



**MINUTES OF CITY COUNCIL
REGULAR SESSION
JUNE 21, 2021**

The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:00 p.m. on Monday, June 21, 2021, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:

Dennis Childress	Mayor
Jon Epps	Mayor Pro Tem
Jose Hernandez	Councilmember
Rick Howard	Councilmember
Harold Magill	Councilmember
Mike Fruin	Councilmember Arrived 7:01 p.m.

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Police Captain Steve Davis, Community Development Director Ladis Barr, City Attorney Victoria Thomas, 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.*

Presentation – Government Finance Officers Association Distinguished Budget

Presentation Award *Mayor Childress Presented the Government Finance Officers Association Distinguished Budget Presentation Award.*

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.*

Mirna Trujilo at 915 Seago Drive expressed concern about the sewer line maintenance at her address.

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 7, 2021 (City Secretary)

Motion to approve City Council Meeting minutes for June 7, 2021 – 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 canvassing and declaring the results of the June 5, 2021 Runoff Election for Councilmember Place 4; and providing for an effective date (City Secretary)

Motion to approve Consent Agenda Item #2 approving a Resolution of the City Council of the City of Seagoville, Texas canvassing and declaring the results of the June 5, 2021 Runoff Election for Councilmember Place 4; and providing for an effective date – Epps, seconded by Magill.

Mayor Pro Tem Epps rescinded his motion. Councilmember Magill rescinded his second.

Motion to approve Regular Agenda Item #2, a Resolution of the City Council of the City of Seagoville, Texas canvassing and declaring the results of the June 5, 2021 Runoff Election for Councilmember Place 4; and providing for an effective date – Epps, seconded by Magill; motion passed with all ayes. 5/0

3. Administer Oath of Office to newly elected Councilmembers (City Secretary)

City Secretary Jackson administered the Oath of Office to Councilmember Place 2, Jose “JoJo” Hernandez and Councilmember Place 4, Mike Fruin.

4. Discuss and consider selection of Mayor Pro Tem for 2021-2022 (City Council)

Motion to appoint Mike Fruin as Mayor Pro Tem for 2021-2022 – Epps, seconded by Hernandez; motion passed with all ayes. 5/0

5. Conduct interviews with Boards & Commissions Applicants for appointment and reappointments (City Secretary)

William (Theo) Hamilton at 806 Eastgate, Seagoville stated he would like Council to reconsider reappointing him to Seagoville Economic Development Corporation (SEDC) Place 4. He stated he felt like he contributed a lot during the last two (2) years that he served on the SEDC. He also felt like he fit in well with the other board members and still had a lot to contribute.

City Secretary Jackson stated there is currently a vacancy for Place 4 on the Seagoville Economic Development Corporation (SEDC). She stated the three applicants for Place 4 on the SEDC are Theo Hamilton, Lisa Niedermeier, and Philip Pelayo. She asked Council to make a motion concerning Place 4 on the SEDC and a separate motion for the reappointments to the other boards and commissions.

Motion to appoint Philip Pelayo to Place 4 on SEDC- Hernandez, seconded by Fruin; motion passed with all ayes. 5/0

Motion to reappoint Olu Olajimi to Place 1, Charles Galbreth to Place 3, and Tommy Lemond to Place 4 on the Planning & Zoning Commission; Jerry Yearout to Place 1 on the Board of Adjustments; Mary Graham to Place 3, and Pat Bearden to Place 5 on the Library Board; Charlotte Hernandez to Place 5 on the Keep Seagoville Beautiful Commission – Hernandez, seconded by Epps; motion passed with all ayes. 5/0

6. Discussion with Republic Services concerning polycarts and all services performed by Republic Services (Councilmember Howard)

Councilmember Hernandez stated he would like go into Executive Session to receive legal advice after Councilmember Howard presents.

Councilmember Howard presented pictures of damaged polycarts.

Councilmember Fruin stated he feels like complaints from the City of Seagoville fall on deaf ears. He stated Republic Services was supposed to send a truck out this past weekend to pick up bulk. He also stated there is still bulk trash at 704 E. Farmers and he was informed by Republic Services that they completed the bulk pick up from the weekend.

Council recessed into Executive Session at 7:18 p.m.

Council reconvened into Regular Session at 7:41 p.m.

No action taken.

City Attorney Thomas stated Council recessed into Executive Session pursuant to Texas Government Code Section 551.071 to receive legal advice.

7. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, authorizing and approving an amendment to Ordinance 14-2020, which adopted the Operating Budget for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021, by amending the Personnel Costs and Authorized Positions in the Animal Services Department to provide an additional \$8,954.00 appropriation for the creation and funding of a new Full Time Animal Control Officer from the General Fund Balance; authorizing the City Manager to make said adjustments; providing for the repeal of all Ordinances in conflict; providing a severability clause; and providing an effective date (Police Chief)

Motion to approve an Ordinance of the City of Seagoville, Texas, authorizing and approving an amendment to Ordinance 14-2020, which adopted the Operating Budget for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021, by amending the Personnel Costs and Authorized Positions in the Animal Services Department to provide an additional \$8,954.00 appropriation for the creation and funding of a new Full Time Animal Control Officer from the General Fund Balance; authorizing the City Manager to make said adjustments; providing for the repeal of all Ordinances in conflict; providing a severability clause; and providing an effective date – Magill, seconded by Howard; motion passed 4/1. (For: Howard, Hernandez, Magill, Epps; Against: Fruin)

8. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing the purchase of One 2022 Ford F-150 Ext. Cab Pickup Animal Services Vehicle at a total cost of Forty Six Thousand, Five Hundred Nineteen Dollars and Eighty Four Cents (\$46,519.84) from Sam Pack's Five Star Ford through the Buyboard Cooperative Purchasing Program; authorizing the City Manager to execute any and all necessary documents; and providing an effective date (Police Chief)

Motion to approve a Resolution of the City of Seagoville, Texas, authorizing the purchase of One 2022 Ford F-150 Ext. Cab Pickup Animal Services Vehicle at a total cost of Forty Six Thousand, Five Hundred Nineteen Dollars and Eighty Four Cents (\$46,519.84) from Sam Pack's Five Star Ford through the Buyboard Cooperative Purchasing Program; authorizing the City Manager to execute any and all necessary documents; and providing an effective date – Hernandez, seconded by Epps; motion passed 4/1. (For: Howard, Hernandez, Magill, Epps; Against: Fruin)

9. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas approving and authorizing the City Manager to sign the Interlocal Agreement between the Cities of Mesquite, Balch Springs, Seagoville, and Sunnyvale for the Southeast Collaboration for the purpose of providing mental health services in support of their governmental operations and residents; said agreement attached hereto as Exhibit "A", respectively; providing for the repeal of any and all Resolutions in conflict; and providing an effective date (City Manager)

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

None.

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

None.

12. Recessed into Executive Session at 7:45 p.m.

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

- A. § 551.072. regarding deliberation of the purchase or value of real property, to wit, wastewater and temporary construction easements on, under, and over Parcels 5, 7 and/or 8 of the Northern Basin Interceptor Alignment Project**

- B. § 551.074. Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee to wit: Assistant City Manager**

13. Reconvened Into Regular Session at 8:18 p.m.

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

- A. § 551.072. regarding deliberation of the purchase or value of real property, to wit, wastewater and temporary construction easements on, under, and over Parcels 5, 7 and/or 8 of the Northern Basin Interceptor Alignment Project**

- B. § 551.074. Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee to wit: Assistant City Manager**

No action taken.

14. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, declaring a public necessity exists and finding a public use and purpose for the taking and acquiring of an approximately 4.963 acre tract of land for a 50 foot-wide wastewater easement and temporary construction easement, said tract being out of the Andrew Nail Survey, Abstract No. 1070, Dallas County, Texas and the John Lanier Survey, Abstract No. 805, Dallas County, Texas; providing for a last and final offer and authorization to purchase said easement for just compensation and, if such offer is refused, authorizing the filing of proceedings in Eminent Domain; and providing an effective date (City Attorney)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, declaring a public necessity exists and finding a public use and purpose for the taking and acquiring of an approximately 4.963 acre tract of land for a 50 foot-wide wastewater easement and temporary construction easement, said tract being out of the Andrew Nail Survey, Abstract No. 1070, Dallas County, Texas and the John Lanier Survey, Abstract No. 805, Dallas County, Texas; providing for a last and final offer and authorization to purchase said easement for just compensation and, if such offer is refused, authorizing the filing of proceedings in Eminent Domain; and providing an effective date, with the City Attorney to complete the dollar amount in Section 4 at stated – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

15. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, declaring a public necessity exists and finding a public use and purpose for the taking and acquiring of an approximately 1.889 acre tract of land for a 35 foot-wide wastewater easement and an additional approximately 0.810 acre tract of land for an overlapping 50 foot wide temporary construction easement, said tracts being out of the Herman Heider Survey, Abstract No. 541 and the John Lanier Survey, Abstract No. 805, City of Seagoville, Dallas County Texas; providing for a last and final offer and authorization to purchase said easements for just compensation and, if such offer is refused, authorizing the filing of proceedings in Eminent Domain; and providing an effective date (City Attorney)

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16. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, declaring a public necessity exists and finding a public use and purpose for the taking and acquiring of an approximately 0.597 acre tract of land for a 35 foot-wide wastewater easement and an additional approximately 0.249 acre tract of land for an overlapping 50 foot wide temporary construction easement, said tracts being out of the Herman Heider Survey, Abstract No. 541, City of Seagoville, Dallas County Texas; providing for a last and final offer and authorization to purchase said easements for just compensation and, if such offer is refused, authorizing the filing of proceedings in Eminent Domain; and providing an effective date (City Attorney)

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Adjourned at 8:23 a.m.

APPROVED:

Mayor Dennis K. Childress

ATTEST:

Kandi Jackson, City Secretary

