and consider approving a resolution of the Board of Directors of the Seagoville Economic Development Corporation approving the purchase and installation of a wrought iron fence with multiple pedestrian gates at Freedom Park from Child’s Play, Inc. in an amount not to exceed Fifteen Thousand Eight Hundred Fifty dollars and no cents (\$15,850.00); authorizing the City Manager/Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date (City Manager)

SEDC Adjourn

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.

5. Consider approving City Council Meeting minutes for July 6, 2020 (City Secretary)

REGULAR AGENDA-

6. Discuss water & sewer fund budget for FY 2021 (Finance Director)

7. Discuss and consider approving a Resolution of the City Council ratifying and approving the Seagoville Economic Development Corporation’s purchase and installation of Poured-In-Place Rubber Surfacing (Vitriturf Bondflex System), including approximately 5” Compacted Rock Base, at Freedom Park from Child’s Play, Inc. in an amount not to exceed Forty Thousand One Hundred Eighty Four dollars and No Cents (\$40,184.00); authorizing the City Manager/Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date (City Manager)

8. Discuss and consider approving a Resolution of the City Council ratifying and approving the Seagoville Economic Development Corporation's purchase and installation of a four foot (4') tall wrought iron fence with three (3) gates at Freedom Park from Llano River Fence Company LLC in an amount not to exceed Six Thousand Nine Hundred Forty Three Dollars and Fifty Six Cents (\$6,943.56); authorizing the City Manager/Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date (City Manager)

9. Receive Storm Water Permit update presentation from Tim Lackey with Halff Associates Inc. (Water Utilities Assistant Director & Halff Associates)

10. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas approving a professional services contract with Insituform Technologies LLC, for the rehabilitation of nine manholes; in an amount not to exceed One Hundred Thirty Nine Thousand Nine Hundred Ninety Seven Dollars and Fifty Cents (\$139,997.50), which is attached hereto and incorporated herein as Attachment 1; authorizing the City Manager to execute said Agreement; providing for a repealing clause; providing for a severability clause; and providing an effective date (Water Utilities Assistant Director)

11. Conduct interviews with Boards & Commissions Applicants for reappointments of expired terms (City Secretary)

12. Receive an update concerning public restrooms and diaper changing stations in retail spaces (City Attorney)

13. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas authorizing the City Manager as the Authorized Official for Grant Number 3965501 Titled, Mobile Computer Upgrade, 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)

14. Brief Council concerning Noise Ordinance 2020 (Police Chief)

15. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas in support of the FY2020 Dallas County CDBG CARES Act Funding in the amount of \$205,000 for the construction of the Woodhaven Drainage Project; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date (Community Development Director)

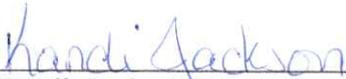
16. Receive update concerning damages to Bearden Park (Community Development Director)

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

18. 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.

City Council Adjourn

Posted Wednesday, July 15, 2020 by 5:00 P.M.



Kandi, Jackson, City Secretary



As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

The City of Seagoville does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. If you have a request for services that will make this program accessible to you, please contact the City of Seagoville at least 72 hours in advance at (972) 287-6819. (TDD access 1-800-RELAY-TX)

DATES TO REMEMBER

- **Monday, August 3, 2020 Regular City Council Meeting**
- **Monday, August 17, 2020 Regular City Council Meeting**

Regular Session Agenda Item: 1

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Receive an update from The Retail Coach

BACKGROUND OF ISSUE:

Councilmember Magill requested an update from The Retail Coach

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS:

N/A

Regular Session Agenda Item: 2

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Receive presentation of the Seagoville Economic Development Corporation June financial statements for FY 2020

BACKGROUND OF ISSUE:

FINANCIAL IMPACT:

EXHIBITS:

Regular Session Agenda Item: 3

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Discuss and consider approving a Resolution of the Board of Directors of the Seagoville Economic Development Corporation approving the purchase and installation of poured-in-place rubber surfacing (Vitriturf Bondflex System), including approximately 5" Compacted Rock Base, at Freedom Park from Child's Play, Inc. in an amount not to exceed Forty Thousand One Hundred Eighty Four Dollars and No Cents (\$40,184.00); authorizing the Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date.

BACKGROUND OF ISSUE:

The Freedom Park will be a new inclusive playground located at the corner of Elm and Kaufman, was originally approved to include the installation of an engineered wood fiber surface at a cost of \$8,380.00.

Staff received a quote from Child's Play, Inc to install poured-in-place rubber surfacing, known as Vitriturf Bondflex System with 50% color and 50% black, which also includes an approximate 5" compacted rock base and a five (5) year warranty.

The rubber surface will provide a safe environment where all citizens can play and enjoy the new Freedom Park, it will improve the overall look of the park and allow all to be able to utilize the park.

FINANCIAL IMPACT:

\$40,184.00

RECOMMENDATION:

Staff recommends approval

EXHIBITS:

Resolution (2 Pages)
Quote from Child's Play, Inc
Pictures of playground surface

A RESOLUTION OF THE SEGOVILLE ECONOMIC DEVELOPMENT CORPORATION

RESOLUTION NO. 2020-R-_____

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SEGOVILLE ECONOMIC DEVELOPMENT CORPORATION APPROVING THE PURCHASE AND INSTALLATION OF POURED-IN-PLACE RUBBER SURFACING (VITRITURF BONDFLEX SYSTEM), INCLUDING APPROXIMATELY 5” COMPACTED ROCK BASE, AT FREEDOM PARK FROM CHILD’S PLAY, INC. IN AN AMOUNT NOT TO EXCEED FORTY THOUSAND ONE HUNDRED EIGHTY FOUR DOLLARS AND NO CENTS (\$40,184.00); AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY DOCUMENTS NECESSARY FOR SAID PURCHASE AS SET FORTH THEREIN; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Freedom Park, the new inclusive playground located at the corner of Elm and Kaufman Streets, was originally approved to include the installation of an engineered wood fiber surface at a cost of \$8,380; and

WHEREAS, staff has received a quote in the amount of \$48,564 from Child’s Play, Inc. to install poured-in-place rubber surfacing, known as Vitriturf Bondflex System with 50% color and 50% black, which also includes an approximate 5” compacted rock base and a five (5) year warranty; and

WHEREAS, staff recommends the SEDC Board consider and approve the purchase and installation of the poured-in-place rubber surfacing in lieu of the engineered wood fiber surface; and

WHEREAS, the SEDC Board of Directors hereby finds that it is in the best interest of the Seagoville Economic Development Corporation to approve the purchase and installation of poured-in-place rubber surfacing (Vitriturf Bondflex System), including approximately 5” compacted rock base, at Freedom Park from Child’s Play, Inc. in an amount not to exceed Forty Thousand One Hundred Eighty-Four Dollars and no cents (\$40,184.00), and authorizes the Executive Director to execute any documents necessary for said purchase.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SEGOVILLE ECONOMIC DEVELOPMENT CORPORATION THAT:

SECTION 1. The SEDC approves the purchase and installation of poured-in-place rubber surfacing (Vitriturf Bondflex System), including approximately 5” compacted rock base, at Freedom Park from Child’s Play, Inc. in an amount not to exceed Forty Thousand One Hundred

Eighty-Four Dollars and no cents (\$40,184.00), and authorizes the Executive Director to execute any documents necessary for said purchase.

SECTION 2. That any prior Resolutions of the SEDC of the City of Seagoville, Texas, in conflict with the provisions contained in this Resolution are hereby repealed and revoked.

SECTION 3. That if any article, paragraph, subdivision, clause or provision of this Resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgement 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. That this resolution shall take effect immediately from and after its passage in accordance with State law and it is accordingly resolved.

DULY PASSED by the Board of Directors of the Seagoville Economic Development Corporation on the 20th day of July 2020.

APPROVED:

Jose Hernandez, Chairman

ATTEST:

Kandi Jackson, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, SEDC Attorney

Child's Play, Inc.

10661 Shady Trail
Dallas, TX 75220
(P) 972-484-0600 (F) 972-484-0333

ADDRESS

Pat Stallings
City of Seagoville
702 N Highway 175
Seagoville, TX 75159
United States

SHIP TO

Pat Stallings
City of Seagoville
TBD
Seagoville, TX 75159
United States

QUOTE #	DATE	EXPIRATION DATE
20-1471	07/09/2020	08/31/2020

PROJECT

Freedom Park

SALES REP

CW

DESCRIPTION	QTY	PRICE EACH	AMOUNT
PIP Rubber Poured-In-Place Rubber Surfacing- Vitriturf Bondflex System with 50% color and 50% black Includes Compacted Rock base of approximately 5" 5 Year Warranty	3,195	15.20	48,564.00

TOTAL

\$48,564.00

Accepted By

Accepted Date



SIGN LANGUAGE
A B C D E F
G H I J K
L M N O P
Q R S T U
V W X Y Z









Regular Session Agenda Item: 4

Meeting Date: July 20, 2020

ITEM DESCRIPTION

Discuss and consider approving a resolution of the Board of Directors of the Seagoville Economic Development Corporation approving the purchase and installation of a wrought iron fence with multiple pedestrian gates at Freedom Park from Child's Play, Inc. in an amount not to exceed Fifteen Thousand Eight Hundred Fifty dollars and no cents (\$15,850.00); authorizing the City Manager/Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date.

BACKGROUND OF ISSUE:

Freedom Park the new inclusive playground is located at the corner of Elm and Kaufman, the playground requires a fence around the parameter to prevent smaller children from wandering into the streets and for the general safety of those utilizing the park.

FINANCIAL IMPACT:

\$15,850.00

RECOMMENDATION:

Staff recommends approval.

EXHIBITS

Resolution (2 Pages)
Quote from Child's Play, Inc.

