



**MINUTES OF CITY COUNCIL
REGULAR SESSION
JANUARY 23, 2023**

The Regular Session of the City Council of the City of Seagoville, Texas, was called to order at 7:15 p.m. on Monday, January 23, 2023, at City Hall, 702 N. Hwy 175, Seagoville, Texas, with a quorum present, to wit:

Dennis Childress	Mayor
Harold Magill	Mayor Pro Tem
Jose Hernandez	Councilmember
Rick Howard	Councilmember
Mike Fruin	Councilmember
Jon Epps	Councilmember

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Assistant Police Chief Steve Davis, Police Sergeant Karl Bailey, Senior Planner Bill Medina, Building Inspector/Code Enforcement Supervisor Kailey Lampkin, Director of Health Mamata Bhandari, City Attorney Courtney Goodman-Morris, Director of Administrative Services Cindy Brown, and City Secretary Kandi Jackson.

Invocation – *The invocation was led by Mayor Pro Tem Magill.*

Pledge of Allegiance – *The 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.*

Nelda Villacana at 814 Hall Rd., Seagoville, expressed her concern about the water leak in the alley between Hall Rd. and Johnnie Row.

Crestine Sanchez at 817 Johnnie Row, Seagoville, expressed her concern about the water leak in the alley between Hall Rd. and Johnnie Row.

Kathy Gardner at 718 Johnnie Row, Seagoville, expressed her concern about the water leak in the alley between Hall Rd. and Johnnie Row. She also stated that there was trash in the same alley.

Tyrona Taylor at 2913 Lismore Dr., Seagoville, expressed her concern about the condition of Shannon Rd. and Stark Rd.

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 January 9, 2023 (City Secretary)

Motion to approve City Council Meeting Minutes for January 9, 2023 – Magill, seconded by Howard; 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 Professional Services Agreement for Professional Engineering Services on a defined scope of services basis with Halff Associates, Inc. for the purpose of providing architectural and engineering services for the design and construction of a new Animal Shelter Building in an amount not to exceed \$298,000.00; authorizing the City Manager to sign; providing a repealing clause; providing a severability clause; providing a savings clause; and providing an effective date (Halff Assoc)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving a Professional Services Agreement for Professional Engineering Services on a defined scope of services basis with Halff Associates, Inc. for the purpose of providing architectural and engineering services for the design and construction of a new Animal Shelter Building in an amount not to exceed \$298,000.00; authorizing the City Manager to sign; providing a repealing clause; providing a severability clause; providing a savings clause; and providing an effective date – Hernandez, seconded by Magill; motion passed with all ayes. 5/0

3. Conduct a public hearing on a request amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, Kaufman County, Texas, on a zoning change from Agriculture (AG) zoning district to the Local Retail (LR) zoning district on approximately 5.004 ± acres described as being situated in the J. Merchant Survey No. 335, Abstract 310, Kaufman County, Texas, located at the southeast corner of South US-175 and FM 1389, Seagoville, Kaufman County Texas (Community Development)

Mayor Childress opened the public hearing at 7:27 p.m.

No one spoke for or against.

Mayor Childress closed the public hearing at 7:28 p.m.

4. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Seagoville, as amended, by granting a change in zoning from Agricultural (AG) to Local Retail (LR), on approximately 5.004± acres located in the J. Merchant Survey No. 335, Abstract 310, in the City of Seagoville, Kaufman County, Texas, and being depicted and described by metes and bounds in Exhibit "A" attached hereto and incorporated herein; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development)

Motion to approve an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and Map of the City of Seagoville, as amended, by granting a change in zoning from Agricultural (AG) to Local Retail (LR), on approximately 5.004± acres located in the J. Merchant Survey No. 335, Abstract 310, in the City of Seagoville, Kaufman County, Texas, and being depicted and described by metes and bounds in Exhibit "A" attached hereto and incorporated herein; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

