



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

The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:02 p.m. on Monday, March 2, 2020, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:

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

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

Invocation – *Invocation was led by Councilmember Magill.*

Pledge of Allegiance – *Pledge of Allegiance was led by Mayor Childress.*

Mayor's Report – *None.*

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

None.

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

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

2. Discuss and consider a Resolution of the City of Seagoville, Texas, ordering cancellation of the General Election on May 2, 2020, and declaring the Election of Unopposed Candidates for Place 1, Place 3, and Place 5 of the City Council of the City of Seagoville, Texas; providing for the posting of this Resolutions at each polling place on Election Day; and providing an effective date (City Secretary)

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

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

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

REGULAR AGENDA-

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

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

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

No questions.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

None.

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

None.

Adjourned at 7:49 p.m.

APPROVED:



Mayor Dennis K. Childress

ATTEST:



Kandi Jackson, City Secretary