A RESOLUTION OF THE SEAGOVILLE ECONOMIC DEVELOPMENT CORPORATION

RESOLUTION NO. 2020-R-_____

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SEAGOVILLE ECONOMIC DEVELOPMENT CORPORATION APPROVING THE PURCHASE AND INSTALLATION OF A WROUGHT IRON FENCE WITH MULTIPLE PEDESTRIAN GATES AT FREEDOM PARK FROM CHILD'S PLAY, INC. IN AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND EIGHT HUNDRED FIFTY DOLLARS AND NO CENTS (\$15,850.00); AUTHORIZING THE CITY MANAGER/EXECUTIVE DIRECTOR TO EXECUTE ANY DOCUMENTS NECESSARY FOR SAID PURCHASE AS SET FORTH THEREIN; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Freedom Park, the new inclusive playground located at the corner of Elm and Kaufman Streets, requires a fence around the parameter to prevent smaller children from wandering into the streets and for the general safety of those utilizing the same; and

WHEREAS, staff requested quotes from miscellaneous vendors for the purchase and installation of 184' of a minimum 4' tall wrought iron fencing with multiple pedestrian gates; and

WHEREAS, staff received four (4) quotes; and

WHEREAS, staff recommends the SEDC Board consider and approve the purchase and installation of the wrought iron fence as set forth herein from Child's Play, Inc.; and

WHEREAS, the SEDC Board of Directors hereby finds that it is in the best interest of the health, safety and welfare of all persons utilizing Freedom Park to approve the purchase and installation of a minimum four foot (4') tall wrought iron fence with multiple pedestrian gates at Freedom Park from Child's Play, Inc. in an amount not to exceed Fifteen Thousand Eight Hundred Fifty Dollars and no cents (\$15,850.00), and authorizes the City Manager/Executive Director to execute any documents necessary for said purchase.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SEAGOVILLE ECONOMIC DEVELOPMENT CORPORATION THAT:

SECTION 1. The SEDC approves the purchase and installation a minimum four foot (4') tall wrought iron fence with multiple pedestrian gates at Freedom Park from Child's Play, Inc. in an amount not to exceed Fifteen Thousand Eight Hundred Fifty Dollars and no cents (\$15,850.00),

and authorizes the City Manager/Executive Director to execute any documents necessary for said purchase.

SECTION 2. That any prior Resolutions of the SEDC of the City of Seagoville, Texas, in conflict with the provisions contained in this Resolution are hereby repealed and revoked.

SECTION 3. That if any article, paragraph, subdivision, clause or provision of this Resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgement 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. That this resolution shall take effect immediately from and after its passage in accordance with State law and it is accordingly resolved.

DULY PASSED by the Board of Directors of the Seagoville Economic Development Corporation on the 20th day of July 2020.

APPROVED:

Jose Hernandez, Chairman

ATTEST:

Kandi Jackson, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, SEDC Attorney

Child's Play, Inc.

10661 Shady Trail
Dallas, TX 75220
(P) 972-484-0600 (F) 972-484-0333

ADDRESS

Pat Stallings
City of Seagoville
702 N Highway 175
Seagoville, TX 75159
United States

SHIP TO

Pat Stallings
City of Seagoville
TBD
Seagoville, TX 75159
United States

QUOTE #	DATE	EXPIRATION DATE
20-1456	07/06/2020	08/31/2020

SALES REP

CW

DESCRIPTION	QTY	PRICE EACH	AMOUNT
Fencing Material Fencing Material- Wrought Iron Fence- 229' of 5' two rail flat top, 5/8" pickets 1" rails, Black. O/I fence with two self-closing gates and cores.	1	15,850.00	15,850.00

TOTAL

\$15,850.00

Accepted By

Accepted Date

Consent Session Agenda Item: 5

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Consider approving City Council Meeting minutes for July 6, 2020.

BACKGROUND OF ISSUE:

Approve City Council Meeting minutes for July 6, 2020

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends approval.

EXHIBITS:

July 6, 2020 Work Session Minutes
July 6, 2020 Regular Meeting Minutes



**MINUTES OF CITY COUNCIL
WORK SESSION
JULY 6, 2020**

The Work Session of the City Council of the City of Seagoville, Texas was called to order at 6:33 p.m. on Monday, July 6, 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	Absent
Rick Howard	Councilmember	
Harold Magill	Councilmember	
Mike Fruin	Councilmember	Absent

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Victoria Thomas, Water Utilities Director Chris Ryan, and City Secretary Kandi Jackson.

A. Discuss Regular Session Agenda Items

- 1. Consider approving City Council Meeting minutes for June 15, 2020 and June 22, 2020 (City Secretary)**

No questions.

- 2. Conduct interviews with Boards & Commissions Applicants for appointments and conduct reappointments for expired terms (City Secretary)**

City Manager Stallings stated Item #2 will be presented during Regular Session.

- 3. Discuss and consider a Resolution of the City Council of the City of Seagoville, Texas, approving an agreement for additional Professional Engineering Services on a Task Order Basis for On-Call Consultation Services related to Water and Wastewater Engineering Services as set forth in Exhibit "1" attached thereto, in an amount not to exceed Twenty-Five Thousand Dollars (\$25,000); authorizing the City Manager to execute said Agreement; providing a repealing clause; providing a**

severability clause; and providing an effective date (Water Utilities Director)

Water Utilities Director Ryan explained this Resolution approves an agreement for additional Professional Engineering Services on a Task Order Basis for On-Call Consultation Services related to Water and Wastewater Engineering Services.

No questions.

Adjourned at 6:35 p.m.

APPROVED:

Mayor Dennis K. Childress

ATTEST:

Kandi Jackson, City Secretary



**MINUTES OF CITY COUNCIL
REGULAR SESSION
JULY 6, 2020**

The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:16 p.m. on Monday, March 16, 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	Absent
Rick Howard	Councilmember	
Harold Magill	Councilmember	
Mike Fruin	Councilmember	Absent

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Victoria Thomas, Water Utilities Director Chris Ryan, 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 – *Mayor Childress encouraged citizens to stay safe and practice social distancing. He also stated the Ground Breaking for Fire Station #2 will be Wednesday, July 8, 2020 at 9:30 a.m.*

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

None.

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

- 1. Consider approving City Council Meeting minutes for June 15, 2020 and June 22, 2020 (City Secretary)**

Motion to approve City Council Meeting minutes for June 15, 2020 and June 22, 2020 – Epps, seconded by Magill; motion passed with all ayes. 4/0

REGULAR AGENDA-**2. Conduct interviews with Boards & Commissions Applicants for appointments and conduct reappointments for expired terms (City Secretary)**

City Secretary Jackson stated it is time to reappoint expired terms for Boards & Commissions Member. She also stated Mr. Dupuis, who currently serves on the Planning & Zoning Commission applied for Place 7 on the Seagoville Economic Development Corporation (SEDC).

Motion to allow Mr. Dupuis to serve on two (2) boards – Epps, seconded by Howard; motion passed with all ayes. 4/0

Motion to reappoint Mike Dupuis to Place 2, and David Grimes to Place 5 on the Planning & Zoning Commission, Sid Sexton to Place 2, Nancy Ashley to Place 4, and Lorin Mullen to Place 5 on the Board of Adjustments, Dr. Karen Williams to Place 1, and Bettye Baker to Place 3 on the Animal Shelter Oversight Committee, Reba Groblebe to Place 2, and Judy Whitehead to Place 4 on the Library Board – Epps, seconded by Magill; motion passed with all ayes 4/0

Motion to reappoint Stepper Sebastian to Place 2 on the Seagoville Economic Development Corporation (SEDC) – Magill, seconded by Howard; motion passed with all ayes 3/0. City Secretary Jackson asked if Council would like to reappoint Mr. Ashley. Motion restated to include reappointing Martin Ashley to Place 3 on the Seagoville Economic Development Corporation (SEDC) – Magill, scnded by Howard; motion passed with all ayes 3/0.

Motion to appoint Mike Dupuis to Place 7 on Seagoville Economic Development Corporation (SEDC) – Childress, seconded by Magill; motion passed with all ayes. 3/0

3. Discuss and consider a Resolution of the City Council of the City of Seagoville, Texas, approving an agreement for additional Professional Engineering Services on a Task Order Basis for On-Call Consultation Services related to Water and Wastewater Engineering Services as set forth in Exhibit “1” attached thereto, in an amount not to exceed Twenty-Five Thousand Dollars (\$25,000); authorizing the City Manager to execute said Agreement; providing a repealing clause; providing a severability clause; and providing an effective date (Water Utilities Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving an agreement for additional Professional Engineering Services on a Task Order Basis for On-Call Consultation Services related to Water and Wastewater Engineering Services as set forth in Exhibit “1” attached thereto, in an amount not to exceed Twenty-Five Thousand Dollars (\$25,000); authorizing the City Manager to execute said Agreement; providing a repealing clause; providing a severability clause; and providing an effective date – Magill, seconded by Howard; motion passed with all ayes. 4/0

4. 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 make sure the Boards & Commissions Member receive recognition each year for their service. City Secretary Jackson stated annually a Boards & Commissions Dinner is held for recognition.

5. Future Agenda Items – Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.

Councilmember Magill stated he would like to have an update from Retail Coach. He also stated he would like to take a look at the Noise Ordinance.

6. Recessed into Executive Session at 7:11 p.m.

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

- A. § 551.071. Consultation with City Attorney: receive legal advice related to Charles Miller v. Board of Adjustment, City of Seagoville, Cause No. DC-19-10489 in the 134th Judicial District Court of Dallas County, Texas**

7. Reconvened Into Regular Session at 7:21 p.m.

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 Charles Miller v. Board of Adjustment, City of Seagoville, Cause No. DC-19-10489 in the 134th Judicial District Court of Dallas County, Texas**

No Action taken.

Adjourned at 7:21 p.m.

APPROVED:

Mayor Dennis K. Childress

ATTEST:

Kandi Jackson, City Secretary

Regular Session Agenda Item: 6

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Discuss water & sewer fund budget for FY 2021.

BACKGROUND OF ISSUE:

Patrick Harvey, Director of Finance to present considerations for FY 2021 W&S Fund Budget.

