



**MINUTES OF CITY COUNCIL
REGULAR SESSION
NOVEMBER 16, 2020**

The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:00 p.m. on Monday, November 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
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, Interim Finance Director Gail French, 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.*

Charles Miller at 509 N. Kaufman Street, thanked Council for Seagofest and stated his concerns about access to the police scanner and ordinances.

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 November 2, 2020 (City Secretary)**

Motion to approve City Council Meeting minutes for November 2, 2020 – Howard, seconded by Hernandez; motion passed with all ayes. 5/0

REGULAR AGENDA-

2. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas approving a Banking Services Contract with American National Bank of Texas for the period December 1, 2020 through November 30, 2023, with two possible one-year extensions; authorizing the City Manager to execute the contract; providing a severability clause; and providing an effective date (Interim Finance Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas approving a Banking Services Contract with American National Bank of Texas for the period December 1, 2020 through November 30, 2023, with two possible one-year extensions; authorizing the City Manager to execute the contract; providing a severability clause; and providing an effective date – Magill, seconded by Epps; motion passed with all ayes. 5/0

3. Conduct interviews with Boards & Commissions Applicant for appointment (City Secretary)

Motion to appoint Mr. Boyett to Place three (3) on the Board of Adjustments – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

4. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving a Construction Services Agreement with Insituform Technologies, LLC, for the rehabilitation of six manholes; in an amount not to exceed One Hundred Sixty Eight Thousand Six Hundred Sixty Dollars and Zero Cents (\$168,660.00) in accordance with the terms set forth in the proposal attached hereto as Exhibit “A”; authorizing the City Manager to execute said Agreement and related documents; providing for a repealing clause; providing for a severability clause; and providing an effective date (Public Works Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving a Construction Services Agreement with Insituform Technologies, LLC, for the rehabilitation of six manholes; in an amount not to exceed One Hundred Sixty Eight Thousand Six Hundred Sixty Dollars and Zero Cents (\$168,660.00) in accordance with the terms set forth in the proposal attached hereto as Exhibit “A”; authorizing the City Manager to execute said Agreement and related documents; providing for a repealing clause; providing for a severability clause; and providing an effective date – Magill, seconded by Howard; motion passed with all ayes. 5/0

5. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas approving an Agreement for Professional Engineering Services (“agreement”) with Halff Associates, Inc. for the purpose of providing surveying and plat services for 101 North Watson Street; in an amount not to exceed Thirty-Seven Thousand Five Hundred Dollars (\$37,500.00); authorizing the City Manager to sign; and providing an effective date (City Manager)

In response to a question by Councilmember Hernandez, City Manager Stallings stated the amount is Thirty-Seven Thousand Five Hundred Dollars (\$37,500.00).

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas approving an Agreement for Professional Engineering Services (“agreement”) with Halff Associates, Inc. for the purpose of providing surveying and plat services for 101 North Watson Street; in an amount not to exceed Thirty-Seven Thousand Five Hundred Dollars (\$37,500.00); authorizing the City Manager to sign; and providing an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

6. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas approving an agreement for Professional Engineering Services (“agreement”) with Garver, LLC. for the purpose of providing engineering services for the Lakey Road water line; in an amount not to exceed Fourteen Thousand Eighty Dollars and Zero Cents (14,080.00) authorizing the City Manager to sign; and providing an effective date (Public Works Director)

Councilmember Hernandez asked if the City of Seagoville has ever used Garver, LLC. City Manager Stallings stated the City of Seagoville has not used Garver, LLC but they are highly recommended for Environmental Protection Agency (EPA) compliance.

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas approving an agreement for Professional Engineering Services (“agreement”) with Garver, LLC. for the purpose of providing engineering services for the Lakey Road water line; in an amount not to exceed Fourteen Thousand Eighty Dollars and Zero Cents (14,080.00) authorizing the City Manager to sign; and providing an effective date – Fruin, seconded by Magill; motion passed with all ayes. 5/0

7. Discuss and consider approving a Resolution of the City of Seagoville, Texas, declaring certain city property surplus and authorizing the City Manager to sell, trade, and/or dispose of it in accordance with the process established in the Code of Ordinances; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date (Police Chief)

Motion to approve a Resolution of the City of Seagoville, Texas, declaring certain city property surplus and authorizing the City Manager to sell, trade, and/or dispose of it in accordance with the process established in the Code of Ordinances; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date – Fruin, seconded by Epps; motion passed with all ayes. 5/0

8. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas approving the terms and conditions of an Interlocal Cooperative Agreement with the City of East Tawakoni, Texas relating to the donation of surplus law enforcement property (The “Property”); authorizing its execution by the City Manager or designee; and providing an effective date (Police Chief)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas approving the terms and conditions of an Interlocal Cooperative Agreement with the City of East Tawakoni, Texas relating to the donation of surplus law enforcement property (The "Property"); authorizing its execution by the City Manager or designee; and providing an effective date – Magill, seconded by Hernandez; motion passed with all ayes. 5/0

9. Conduct a public hearing on a request to grant a change in zoning from Light Manufacturing (LM) to Planned Development with mix uses for Multi-Family Residential, Office, Local Retail and Commercial (PD-20-03) for approximately 22.17± acres located in the John D Merchant Abstract 850, commonly known as 108 South Highway 175, in the City of Seagoville, Dallas County, Texas (Community Development Director)

Mayor Childress opened the public hearing at 7:13 p.m.