5. Discuss and consider approving an Ordinance of the City Council of the City of Seagoville, Texas, approving amendments to Ordinance 19-2022, which adopted the Operating Budget for the fiscal year beginning October 1, 2022, and ending September 30, 2023, to (1) Transfer Three Hundred and Fifty Six Thousand Four Hundred and Fifty Nine Dollars (\$356,459) to the Street Maintenance Fund from the General Fund unrestricted fund balance, (2) transfer Ninety-Three Thousand Dollars (\$93,000) from the General Fund unrestricted fund balance to the Fire Vehicle Purchase line item in the General Fund, and (3) Transfer Seventeen Thousand Dollars (\$17,000) from the Vehicle Replacement Fund to the Fire Vehicle Purchase line item in the General Fund; authorizing the City Manager to make said budget amendments; providing for the repeal of all Ordinances that are in conflict; providing a repealing clause; providing a severability clause; and providing an effective date (Finance Director)

Motion to approve an Ordinance of the City Council of the City of Seagoville, Texas, approving amendments to Ordinance 19-2022 which adopted the Operating Budget for the fiscal year beginning October 1, 2022, and ending September 30, 2023, to (1) Transfer Three Hundred and Fifty Six Thousand Four Hundred and Fifty Nine Dollars (\$356,459) to the Street Maintenance Fund from the General Fund unrestricted fund balance, (2) transfer Ninety-Three Thousand Dollars (\$93,000) from the General Fund unrestricted fund balance to the Fire Vehicle Purchase line item in the General Fund, and (3) Transfer Seventeen Thousand Dollars (\$17,000) from the Vehicle Replacement Fund to the Fire Vehicle Purchase line item in the General Fund; authorizing the City Manager to make said budget amendments; providing for the repeal of all Ordinances that are in conflict; providing a repealing clause; providing a severability clause; and providing an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

6. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Code of Ordinances by amending Chapter 19, “Utilities”, by repealing Article 19.02 in its entirety and replacing with a new article 19.02, “Solid Waste”; providing a savings clause; providing for a severability clause; providing a penalty of fine not to exceed the sum of Five Hundred Dollars (\$500.00) for each offense; providing for publication; and providing an effective date (Director of Health)

Motion to approve an Ordinance of the City of Seagoville, Texas, amending the Code of Ordinances by amending Chapter 19 “Utilities”, by repealing Article 19.02 in its entirety and replacing with a new article 19.02 “Solid Waste”; providing a savings clause; providing for a severability clause; providing a penalty of fine not to exceed the sum of Five Hundred Dollars (\$500.00) for each offense; providing for publication; and providing an effective date and amending Section 19.02.006 (b), Frequency of Collection to allow large bulky items to be placed at the curb line no earlier than two (2) days immediately preceding scheduled collection, and same Section (c) to allow large brush, as defined herein, may be placed at the curb line no earlier than the Saturday preceding scheduled collection, and Section 19.02.065 (a) to increase the annual franchise fee to Two Thousand Dollars (\$2,000.00) – Hernandez, seconded by Howard; motion passed. 4/1 (For-Hernandez, Howard, Fruin, and Epps; Against-Magill)

7. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, amending the Master Fee Schedule to provide for Solid Waste Collection and to add applicable fees related to residential, commercial, unusual accumulation, disaster management, commercial front load rates, roll-off containers, and all other rates related to solid waste collection, disposal, and services; providing for a repealing clause; providing for a severability clause; and providing an effective date (Director of Health)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, amending the Master Fee Schedule to provide for Solid Waste Collection and to add applicable fees related to residential, commercial, unusual accumulation, disaster management, commercial front load rates, roll-off containers, and all other rates related to solid waste collection, disposal, and services; providing for a repealing clause; providing for a severability clause; and providing an effective date – motion passed. 4/1 (For- Hernandez, Howard, Fruin, and Epps; Against- Magill)

8. Receive a presentation and discuss and consider amending the hours of operation for Code Enforcement to include nights and weekends (Councilmember Fruin)

Building Inspector/Code Enforcement Supervisor Lampkin presented the Code Enforcement Process and hours of operation compared to surrounding cities.

After some discussion, it was determined that Code Enforcement would amend its hours of operation to include one Saturday a month from 8:00 a.m. to 5:00 p.m.

9. Discuss and consider amending the hours of operation for Animal Control to include nights and weekends (Councilmember Fruin)

Chief Calverley presented Animal Control hours of operation compared to surrounding cities.