FINANCIAL IMPACT:

None

EXHIBITS:

W&S Budget

**City of Seagoville
Budget Summary
Water and Sewer Fund**

	Actual 2018-2019	Adopted 2019-2020	Projected 2019-2020	Proposed 2020-2021
Beginning Unrestricted Net Asset Balance	\$6,233,537	\$7,328,456	\$7,328,456	\$7,775,755
Revenues				
Water Services	\$3,681,169	\$3,693,520	\$3,690,500	\$3,693,520
Waste Water Service	3,462,527	3,276,490	3,276,490	3,276,490
Refunded Debt	-	-	-	-
Smart Meter Acquisition Funding	-	-	1,800,000	-
Developer Contribution	733,382	-	-	-
Pension Reduction	-	-	-	-
Other Income	330,260	270,888	235,588	278,442
Total Revenues	\$8,207,338	\$7,240,898	\$9,002,578	\$7,248,452
Total Available Funds	\$14,440,875	\$14,569,354	\$16,331,034	\$15,024,207
Expenditures				
Operating and Debt Expenses:				
Administrative	\$199,498	\$185,199	\$187,821	\$196,760
Water	2,260,748	2,316,951	2,170,279	2,394,387
Sewer	2,466,759	2,545,735	2,537,051	2,562,384
Customer Service	231,530	225,850	234,948	252,442
Non-Departmental	62,137	103,591	101,695	107,795
Tuition Reimbursement Program	-	5,000	-	5,000
Transfers Out	352,304	352,304	352,304	352,304
Cityworks renewal fee (FY 2019)	17,844	18,925	18,925	18,925
Debt	543,288	1,135,900	499,360	1,136,605
	6,134,109	6,889,455	6,102,383	7,026,602
Capital Outlay:				
Transfer to Equipment Replacement	-	68,000	9,662	68,000
Replacement Vehicle	82,713	-	58,338	-
Zero Turn Mower	16,435	-	-	-
Caterpillar Backhoe	84,255	-	-	-
Sewer Trailer Camera Setup	-	-	-	174,749
Dean Kubota Skid-steer	-	-	-	65,774
Water & Sewer Rate Study	-	27,500	-	-
Highway 175 Lift station service area condition assessment	96,954	-	-	-
Water Street area condition assessment	-	128,895	128,895	-
FY 2021 service area condition assessment	-	-	-	110,000
Ace Hardware Major Sewer Repair	120,313	-	-	-
Tractor Supply Major Sewer Repair	-	-	145,000	-
Northern Basin Interceptor Engineering	-	-	275,000	864,700
Professional Engineering Fees	17,425	-	15,000	-
Installation of Smart Meters	-	-	1,400,000	400,000
Ard Road Pump Station Upgrades	91,116	300,000	271,000	400,000
Debt for Smart Meter Acquisition	-	1,270,808	-	1,270,808
Capital Projects	469,100	275,000	150,000	-
	978,310	2,070,203	2,452,895	3,354,031
Total Expenditures and Capital	7,112,419	8,959,658	8,555,278	10,380,633
Ending Unrestricted Net Asset Balance	\$7,328,456	\$5,609,695	\$7,775,755	\$4,643,574
Required Reserve Balance (60 Days)	\$1,008,347	\$1,132,513	\$1,003,132	\$1,155,058
Amount over Required Reserve	\$6,320,109	\$4,477,182	\$6,772,624	\$3,488,516
<i>1 day of operations</i>	<i>\$16,806</i>	<i>\$18,875</i>	<i>\$16,719</i>	<i>\$19,251</i>
<i>Days of Reserve Balance</i>	<i>436.1</i>	<i>297.2</i>	<i>465.1</i>	<i>241.2</i>

ACCOMPLISHMENTS

On April 14, 2015, the Environmental Protection Agency (EPA) conducted an inspection of our sanitary sewer system. During the inspection, the EPA inspected our 11 lift stations and reviewed our existing procedures and compared them to the Best Management Practices. At the end of the process, staff felt the inspection went well and did not anticipate any adverse action by the EPA. However, on December 15, 2015, the EPA issued an Administrative Order (CWA-06-2016-1710), placing the City of Seagoville on official notice of violation in respect to the EPA's 2015 Inspection. The following alleged violations were cited by the EPA:

- Failure to properly report Sanitary Sewer Overflows (SSO's);
- Failure to prevent unauthorized unpermitted discharges and sanitary sewer overflows; and
- Failure to implement proper operation and maintenance of the collection system.

The EPA identified additional concerns in their report:

1. City should address wastewater engineering issues that leave the City vulnerable to SSO's at the US 175 Manhole.
2. City should implement a Capacity Management Operation and Maintenance Program (CMOM).

The EPA further identified recommendations and suggestions:

1. City should create a formal Capital Improvement Plan.
2. City should install a Supervisory Control and Data Acquisition (SCADA) System, which would allow the City to implement automated emergency response processes.

By fiscal year end 2019 the City will have performed the following initiatives to address the concerns mentioned above:

Issue:

City should address wastewater engineering issues that leave the City vulnerable to SSO's at the US 175 Manhole.

Initiative:

The City completed an inspection and subsequent repairs of the Glenn Road Lift Station, which is the lift station serving the US 175 corridor. This work has eliminated the US 175 manhole sanitary sewer overflows. However, additional work is required on the station which will be addressed in future years, pending the development of the Capital Improvements Program.

Initiative:

In the FY 2019 Budget, staff recommended allocating \$103,895 for the Highway 175 lift station service area condition assessment, which includes manhole inspection, smoke testing, preparatory cleaning, CCTV inspection, defect analysis, cost estimates, mapping and final reports. Currently, the Highway 175 lift station service area has an infiltration/inflow (I/I) problem during heavy rain events. Additionally, staff desires to control costs levied by North Texas Municipal Water District for treating the City's I/I

issues from this service area. This assessment will meet EPA and CMOM requirement of inspecting 10% of the citywide system every year. The analysis has been completed by Pipeline Analysis. Staff is awaiting the final report from Pipeline, which will contain a detail report of all problems requiring City attention. The City expects to have sufficient resources to begin mitigation of I/I problems. These issues are scheduled to be addressed in FY 2020.

Initiative:

In the FY 2020 Proposed Budget, staff recommends allocating \$128,895 for the Water Street Interceptor service area condition assessment, which includes manhole inspection, smoke testing, preparatory cleaning, CCTV inspection, defect analysis, cost estimates, mapping and final reports.

Initiative:

A FY 2019 identified project replaced the Highway 175 gravity main crossing at Environmental Way. The project installed a new 15-inch composite plastic gravity main eliminating I/I problems under the Highway. Construction of the project was performed by Wilco Contractors in the amount of \$455,952.75. Engineering services totaling \$82,800 was provided by Halff Associates. The total project cost of \$538,752.75 was within the project estimate of \$750,000.00.

Issues:

City should prepare a standard operating procedure for emergency response and other critical operations.

City should implement a Capacity Management Operation and Maintenance Program (CMOM).

Initiatives:

In FY 2016, the City contracted with the engineering firm of Pipeline Analysis, LLC and their Engineer Jim Forbes to create the City's first CMOM Plan. The standard operating procedure for emergency response and other critical operations was developed in conjunction with the CMOM Plan. The CMOM plan was completed in the first quarter of FY 2017, and was sent to the EPA for approval. The City awaits approval from EPA.

Issue:

City should create a formal Capital Improvement Plan.

Initiative:

In late FY 2016, the City contracted with Halff Associates, Inc. to complete a Wastewater Master Plan. An integral element of the Wastewater Master Plan is the development of a wastewater system analysis to indicate areas of infrastructure improvement given certain flowrate conditions. This analysis will serve as the foundation for the creation of the Capital Improvement Plan, scheduled for completion in late September, 2017. This plan was presented to Council in May 2018.

In the FY 2018 Proposed Budget, staff recommends contracting with Halff Associates, Inc. to develop a Water System Master Plan and Water Conservation Plan. The proposed plan will contain provisions to ensure that new mains are properly sized. This initiative will also create a Capital Improvement Plan for the water system which will include total projected costs and a timeframe for each identified upgrade. The Water Conservation Plan was last updated in 2010 and is required by TCEQ to be updated every 5 years (\$115,200). Upon Council approval, work began on this initiative in October 2017 and is scheduled for completion in the fall of 2019. Upon completion of the Wastewater Master Plan and the Water Master Plan, staff anticipates having all pertinent information to complete a Utility Capital Improvement Plan.

Issue:

City should install a SCADA System for sanitary sewer, which would allow the City to implement automated emergency response processes.

Initiative:

A SCADA system acquisition for sanitary sewer will be considered for inclusion in the Capital Improvement Plan.

Issue:

The Texas Commission on Environmental Quality (TCEQ) requires minimum system capacities be maintained for pumps, ground storage and elevated storage in the water system.

Initiative:

Staff recommends allocating \$300,000 for Ard Road water pump station improvements. Seagoville is in good shape for storage, but is nearing a required pump upgrade based on the number of connections the City serves. One of the 4 pumps at the station is currently out of service and needs to be repaired or replaced. This pump's motor has had to be serviced multiple times in recent years. Because of its maintenance history and the need to upgrade a pump before too long to meet TCEQ minimum capacity requirements, staff is recommending that the pump be replaced. The power supply will need to be upgraded to accommodate the larger pump horsepower, and the yard piping will need to be increased to accommodate the higher flows. The plan is to accomplish both power and pipe upgrades in two phases to meet the ultimate needs of the station. Phase One includes all pipe upgrades. Phase Two includes electrical and pump upgrades.

Other Initiatives

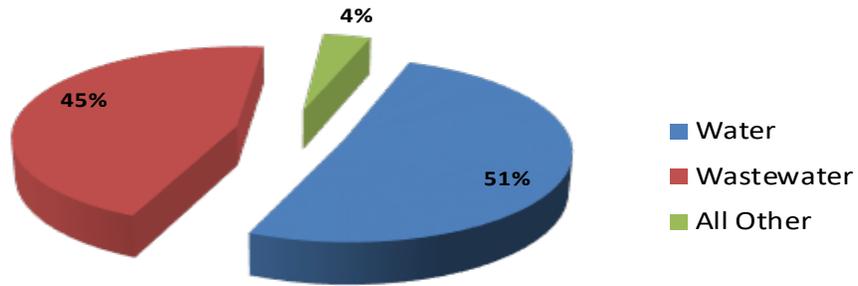
Acquisition of Smart Water Meter Technology

The City proposes the acquisition of Advanced Metering Infrastructure (AMI) technology. The system will include a complete meter change out of the whole city customer base, 2 antennas to collect water meter readings throughout the City, and a customer portal that will allow the customer to see hourly usage. It is estimated that the installation of this technology will take 8 to 10 months. It is possible that the improved accuracy of the new meters may increase customer revenue depending upon the age of the replaced meter.