KRR Construction, LTD President Joseph Kemp, Vice President Joseph Bowles, President James Falvo, and Principal Jose Rojas presented the Mixed Use Development.

Mayor Childress closed the public hearing at 7:39 p.m.

10. Discuss and consider approving an Ordinance of the City of Seagoville, Dallas County, 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 Light Manufacturing (LM) to Planned Development with mix uses for Multi-Family Residential, Office, Local Retail and Commercial (PD-20-03) with stated permitted and prohibited uses therein for approximately 22.17± acres located in the John D Merchant Abstract 850, commonly known as 108 South Highway 175, in the City of Seagoville, Dallas County, Texas, and being legally described and depicted in Exhibit "A", attached hereto and incorporated herein; providing for development regulations; providing for the approval of the site 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, Dallas County, 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 Light Manufacturing (LM) to Planned Development with mix uses for Multi-Family Residential, Office, Local Retail and Commercial (PD-20-03) with stated permitted and prohibited uses therein for approximately 22.17± acres located in the John D Merchant Abstract 850, commonly known as 108 South Highway 175, in the City of Seagoville, Dallas County, Texas, and being legally described and depicted in Exhibit "A", attached hereto and incorporated herein; providing for development regulations; providing for the approval of the site 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 Howard; motion passed with all ayes. 5/0

11. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas authorizing Anderson Asphalt & Concrete Paving to perform repair work on Cain Street, in its entirety, in an amount not to exceed One Hundred Seventy-Two Thousand Seven Hundred Ninety-One Dollars and Fifty Cents (\$172,791.50) 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)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas authorizing Anderson Asphalt & Concrete Paving to perform repair work on Cain Street, in its entirety, in an amount not to exceed One Hundred Seventy-Two Thousand Seven Hundred Ninety-One Dollars and Fifty Cents (\$172,791.50) 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 – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

12. Discuss and consider approving the Christmas Tree Lighting to be held on Thursday, December 3, 2020 at C.O. Bruce Central Park (Community Development Director)

Mayor Childress stated he is asking Council to consider foregoing the Christmas Tree lighting due to CoVID-19.

Motion to cancel the Christmas Tree Lighting on Thursday, December 3, 2020 – Hernandez, seconded by Magill; motion passed with all ayes. 5/0

13. Discuss and consider approving the gathering of 10 or more people for the upcoming Movie in The Park Event to be held on Saturday, December 12, 2020 (Community Development Director)

Mayor Childress stated he is asking the same of Council concerning this item.

Motion to remove Agenda Item #13 due to CoVID-19 – Magill, seconded by Howard.

City Secretary Jackson asked if Council could cancel the event.

Motion to cancel the gathering of 10 or more people for the upcoming Movie in The Park Event on Saturday, December 12, 2020 – Magill, seconded by Howard; motion passed with all ayes. 5/0

14. 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 see the Christmas Tree Lighting. City Manager Stallings stating we can try to hold a virtual Christmas Tree Lighting.

15. 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.

16. Recessed into Executive Session at 7:44 p.m.

Council will recess into executive session pursuant to Texas Government Code:

A. §551.087 to discuss or deliberate regarding commercial or financial information received from a business project(s) that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental entity and with which the governmental body is conducting economic development negotiations, to wit: Retail and/or restaurant prospects in discussions with City through The Retail Coach

B. § 551.071. Consultation with City Attorney: receive legal advice to wit: Half Associates Inc findings, conclusions and legal implications regarding Crestview Lane

17. Reconvened Into Regular Session at 8:30 p.m.

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

A. §551.087 to discuss or deliberate regarding commercial or financial information received from a business project(s) that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental entity and with which the governmental body is conducting economic development negotiations, to wit: Retail and/or restaurant prospects in discussions with City through The Retail Coach

B. § 551.071. Consultation with City Attorney: receive legal advice to wit: Half Associates Inc findings, conclusions and legal implications regarding Crestview Lane

No action taken.

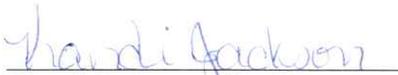
Adjourned at 8:30 p.m.

APPROVED:



Mayor Dennis K. Childress

ATTEST:


Kandi Jackson, City Secretary