After some discussion, it was determined that Animal Control would amend its hours of operation to include Saturdays.

10. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for re-routing of electrical services associated with demolition work for 101 N. Kaufman Street by Groves Electrical Services Inc. for compensation in an amount not to exceed Twenty Thousand Five Hundred Seventy Five Dollars and Zero Cents (\$20,575.00); and providing an effective date (Community Development Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for re-routing of electrical services associated with demolition work for 101 N. Kaufman Street by Groves Electrical Services Inc. for compensation in an amount not to exceed Twenty Thousand Five Hundred Seventy Five Dollars and Zero Cents (\$20,575.00); and providing an effective date – Magill, seconded by Hernandez; motion passed with all ayes. 5/0

11. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for V&K Construction, LLC to construct a CMU Wall-Electrical Cabinet for electrical services for five suites at 101 N. Kaufman St. for compensation in an amount not to exceed Sixteen Thousand Dollars and Zero Cents (\$16,000.00); and providing an effective date (Community Development Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for V&K Construction, LLC to construct a CMU Wall-Electrical Cabinet for electrical services for five suites at 101 N. Kaufman St. for compensation in an amount not to exceed Sixteen Thousand Dollars and Zero Cents (\$16,000.00); and providing an effective date – Magill, seconded by Hernandez; motion passed with all ayes. 5/0

12. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for the repair of the roof and brick at 101 N. Kaufman by V&K Construction, LLC as set forth in the attached in Exhibit “A” for compensation in an amount not to exceed Fifteen Thousand Six Hundred Ten Dollars and Zero Cents (\$15,610.00); and providing an effective date (Community Development Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for the repair of the roof and brick at 101 N. Kaufman by V&K Construction, LLC, as set forth in the attached in Exhibit "A" for compensation in an amount not to exceed Fifteen Thousand Six Hundred Ten Dollars and Zero Cents (\$15,610.00); and providing an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0

13. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for repair of the drainpipe at 101 N. Kaufman St. by V&K Construction, LLC as set forth in the attached in Exhibit "A" and for compensation in an amount not to exceed One Thousand Two Hundred Dollars and Zero Cents (\$1,200.00); and providing an effective date (Community Development Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for repair of the drainpipe at 101 N. Kaufman St. by V&K Construction, LLC as set forth in the attached in Exhibit "A" and for compensation in an amount not to exceed One Thousand Two Hundred Dollars and Zero Cents (\$1,200.00); and providing an effective date – Howard, seconded by Magill; motion passed with all ayes. 5/0

14. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for obtaining from impact Datasource, LLC, a program to assist in development strategy, as set forth in Exhibit "A" attached hereto and for compensation in an amount not to exceed \$6,615.00; providing for a repealing clause; providing for a severability clause; and providing an effective date (Community Development Director)

Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving and ratifying the Seagoville Economic Development Corporation project for obtaining from impact Datasource, LLC, a program to assist in development strategy, as set forth in Exhibit "A" attached hereto and for compensation in an amount not to exceed \$6,615.00; providing for a repealing clause; providing for a severability clause; and providing an effective date – Magill, seconded by Hernandez; motion passed with all ayes. 5/0

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

Councilmember Fruin stated he called City Hall, and when Julie Smith answered the phone, she was very courteous, respectful, and had excellent phone skills.

Councilmember Howard agreed with Councilmember Fruin concerning Julie Smith.

16. 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 Hernandez requested a presentation concerning the water lines on Johnnie Row and Hall and any plans for repairs to Stark.

Councilmember Magill stated that there is a fire hydrant in need of repair on Seagoville Rd.

17. Recessed into Executive Session at 8:24 p.m.

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

A. § 551.071. Consultation with City Attorney: receive legal advice related to the Proposed Home Rule Charter Propositions

18. Reconvened into Regular Session at 8:51 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 the Proposed Home Rule Charter Propositions

No action taken.

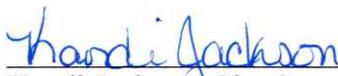
Adjourned at 8:52 p.m.

APPROVED:



Mayor Dennis K. Childress

ATTEST:



Kandi Jackson, City Secretary