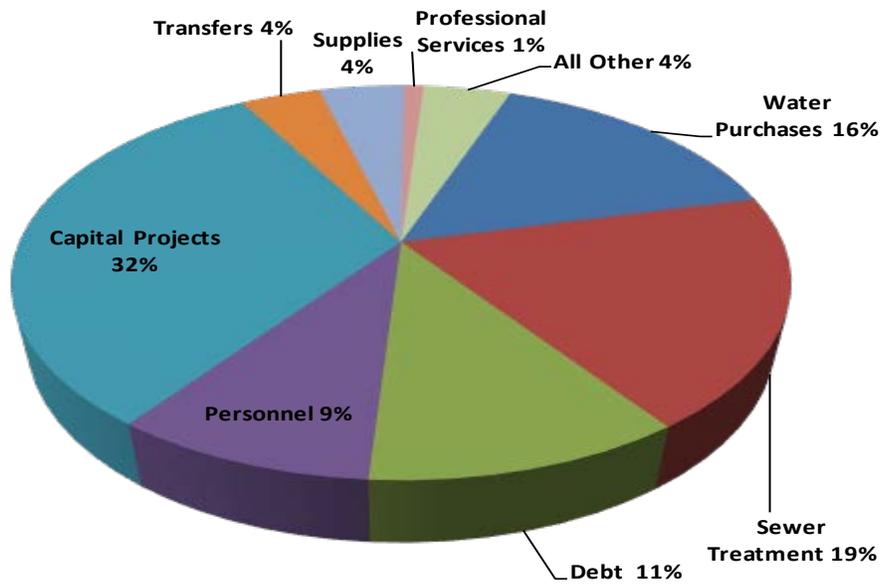
Engineering Services – Northern Basin Interceptor System

This project consists of providing professional engineering services to facilitate the predesign study for the Northern Basin Interceptor System and to begin property acquisition. These interceptors are outlined in the City of Seagoville's Wastewater Master Plan. This effort is intended to determine the right alignment for placement of the sewer line. This infrastructure will allow sewer services to be provided by the City to neighborhoods in northwest Seagoville. Currently this area is not served by sewer infrastructure. Providing sewer infrastructure in this area is expected to open the area for future development.

Water & Sewer Revenues
Total Budget \$7,248,452



Water & Sewer Expenditures
Total Budget \$10,380,633





Water and Sewer Administration

Water and Sewer Administration

1. Provides department management, field supervision and clerical support.

PROGRAM SUMMARY

DEPARTMENT/PROGRAM NAME:	FUND/ DEPARTMENT/ PROGRAM CODE:
WATER AND SEWER ADMINISTRATION	20/05

PROGRAM EXPENDITURES:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
PERSONNEL	199,498	186,891	187,821	196,760
SUPPLIES				
CONTRACTUAL SERVICES				
CAPITAL OUTLAY				
PROGRAM TOTAL	199,498	186,891	187,821	196,760

PERSONNEL SUMMARY:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
FULL TIME POSITIONS:				
Director	1	1	1	1
Operations Support Technician	1	1	1	1
TOTAL FULL TIME:	2	2	2	2
PART TIME POSITIONS:	0	0	0	0
TOTAL PART TIME:	0	0	0	0
TOTAL FULL TIME EQUIVALENT	2	2	2	2

SIGNIFICANT BUDGET CHANGES:

Personnel
Fully funds mid salary adjustment and includes 3% staff salary increase.



Water Services

Water Services

1. Responsible for all water system maintenance, elevated and ground storage tanks.

PROGRAM SUMMARY

DEPARTMENT/PROGRAM NAME:	FUND/ DEPARTMENT/ PROGRAM CODE:
WATER SERVICES	20/10

PROGRAM EXPENDITURES:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
PERSONNEL	358,466	346,701	344,199	361,737
SUPPLIES	186,483	213,900	211,350	213,900
CONTRACTUAL SERVICES	1,707,299	1,741,082	1,595,900	1,799,250
CAPITAL OUTLAY	8,500	19,500	18,830	19,500
PROGRAM TOTAL	2,260,748	2,321,183	2,170,279	2,394,387

PERSONNEL SUMMARY:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
FULL TIME POSITIONS:				
Assistant Director	1	1	1	1
Water Supervisor	1	1	1	1
Maintenance Worker	1	1	1	1
Meter Service Technician	2	2	2	2
TOTAL FULL TIME:	5	5	5	5
PART TIME POSITIONS:	0	0	0	0
TOTAL PART TIME:	0	0	0	0
TOTAL FULL TIME EQUIVALENT	5	5	5	5

SIGNIFICANT BUDGET CHANGES:



Sewer Services

Sewer Services

1. Responsible for all sewer system maintenance, including eleven (11) wastewater lift stations.

PROGRAM SUMMARY

DEPARTMENT/PROGRAM NAME:	FUND/ DEPARTMENT/ PROGRAM CODE:
SEWER SERVICES	20/20

PROGRAM EXPENDITURES:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
PERSONNEL	208,321	249,412	248,678	259,861
SUPPLIES	75,605	209,900	207,000	209,900
CONTRACTUAL SERVICES	2,175,327	2,086,423	2,081,373	2,092,623
CAPITAL OUTLAY	7,506			
PROGRAM TOTAL	2,466,759	2,545,735	2,537,051	2,562,384

PERSONNEL SUMMARY:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
FULL TIME POSITIONS:				
Maintenance Worker	3	3	3	3
Sewer Supervisor	1	1	1	1
TOTAL FULL TIME:	4	4	4	4
PART TIME POSITIONS:	0	0	0	0
TOTAL PART TIME:	0	0	0	0
TOTAL FULL TIME EQUIVALENT	4	4	4	4

SIGNIFICANT BUDGET CHANGES:

Personnel: Includes 3% staff salary increase.

Contractual Services: Provides resources for anticipated increase in sewer treatment fees.



Customer Service

Customer Service

1. Maintains utility billing records and accounts.
2. Bills and collects from utility customers.

PROGRAM SUMMARY

DEPARTMENT/PROGRAM NAME:	FUND/ DEPARTMENT/ PROGRAM CODE:
CUSTOMER SERVICE	20/30

PROGRAM EXPENDITURES:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
PERSONNEL	166,043	159,899	151,102	168,441
SUPPLIES	18,718	23,050	22,850	23,050
CONTRACTUAL SERVICES	46,769	42,901	60,996	60,951
CAPITAL OUTLAY				
PROGRAM TOTAL	231,530	225,850	234,948	252,442

PERSONNEL SUMMARY:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
FULL TIME POSITIONS:				
Customer Service Manager	1	1	1	1
Customer Service/UB Technician	2	2	2	2
TOTAL FULL TIME:	3	3	3	3
PART TIME POSITIONS:				
TOTAL PART TIME:	0	0	0	0
TOTAL FULL TIME EQUIVALENT	3	3	3	3

SIGNIFICANT BUDGET CHANGES:



Non-Departmental

Non-Departmental

1. Accounts for unemployment, property insurance and other enterprise fund expenditures not identified with a specific department.

PROGRAM SUMMARY

DEPARTMENT/PROGRAM NAME:	FUND/ DEPARTMENT/ PROGRAM CODE:
NONDEPARTMENTAL	20/50

PROGRAM EXPENDITURES:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
PERSONNEL	14,540	21,340	21,145	21,340
SUPPLIES				
CONTRACTUAL SERVICES	82,865	262,571	114,475	110,380
CAPITAL OUTLAY	960,885	1,845,808	2,428,233	3,286,031
TRANSFERS	352,304	420,304	361,966	420,304
PROGRAM TOTAL	1,410,595	2,550,023	2,925,819	3,838,055

PERSONNEL SUMMARY:

	FY 19	FY 20	FY 20	FY 21
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
FULL TIME POSITIONS:				
TOTAL FULL TIME:	0	0	0	0
PART TIME POSITIONS:	0	0	0	0
TOTAL PART TIME:	0	0	0	0
TOTAL FULL TIME EQUIVALENT	0	0	0	0

SIGNIFICANT BUDGET CHANGES:

Capital Outlay:

Includes reserve for smart meter acquisition and engineering fees for Northern Basin Interceptor project.



Debt Service

Debt Service

1. Accounts for semiannual principal and interest payments on enterprise fund debt obligations.

PROGRAM SUMMARY

DEPARTMENT/PROGRAM NAME:	FUND/ DEPARTMENT/ PROGRAM CODE:
DEBT SERVICE	21/1

PROGRAM EXPENDITURES:

	FY 18	FY 19	FY 19	FY 20
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
PERSONNEL				
SUPPLIES				
CONTRACTUAL SERVICES	543,288	1,135,900	499,360	1,136,605
CAPITAL OUTLAY				
PROGRAM TOTAL	543,288	1,135,900	499,360	1,136,605

PERSONNEL SUMMARY:

	FY 18	FY 19	FY 19	FY 20
	ACTUAL	AMENDED	PROJECTED	PROPOSED
		BUDGET		
FULL TIME POSITIONS:				
TOTAL FULL TIME:	0	0	0	0
PART TIME POSITIONS:	0	0	0	0
TOTAL PART TIME:	0	0	0	0
TOTAL FULL TIME EQUIVALENT	0	0	0	0

SIGNIFICANT BUDGET CHANGES:

FY 2021 - Includes \$500,065 in bond principal and interest, \$1,925 in paying agent fees and lease payment of \$635,040 for year 1 of 3 for smart water meters

**W&S CERTIFICATE OF OBLIGATION BONDS
ANNUAL DEBT SERVICE REQUIREMENTS
ALL SERIES**

FISCAL YEAR	BONDS DUE	INTEREST DUE	TOTAL PRINCIPAL & INTEREST
2021	368,500.00	131,139.06	499,639.06
2022	373,500.00	120,611.50	494,111.50
2023	384,000.00	109,883.96	493,883.96
2024	399,500.00	98,850.26	498,350.26
2025	410,000.00	87,310.40	497,310.40
2026	420,000.00	75,464.40	495,464.40
2027	383,750.00	66,218.40	449,968.40
2028	394,250.00	57,643.52	451,893.52
2029	220,000.00	48,837.50	268,837.50
2030	225,000.00	43,337.50	268,337.50
2031	230,000.00	37,150.00	267,150.00
2032	235,000.00	30,825.00	265,825.00
2033	245,000.00	23,775.00	268,775.00
2034	250,000.00	16,425.00	266,425.00
2035	255,000.00	8,925.00	263,925.00
TOTAL	4,793,500.00	956,396.50	5,749,896.50

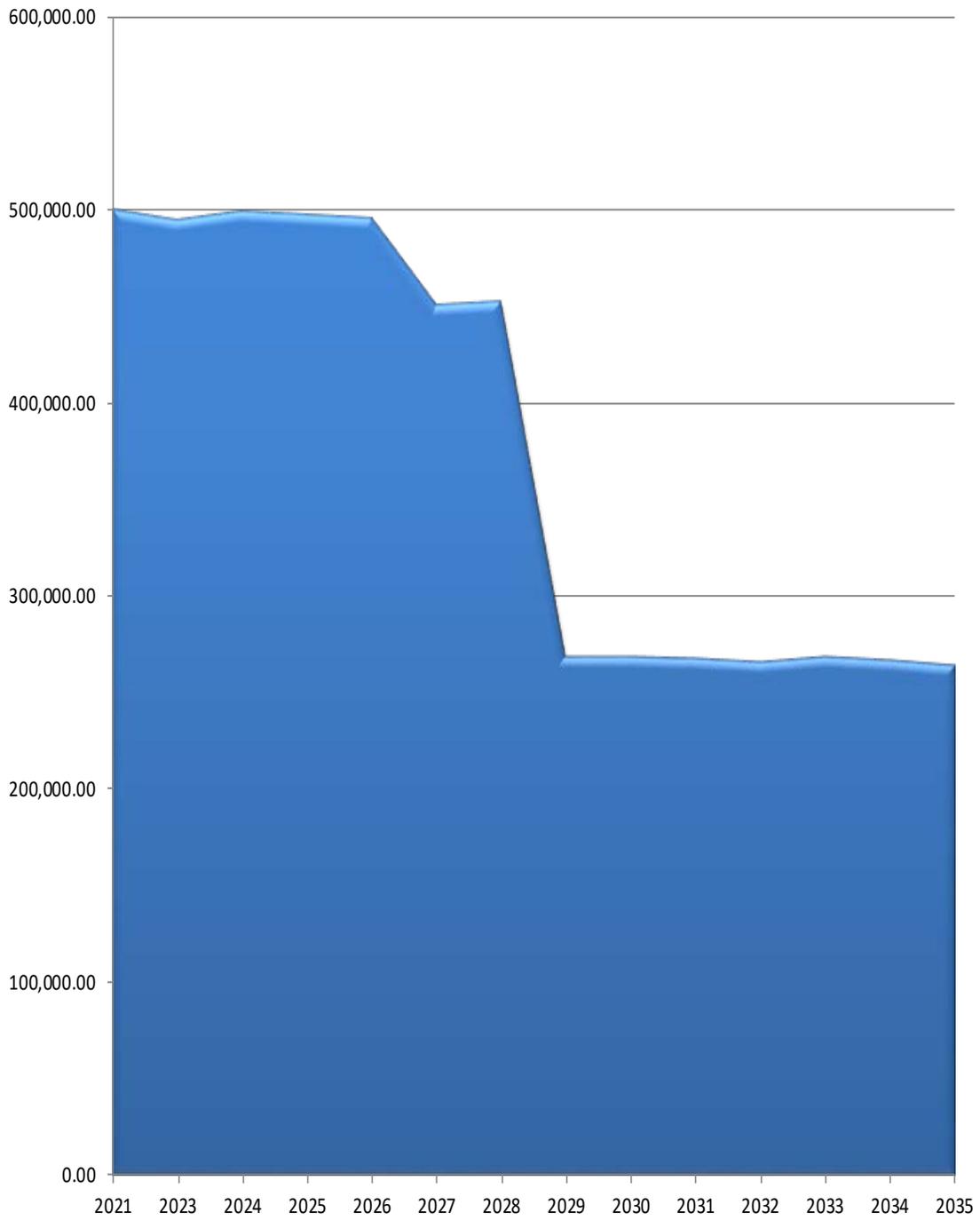
**DEBT SERVICE
SCHEDULE OF REQUIREMENTS
COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION
SERIES 2015**

FISCAL YEAR	BONDS DUE	INTEREST DUE	TOTAL PRINCIPAL & INTEREST
2021	165,000.00	99,612.50	264,612.50
2022	170,000.00	93,012.50	263,012.50
2023	175,000.00	86,212.50	261,212.50
2024	185,000.00	79,212.50	264,212.50
2025	190,000.00	71,812.50	261,812.50
2026	200,000.00	64,212.50	264,212.50
2027	205,000.00	59,212.50	264,212.50
2028	210,000.00	54,087.50	264,087.50
2029	220,000.00	48,837.50	268,837.50
2030	225,000.00	43,337.50	268,337.50
2031	230,000.00	37,150.00	267,150.00
2032	235,000.00	30,825.00	265,825.00
2033	245,000.00	23,775.00	268,775.00
2034	250,000.00	16,425.00	266,425.00
2035	255,000.00	8,925.00	263,925.00
TOTAL	<u>3,160,000.00</u>	<u>816,650.00</u>	<u>3,976,650.00</u>

**DEBT SERVICE
SCHEDULE OF REQUIREMENTS
COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION
REFUNDING SERIES 2017**

FISCAL YEAR	BONDS DUE	INTEREST DUE	TOTAL PRINCIPAL & INTEREST
2021	203,500.00	31,526.56	235,026.56
2022	203,500.00	27,599.00	231,099.00
2023	209,000.00	23,671.46	232,671.46
2024	214,500.00	19,637.76	234,137.76
2025	220,000.00	15,497.90	235,497.90
2026	220,000.00	11,251.90	231,251.90
2027	178,750.00	7,005.90	185,755.90
2028	184,250.00	3,556.02	187,806.02
TOTAL	<u>1,633,500.00</u>	<u>139,746.50</u>	<u>1,773,246.50</u>

Annual Water and Sewer Debt Service Requirements



Regular Session Agenda Item: 7

Meeting Date: July 20, 2020

ITEM DESCRIPTION

Discuss and consider approving a Resolution of the City Council ratifying and approving the Seagoville Economic Development Corporation's purchase and installation of Poured-In-Place Rubber Surfacing (Vitriturf Bondflex System), including approximately 5" Compacted Rock Base, at Freedom Park from Child's Play, Inc. in an amount not to exceed Forty Thousand One Hundred Eighty Four dollars and No Cents (\$40,184.00); authorizing the City Manager/Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date.

BACKGROUND OF ISSUE:

The Freedom Park will be a new inclusive playground located at the corner of Elm and Kaufman, was originally approved to include the installation of an engineered wood fiber surface at a cost of \$8,380.00.

Staff received a quote from Child's Play, Inc to install poured-in-place rubber surfacing, known as Vitriturf Bondflex System with 50% color and 50% black, which also includes an approximate 5" compacted rock base and a five (5) year warranty.

The rubber surface will provide a safe environment where all citizens can play and enjoy the new Freedom Park, it will improve the overall look of the park and allow all to be able to utilize the park.

FINANCIAL IMPACT:

\$40,184.00

RECOMMENDATION:

Staff recommends approval

EXHIBITS:

Resolution (2 Pages)
Quote from Child's Play, Inc
Pictures of playground surface

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

A RESOLUTION OF THE CITY COUNCIL RATIFYING AND APPROVING THE SEAGOVILLE ECONOMIC DEVELOPMENT CORPORATION'S PURCHASE AND INSTALLATION OF POURED-IN-PLACE RUBBER SURFACING (VITRITURF BONDFLEX SYSTEM), INCLUDING APPROXIMATELY 5" COMPACTED ROCK BASE, AT FREEDOM PARK FROM CHILD'S PLAY, INC. IN AN AMOUNT NOT TO EXCEED FORTY THOUSAND ONE HUNDRED EIGHTY FOUR DOLLARS AND NO CENTS (\$40,184.00); AUTHORIZING THE CITY MANAGER/EXECUTIVE DIRECTOR TO EXECUTE ANY DOCUMENTS NECESSARY FOR SAID PURCHASE AS SET FORTH THEREIN; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Freedom Park, the new inclusive playground located at the corner of Elm and Kaufman Streets, was originally approved to include the installation of an engineered wood fiber surface at a cost of \$8,380; and

WHEREAS, staff has received a quote in the amount of \$48,564 from Child's Play, Inc. to install poured-in-place rubber surfacing, known as Vitriturf Bondflex System with 50% color and 50% black, which also includes an approximate 5" compacted rock base and a five (5) year warranty; and

WHEREAS, staff recommended and the SEDC Board considered and approved the purchase and installation of the poured-in-place rubber surfacing in lieu of the engineered wood fiber surface; and

WHEREAS, the City Council hereby finds that it is in the best interest of the City to approve the purchase and installation of poured-in-place rubber surfacing (Vitriturf Bondflex System), including approximately 5" compacted rock base, at Freedom Park from Child's Play, Inc. in an amount not to exceed Forty Thousand One Hundred Eighty-Four Dollars and no cents (\$40,184.00), and authorizes the City Manager/Executive Director to execute any documents necessary for said purchase.

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

SECTION 1. The City Council hereby approves and ratifies the purchase and installation of poured-in-place rubber surfacing (Vitriturf Bondflex System), including approximately 5" compacted rock base, at Freedom Park from Child's Play, Inc. in an amount not to exceed Forty

Thousand One Hundred Eighty-Four Dollars and no cents (\$40,184.00), and authorizes the City Manager/Executive Director to execute any documents necessary for said purchase.

SECTION 2. That any prior Resolutions of the City Council of the City of Seagoville, Texas, in conflict with the provisions contained in this Resolution are hereby repealed and revoked.

SECTION 3. That if any article, paragraph, subdivision, clause or provision of this Resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgement 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. That this resolution shall take effect immediately from and after its passage in accordance with State law and it is accordingly resolved.

DULY PASSED by the City Council of the City of Seagoville on the 20th day of July 2020.

APPROVED:

Dennis K. Childress, Mayor

ATTEST:

Kandi Jackson, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney

Child's Play, Inc.

10661 Shady Trail
Dallas, TX 75220
(P) 972-484-0600 (F) 972-484-0333

ADDRESS

Pat Stallings
City of Seagoville
702 N Highway 175
Seagoville, TX 75159
United States

SHIP TO

Pat Stallings
City of Seagoville
TBD
Seagoville, TX 75159
United States

QUOTE #	DATE	EXPIRATION DATE
20-1471	07/09/2020	08/31/2020

PROJECT

Freedom Park

SALES REP

CW

DESCRIPTION	QTY	PRICE EACH	AMOUNT
PIP Rubber Poured-In-Place Rubber Surfacing- Vitriturf Bondflex System with 50% color and 50% black Includes Compacted Rock base of approximately 5" 5 Year Warranty	3,195	15.20	48,564.00

TOTAL

\$48,564.00

Accepted By

Accepted Date



SIGN LANGUAGE
A B C D E F
G H I J K
L M N O P
Q R S T U
V W X Y Z









Regular Session Agenda Item: 8

Meeting Date: July 20, 2020

ITEM DESCRIPTION

Discuss and consider approving a resolution of the City Council ratifying and approving the Seagoville Economic Development Corporation's purchase and installation of a wrought iron fence with multiple pedestrian gates at Freedom Park form Child's Play, Inc. in an amount not to exceed Fifteen Thousand Eight Hundred Fifty dollars and no cents (\$15,850.00); authorizing the City Manager/Executive Director to execute any documents necessary for said purchase as set forth therein; providing for a repealing clause; providing for a severability clause; and providing an effective date.

BACKGROUND OF ISSUE:

Freedom Park the new inclusive playground is located at the corner of Elm and Kaufman, the playground requires a fence around the parameter to prevent smaller children from wandering into the streets and for the general safety of those utilizing the park.

FINANCIAL IMPACT:

\$15,850.00

RECOMMENDATION:

Staff recommends approval.

EXHIBITS

Resolution (2 Pages)
Quote from Child's Play, Inc.

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

A RESOLUTION OF THE CITY COUNCIL RATIFYING AND APPROVING THE SEAGOVILLE ECONOMIC DEVELOPMENT CORPORATION'S PURCHASE AND INSTALLATION OF A WROUGHT IRON FENCE WITH MULTIPLE PEDESTRIAN GATES AT FREEDOM PARK FROM CHILD'S PLAY, INC. IN AN AMOUNT NOT TO EXCEED FIFTEEN THOUSAND EIGHT HUNDRED FIFTY DOLLARS AND NO CENTS (\$15,850.00); AUTHORIZING THE CITY MANAGER/EXECUTIVE DIRECTOR TO EXECUTE ANY DOCUMENTS NECESSARY FOR SAID PURCHASE AS SET FORTH THEREIN; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Freedom Park, the new inclusive playground located at the corner of Elm and Kaufman Streets, requires a fence around the parameter to prevent smaller children from wandering into the streets and for the general safety of those utilizing the same; and

WHEREAS, staff requested quotes from miscellaneous vendors for the purchase and installation of 184' of a minimum 4' tall wrought iron fencing with multiple pedestrian gates; and

WHEREAS, staff received four (4) quotes; and

WHEREAS, staff recommends the SEDC Board consider and approve the purchase and installation of the wrought iron fence as set forth herein from Child's Play, Inc.; and

WHEREAS, the City Council hereby finds that it is in the best interest of the health, safety and welfare of all persons utilizing Freedom Park to approve and ratify the action of the SEDC to purchase and install of a minimum four foot (4') tall wrought iron fence with multiple pedestrian gates at Freedom Park from Child's Play, Inc. in an amount not to exceed Fifteen Thousand Eight Hundred Fifty Dollars and no cents (\$15,850.00), and authorizes the City Manager/Executive Director to execute any documents necessary for said purchase.

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

SECTION 1. The City Council hereby approves and ratifies the purchase and installation of a minimum four foot (4') tall wrought iron fence with multiple pedestrian gates at Freedom Park from Child's Play, Inc. in an amount not to exceed Fifteen Thousand Eight Hundred Fifty Dollars and no cents (\$15,850.00), and authorizes the City Manager/Executive Director to execute any documents necessary for said purchase.

SECTION 2. That any prior Resolutions of the City Council of the City of Seagoville, Texas, in conflict with the provisions contained in this Resolution are hereby repealed and revoked.

SECTION 3. That if any article, paragraph, subdivision, clause or provision of this Resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgement 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. That this resolution shall take effect immediately from and after its passage in accordance with State law and it is accordingly resolved.

DULY PASSED by the City Council of the City of Seagoville on the 20th day of July 2020.

APPROVED:

Dennis K. Childress, Mayor

ATTEST:

Kandi Jackson, City Secretary

APPROVED AS TO FORM:

Victoria Thomas, City Attorney

Child's Play, Inc.

10661 Shady Trail
Dallas, TX 75220
(P) 972-484-0600 (F) 972-484-0333

ADDRESS

Pat Stallings
City of Seagoville
702 N Highway 175
Seagoville, TX 75159
United States

SHIP TO

Pat Stallings
City of Seagoville
TBD
Seagoville, TX 75159
United States

QUOTE #	DATE	EXPIRATION DATE
20-1456	07/06/2020	08/31/2020

SALES REP

CW

DESCRIPTION	QTY	PRICE EACH	AMOUNT
Fencing Material Fencing Material- Wrought Iron Fence- 229' of 5' two rail flat top, 5/8" pickets 1" rails, Black. O/I fence with two self-closing gates and cores.	1	15,850.00	15,850.00

TOTAL

\$15,850.00

Accepted By

Accepted Date

Regular Session Agenda Item: 9

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Receive Storm Water Permit update presentation from Tim Lackey with Halff Associates Inc.

BACKGROUND OF ISSUE:

The City is required to participate through the Texas Commission on Environmental Quality (TCEQ) with their Storm Water Permit Program. The City has set various goals (Control Measures) over a five (5) year permit period to improve storm water quality in the City.

Public Education, Outreach and Involvement
Illicit Discharge Detection and Eliminations
Construction Site Storm Water Runoff Control
Post-Construction Storm Water Management
Pollution Prevention

The City has retained a consultant, Halff Associates, Inc., to assist us with ensuring compliance with our storm water permit and filing annual reports to the TCEQ. One requirement of our permit is to give a report to the City Council each year. Tim Lackey of Halff Associates, Inc. will present that report.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS:

N/A

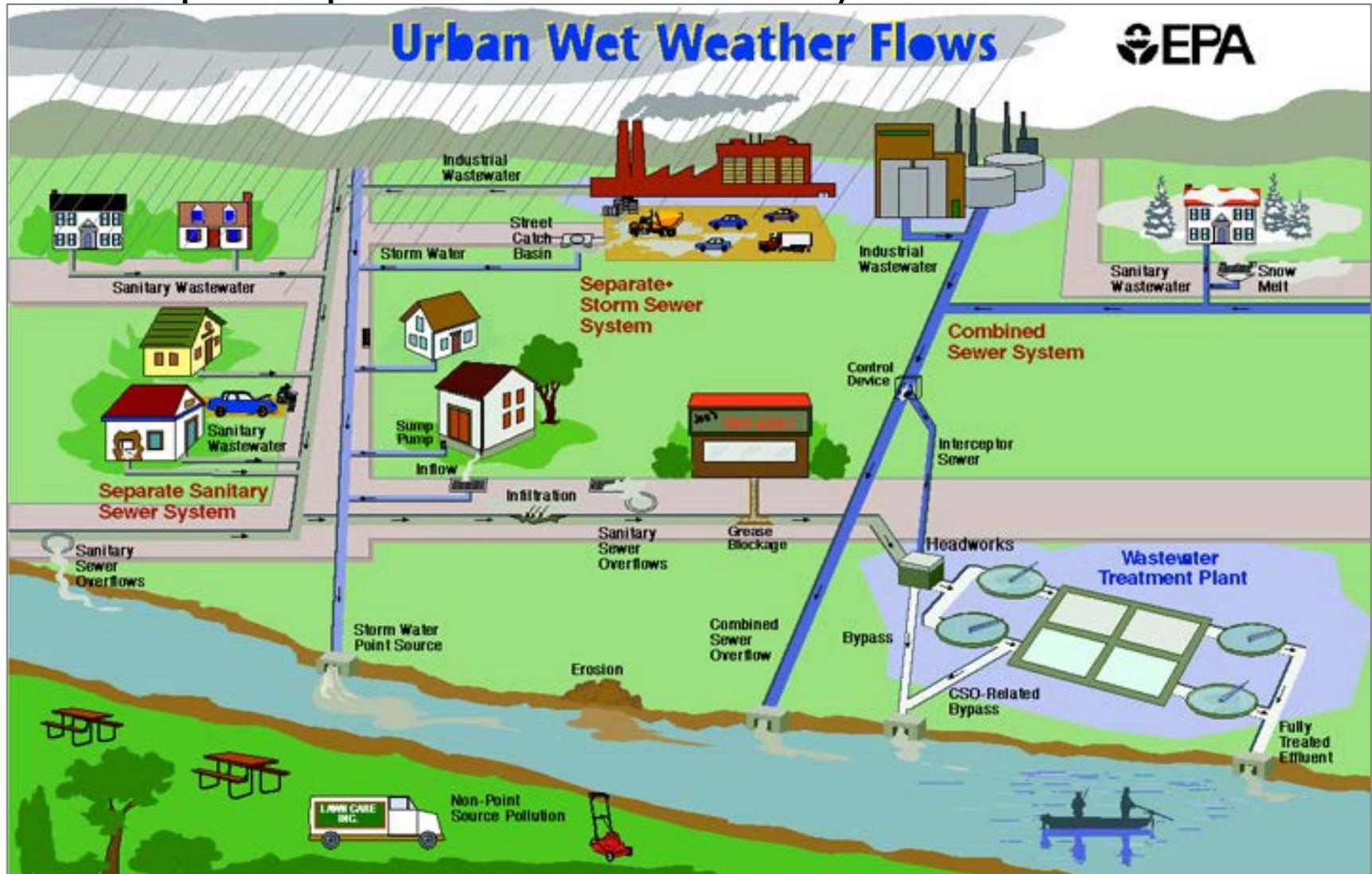
TCEQ MS4 Phase II Permit Update

Seagoville City Council Meeting

July 20, 2020

What is a MS4?

Municipal Separate Storm Sewer Systems



Originating Regulation

- 1948 – Federal Water Pollution Control Act
- 1972 – Amended and became known as “Clean Water Act”
- 1998 National Pollutant Discharge Elimination System (NPEDES) Phase II Permitting
- 1998 Texas Pollutant Discharge Elimination System (TPDES)
- 2016 EPA issues Small MS4 Remand Rule

MS4 Permits

Medium and Large MS4 (Phase I)

- First published in November 1990
- Population larger than 100,000 based on the 2010 census
- Requires Individual Permits

Small MS4 (Phase II)

- Original Permit Issued August 2007
- MS4 within or partly located within the Urbanized Area (UA), as determined by the census.
- A General Permit

Small MS4 Permit – Basic Requirements

- Reduce non-point source pollution in stormwater runoff through 5 Categories of Minimum Control Measures.
- Minimum Control Measures consist of a variety of Best Management Practices (BMP)
- Develop a 5-year Stormwater Management Plan (SWMP) with annual schedules of BMPs
 - Quantifiable goals
- Report Annually on Status

Texas Pollutant Discharge Elimination System
Stormwater Phase II MS4 General Permit



City of Seagoville, Texas
Stormwater Management Program

Prepared By:
 **HALFF**
12225 Greenville Avenue Suite 200
Dallas, Texas 75243
Firm Registration No. F-312

July 2020
AVO 35152/37391

Minimum Control Measures (MCMs)

1. Public Education, Outreach and Involvement
2. Illicit Discharge Detection and Elimination (IDDE)
3. Construction Site Stormwater Runoff Control
4. Post-Construction Stormwater Management in New Development and Redevelopment
5. Pollution Prevention and Good Housekeeping for Municipal Operations

Significant Changes in Revised Permit

- Added that SWMP updates that are considered major permit modifications require public notice and an opportunity for a public meeting (equivalent to a “public hearing” as required by 40 CFR §122.28(d)(2)(ii)). (Part II.E.6 in the permit)
- Added a requirement that by December 21, 2020, permittees must submit applications and annual reports online using the electronic reporting system available through the TCEQ website unless the permittee requests and obtains an electronic reporting waiver. (Part II.E and Part VI.B.2 in the permit)
- Added a requirement that permittees must conduct an annual review of its SWMP in conjunction with preparation of the annual report. (Part II.E.4 in the permit)

Significant Changes in Revised Permit

- Added language under MCM 1. Public Education, Outreach, and Involvement that the permittee is required to post its SWMP and annual report on its website, if the MS4 has a website. (Part III.B.1 in the permit)
- Added a requirement that analytical results must be obtained from a National Environmental Laboratory Accreditation Program (NELAP) accredited laboratory according to state rules listed in 30 TAC Chapter 25. (Part VI.E in the permit)
- Most Recent Updates:
 - Quantified number of meetings required for BMP's goals.
 - Added Tern Least (*Sterna Antillarum*) as an endangered species in vicinity of the Trinity River.
 - Added language from SWPPP to coincide with the 2 year warranty bonds for new construction.

Status and Schedule

- July 23, 2019 Notice of Intent submitted to TCEQ,
- December 23, 2019 – SWMP and MS4 Annual Report submitted to TCEQ.
- Quarterly staff meeting held on March 3, 2020, and June 18, 2020 were completed.
- Quarterly staff meeting scheduled in September to complete fiscal year.
- Year 1 Annual Report due to TCEQ by December 21, 2020 electronically, (Approximately 90 Days from Fiscal End of Year)
- New permit expires December 2024

QUESTIONS?

Regular Session Agenda Item: 10

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas approving a Professional Services Contract with Insituform Technologies LLC, for the rehabilitation of nine manholes; in an amount not to exceed One Hundred Thirty Nine Thousand Nine Hundred Ninety Seven Dollars and Fifty Cents (\$139,997.50), which is attached hereto and incorporated herein as Attachment 1; authorizing the City Manager to execute said Agreement; providing for a repealing clause; providing for a severability clause; and providing an effective date.

BACKGROUND OF ISSUE

The City has had two manholes collapse along the 175 trunk main in the last three years, both repairs have cost over \$140,000.00 each. We have identified 14 additional deteriorated manholes in need of repairs along the 175 trunk main. This contract contains the 9 manholes in most need of rehabilitation, the remaining 6 will be rehabilitated next budget.

FINANCIAL IMPACT:

Funding for this contract in the amount of \$139,997.50 will be made from the FY2020 Sewer Budget. The City has sufficient funding available in this account to fund this project.

RECOMMENDATION:

Staff recommends approving the contract.

EXHIBITS:

Resolution
Exhibit 1

A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, APPROVING A PROFESSIONAL SERVICES CONTRACT WITH INSITUFORM TECHNOLOGIES, LLC, FOR THE REHABILITATION OF NINE MANHOLES; IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THIRTY NINE THOUSAND NINE HUNDRED NINETY-SEVEN DOLLARS AND FIFTY CENTS (\$139,997.50), WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN AS ATTACHMENT 1; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT; PROVIDING FOR A REPEALING CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Insituform Technologies, LLC (hereinafter “Company”) is an infrastructure Rehabilitation company performing specialized sewer collection system rehab; and

WHEREAS, the City of Seagoville (“City”) desires to enter into a Professional Services Contract (“Contract”) with Company to perform the services as set forth in Attachment 1 hereto and the Exhibit(s) attached thereto; and

WHEREAS, through the Buy board Purchasing program, this item has been bid in accordance with all applicable bidding statutes and policies; and

WHEREAS, the City Council has determined that Insituform Technologies, LLC has met all bid specifications and is the lowest and most responsive bid.

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

SECTION 1. The City Council approves the Contract, with the Exhibit(s) thereto, by and between the City and Company in an amount not to exceed one hundred thirty-nine thousand nine hundred ninety-seven dollars and fifty cents (\$139,997.50), which is attached hereto and incorporated herein as Attachment 1, and hereby authorizes the City Manager to execute said Agreement.

SECTION 2. That any prior Resolutions of the City Council of the City of Seagoville, Texas, in conflict with the provisions contained in this Resolution are hereby repealed and revoked.

SECTION 3. That if any article, paragraph, subdivision, clause or provision of this Resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgement 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. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Seagoville, Texas, and it is accordingly resolved.

DULY PASSED by the City Council of the City of Seagoville, Texas, on the 20th day of July, 2020.

APPROVED:

DENNIS K. CHILDRESS, MAYOR

ATTEST:

KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:

VICTORIA THOMAS, CITY ATTORNEY



1103 Postwood Dr.
 Corinth, TX 76210
 www.insituform.com

Name: Tim Peterie
 Phone: 214-317-0950

Fax: 940-498-0265
 Email: tpeterie@insituform.com

July 2, 2020

ACES#: AAJA-YYRAU5

Mr. Chris Ryan
 City of Seagoville
 702 N. Highway 175
 Seagoville, TX 75159-1799

Buyboard Proposal

Project Name: **City of Seagoville, TX
 2020 Manhole Rehab Ph I – Infrastructure Rehab CIPP Manholes**

INSITUFORM TECHNOLOGIES, LLC herein proposes to furnish all labor, materials, equipment, and services necessary to reconstruct the referenced project (as detailed in the project location maps presented by the City of Seagoville). Insituform will rehab the first 9 manholes during this phase.

ASSUMPTIONS AND QUALIFICATIONS

Payment, Performance, and 1-yr Maintenance Bonds will be provided as needed following receipt of PO. Infrastructure Rehab to provide a 20-year warranty on materials and a 1-year warranty on labor to stop infiltration and future deterioration.

PROPOSAL TERMS AND CONDITIONS

Terms and Conditions from the Texas Statewide Cooperative Purchasing Contract are available upon request from the BuyBoard. Any changes to these conditions must be noted and agreed upon by both parties.

Special Notes:

1. Price quoted is for lining 9 manholes with the 6800 Series Liner System. Price does not include removal or replacement of pipes or equipment or any sewage flow control or bypass pumping.
2. Price and warranty quoted is for structures located in a domestic wastewater system. Other industrial and chemical applications require an analytical report of the content of the sewage so that appropriate materials and warranty can be determined.
3. The City of Seagoville will provide access to property for truck and personnel, trash and debris disposal location, water supply, and provide for removal of weir, baffles, trough, hardware, and equipment prior to commencement of lining process, as well as subsequent replacement after lining process is complete.

PROPOSAL PRICING

Seagoville 2020 MH Rehabilitation Phase I – Infrastructure Rehab

Description	Qty	Unit of Measure	Unit Price	Extended Total
Mobilization	1	LS	\$7,500.00	\$7,500.00
All Sizes Install and Crew of CIPP MH Lining (MH's 1-9)	1,774	SF	\$71.25	\$126,397.50
MH Bench Rebuild	9	EA	\$500.00	\$4,500.00
Traffic Control	2	DAY	\$800.00	\$1,600.00
BID TOTAL				\$139,997.50

Quantities are estimated using the information provided by the City of Seagoville and field measurements made by Infrastructure Rehabilitation USA, Inc. Actual quantities will be used for billing purposes.

OFFERED BY:

Insituform Technologies, LLC

Timothy R. Peterie

**Timothy R. Peterie
Business Development Manager**

CC: Josh Awalt

ACCEPTED BY:

Signature

Date

Printed Name

Title

Organization

Regular Session Agenda Item: 11

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Conduct interviews with Boards & Commissions Applicants for reappointments of expired terms.

BACKGROUND OF ISSUE:

On or about Monday, July 6, 2020 City Council reappointed expired terms for Boards & Commissions Members, since then Kara Dodson that is serving on the Keep Seagoville Beautiful Commission has submitted her application for reappointment. Ms. Dodson desires reappointment but was a little late turning in her application for reappointment. In compliance with City Ordinance 24-2019, Ms. Dodson has passed the background check. For your convenience, a list of appointment/reappoints has been provided.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS:

List of Appointments/Reappointments

Regular Session Agenda Item: 12

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Receive an update concerning public restrooms and diaper changing stations in retail spaces.

BACKGROUND OF ISSUE:

Councilmember Hernandez requested this item to be put on the Agenda.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS:

N/A

Regular Session Agenda Item: 13

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas authorizing the City Manager as the Authorized Official for Grant Number 3965501 Titled, Mobile Computer Upgrade, 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.

BACKGROUND OF ISSUE:

The Police Department is in need of replacing outdated mobile computers. These computers assist officers on a daily basis with several tasks to include but not limited to receiving calls for service and the information associated thereto, checking vehicle registrations, person(s) information, field reports, and a vast amount of other capabilities. As we know technology in computer systems changes almost daily and a vast amount of our current mobile computers are in need of replacement.

FINANCIAL IMPACT:

There are no matching funds required for this grant project. However, Mayor and Council does need to know that the City will be required to purchase the mentioned equipment, and then submit for full reimbursement from CJD, there is no match required.

The Department is asking to purchase (14) of these mobile computer system to include all associated components and professional installation and setup for optimum operation by our I.T. vendor at a total cost of \$73,181.58

RECOMMENDATION:

N/A

EXHIBITS:

Resolution

A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, AUTHORIZING THE CITY MANAGER AS THE AUTHORIZED OFFICIAL FOR GRANT NUMBER 3965501 TITLED, MOBILE COMPUTER UPGRADE, 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.

WHEREAS, the City Council of the City of Seagoville, Texas finds it in the best interest of the citizens of Seagoville, that the Mobile Computer Upgrade be operated for 2021; and

WHEREAS, the City Council of the City of Seagoville, Texas desires to designate the City Manager as the City's authorized official, with the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency and further desires to direct the City Manager to submit a grant application to the Office of the Governor of the State of Texas, Criminal Justice Division with regard to grant funds for such mobile computer upgrade; and

WHEREAS, the City Council of the City of Seagoville, Texas agrees to provide applicable matching funds for the said project as required by the Justice Assistance Grant Application; and

WHEREAS, the City Council of the City of Seagoville, Texas, agrees that in the event of loss or misuse of the Criminal Justice Division Funds, the City Council of the City of Seagoville, Texas assures that the funds will be returned to the Criminal Justice Division in full;

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

Section 1. The City Council of the City of Seagoville, Texas, approves the submission of the grant application for the Mobile Computer Upgrade to the Office of the Governor, Criminal Justice Division, Grant Number 3965501, and further authorizes the City Manager to submit said application on behalf of the City and to accept, reject, alter, or terminate the grant on behalf of the City .

Section 2. 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. That this Resolution shall take effect immediately from and after its passage as

the law and Charter in such cases provide.

DULY ORDERED by the City Council of the City of Seagoville, Texas on the 20th day of July, 2020.

Grant Number: 3695501

APPROVED:

DENNIS CHILDRESS, MAYOR

ATTEST:

KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:

VICTORIA THOMAS, CITY ATTORNEY

Regular Session Agenda Item: 14

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Brief Council concerning Noise Ordinance 2020

BACKGROUND OF ISSUE:

Councilmember Magill requested this item to be put on the Agenda.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS:

City of Seagoville Noise Ordinance Article 13.03



City of Seagoville Police Department

600 North US Highway 175
Seagoville, Texas 75159
Phone 972.287.2999 Fax 972.287.2917
www.seagoville.us



Council Briefing

City of Seagoville Noise Ordinance Article 13.03

Overview:

At the City Council meeting on July 6, 2020 Council member Harold Magill requested staff to look at possibly strengthening our City Ordinance that addresses noise issues and the sound measurement known as (Decibel Measurements). Currently State law dictates that a law enforcement officer can address a noise issue that the officer witnesses that exceeds a decibel level reading of (85db) or higher.

State law advises;

Sec. 42.01. DISORDERLY CONDUCT.

(a) A person commits an offense if he intentionally or knowingly:

(2) a noise is presumed to be unreasonable if the noise exceeds a decibel level of 85 after the person making the noise receives notice from a magistrate or peace officer that the noise is a public nuisance.

(d) An offense under this section is a Class C misdemeanor

Enforcement without a Complainant:

State law allows for a decibel level of (85dbs). State law also requires that notice be given to an offender who exceeds the 85dbs prior to taking enforcement action.

Once an offender has been given notice, and continues allowing the noise, the peace officer may take enforcement action without having the cooperation of an actual complainant, enforcement action consists of issuing the offender a citation under the above described penal code statute.

Basically if a noise level is detected by a peace officer and the level exceeds the 85 decibels, the peace officer, by law has to give the offender notice that the noise level is too high. If the offender chooses to ignore the warning the peace officer can then take action in the form of issuing the offender a citation.

City Ordinance Article 13.03 Structure:

As we know city ordinances can be more restrictive than State law, but not less restrictive. In the City of Seagoville noise ordinance (Article 13.03.002) under (Prohibitions) it does not specifically address decibel levels based on the fact that the City allows the individual citizen the capability to reasonably determine their own level of discomfort or annoyance regarding unreasonable noise, thus making this ordinance more complainant friendly.

Article 13.03.002 States in Part:

- (a) It shall be unlawful for any person to make, cause or allow to be made any unreasonably loud or raucous noise within the city which may be offensive to a reasonable person of normal sensitivity within the area of audibility.
- (b) The following acts are deemed to create an unreasonably loud or raucous noise and shall be deemed a violation of this article, but such enumerated acts are merely an aid and amplification of the general prohibition of unreasonably loud or raucous noises in the city and are in no way an exclusive list of the types or sounds of noises prohibited by this article:
 - (1) The playing of any horn, radio, musical instrument, or other loud-speaking or noise-making device or attachment, or vocal shouting or outcry for purposes of selling anything, in a public or private place, in such a manner or volume as to disturb the peace, quiet and comfort of a reasonable person of normal sensitivity.
 - (2) The playing of any horn, radio, musical instrument, or other loud-speaking or noise-making device or attachment on any premises under the ownership, management or control of a person or business operation, in such a manner or volume as to disturb the peace or to be unreasonably offensive to a reasonable person of normal sensitivity in the vicinity or occupants of other premises in the vicinity.
 - (3) To create, make, cause or allow to be made any means of any loud and disturbing noise which may disturb a reasonable person of normal sensitivity in the vicinity of any public or private place after 11:00 p.m. and before 6:00 a.m.
 - (4) To be operating or in control of a motor vehicle in either a public or private place within the city while playing any sound amplifier which is a part of, or connected to, the vehicle stereo system or any other similar device in the motor vehicle, in such a manner that, when operated, it is audible at a distance of **thirty (30) feet** from the source or causes a reasonable person of normal sensitivity to be aware of the vibration accompanying the sound at a distance of **thirty (30) feet** from the source.
 - (5) The keeping of any animal or bird which by causing frequent or continuing noise shall disturb the comfort and repose of any person of normal sensitivity within the area of audibility.
 - (6) Any noise or sound of such a character, intensity and duration which shall disturb the comfort and repose of any person of normal sensitivity within the area of audibility.

Enforcement of City Ordinance 13.03:

Based on the fact that City Ordinance 13.03 does not describe a specific decibel level does not prohibit us from taking enforcement action, we can take and will take enforcement action, however, there are some key points that have to be addressed, and these are:

- The citizen who is bothered by the noise has to call the Police Department about the noise
- The citizen has to be willing to have contact with responding officer(s) regarding the noise
- We have to be able to determine the origin of the noise (is coming from a vehicle / residence)
- The complainant has to be willing to sign a (Citizens Desire to Prosecute Form) if the citizen desires enforcement action be taken. This is based on the fact that the responding officer cannot be the complainant if the noise level does not meet or exceed the State law level of 85 decibels.
- Unless the source of noise is determined to fall within subsection 13.03.002 number (b) (4) above, at which point the officer can be the complainant due to the specifics outlined in this subsection.

Level of offense:

An offense under this article shall be deemed to be a misdemeanor and, upon conviction, is punishable by a fine not to exceed five hundred dollars (\$500.00) for each offense, and each and every day such violation shall continue shall be deemed to constitute a separate punishable offense.

Regular Session Agenda Item: 15

Meeting Date: July 20, 2020

ITEM DESCRIPTION:

Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas in support of the FY2020 Dallas County CDBG CARES Act Funding in the amount of \$205,000 for the construction of the Woodhaven Drainage Project; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date.

BACKGROUND OF ISSUE:

City staff completed a FY2020 Dallas County CDBG CARES Act/Activity Application for funding of the construction of the Woodhaven Drainage Project. The application was submitted by Planner Bonner on Friday, May 22, 2020. The engineer's estimate for the construction of the project – if selected to receive funding from the CARES Act – was \$205,000.00.

On July 2, 2020, staff received an email advising that Dallas County Planning and Development had recommended to the Dallas County Commissioners that the funding application from the City of Seagoville be approved for the construction of the Woodhaven Drainage Project in the amount of \$205,000.00.

Dallas County will conduct a fourteen (14) day public comment period on the funding starting July 16, 2020, through July 30, 2020, and also hold a public hearing regarding the projects on August 4, 2020.

Dallas County requires the submittal of a City Council Resolution in support of said funding be submitted by August 3, 2020 as part of the process.

The City of Seagoville cannot award or execute any contract for construction prior to October 1, 2020, for the Woodhaven Drainage Project if the project is selected for funding by the FY2020 CARES Act Funding.

The project will involve drainage improvements at the intersection of Woodhaven Drive with May Road in the Haven Hill subdivision. The portion of the intersection on Woodhaven Drive will be reconstructed with a culvert underneath, ditch improvements will be made along May Road, and the culvert from May Road to the existing creek behind the homes on Woodhaven Drive will be removed and the area re-graded to provide better drainage.

FINANCIAL IMPACT:

The construction project will not financially impact the city's budget if the project is selected for funding by the FY2020 CARES Act Funding.

RECOMMENDATION:

Staff recommends the City Council approve the resolution supporting the Dallas County CDBG CARES Act Funding application for the Woodhaven Drainage Project.

EXHIBIT:

1. Resolution (2 pages)

A RESOLUTION OF THE CITY OF SEAGOVILLE

RESOLUTION NO. ___-R-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, IN SUPPORT OF THE FY2020 DALLAS COUNTY CDBG CARES ACT FUNDING IN THE AMOUNT OF \$205,000 FOR THE CONSTRUCTION OF THE WOODHAVEN DRAINAGE PROJECT; PROVIDING FOR THE REPEAL OF ANY AND ALL RESOLUTIONS IN CONFLICT; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, City staff completed and submitted the FY2020 Dallas County CDBG CARES Act/Activity Application for funding of the construction of the Woodhaven Drainage Project; and,

WHEREAS, on July 2, 2020, staff received an email advising that Dallas County Planning and Development had recommended to the Dallas County Commissioners that the funding application from the City of Seagoville be approved for the construction of the Woodhaven Drainage Project in the amount of Two Hundred and Five Thousand Dollars (\$205,000.00); and,

WHEREAS, the County will conduct a fourteen (14) day public comment period on the funding starting July 16, 2020 through July 30, 2020 and also hold a public hearing regarding the projects on August 4, 2020; and,

WHEREAS, the County requires the submittal of a City Council Resolution in support of said funding be submitted by August 3, 2020 as part of the process.

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

SECTION 1. The City of Seagoville supports the FY2020 Dallas County CDBG CARES Act Funding in the amount of \$205,000 for the construction of the Woodhaven Drainage Project.

SECTION 2. The City of Seagoville understands and acknowledges that construction contracts should not be awarded or executed prior to October 1, 2020 for the Woodhaven Drainage Project if funded by the FY2020 CARES Act Funding.

SECTION 3. The City of Seagoville shall contact the Dallas County Planning and Development Department prior to the bidding process for the Woodhaven Drainage Project.

SECTION 4. All resolutions of the City of Seagoville heretofore adopted which are in conflict with the provisions of the 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 5. 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 6. This resolution shall take effect immediately from and after its passage and it is so accordingly resolved.

DULY PASSED by the City Council of the City of Seagoville, Texas, on the 20th day of July, 2020.

APPROVED:

DENNIS K. CHILDRESS, MAYOR

ATTEST:

KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:

VICTORIA THOMAS, CITY ATTORNEY

(:cdb 07.07.2020)

Regular Session Agenda Item: 16

Meeting Date: July 20, 2020

ITEM DESCRIPTION

Receive update concerning damages to Bearden Park.

BACKGROUND OF ISSUE:

Update Council of the damages incurred at Bearden Park located on May Road.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

N/A

EXHIBITS:

N/A

Regular Session Agenda Item: 17

Meeting Date: July 20, 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: 18

Meeting Date: July 20, 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