

**CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
AND PUBLIC HEARING
HELD AT THE SAGINAW CITY HALL
333 WEST MCLEROY BLVD.
SEPTEMBER 20, 2022**

Present at the meeting:

Mayor	Todd Flippo
Mayor Pro-Tem	Valerie Junkersfeld
Councilmember	Paul Felegy
Councilmember	Nicky Lawson
Councilmember	Charles Tucker
Councilmember	Cindy Bighorse
Councilmember	Mary Copeland
City Attorney	Bryn Meredith
City Engineer	Trenton Tidwell, P.E.
City Manager	Gabe Reaume
Asst. City Manager	Lee Howell
Finance Director	Kim Quin
City Secretary	Janice England
Police Chief	Russell Ragsdale
Fire Chief	Doug Spears
Director of Public Works	Randy Newsom
Dir. of Community & Eco. Dev.	Keith Rinehart
Director of Human Resources	Melanie McManus
Library Director	Ellen Ritchie
Communications Manager	Pedro Zambrano
Planning Manager	Susy Victor-Trevino
Management Analyst	Salvador Gonzalez
Police Officer	Coty Pruitt

Absent from the meeting:

None

Visitors at the meeting:

Brack St. Clair	Lionel Bseiso
Randal Johnson	Kelly Stewart
Matt Baacke	Brent Wooten
Larry Scheid	Ayoub Kahondogoro
Jonathon Reames	Jose Wheeland
Darwin Winfield	

(1) Call to Order

Mayor Flippo called the meeting to order at 6:00 p.m. with a quorum present.

Pledge of Allegiance to the United States

Pledge of Allegiance to the State of Texas

(2) Invocation

In the absence of Pastor Hudson, Jonathan Reames gave the invocation.

(3) Audience Participation

This item was covered on the video screen.

(4) Consent Agenda

a. Action regarding Minutes, September 6, 2022

b. Action regarding Resolution No. 2022-19, Approving a Negotiated Settlement between the Atmos Cities Steering Committee and Atmos Energy Corporation

Summary: The City of Saginaw along with 181 other Mid-Texas cities served by Atmos Energy Corporation, Mid-Tex Division (Atmos Mid-Tex) is a member of the Atmos Cities Steering Committee (ACSC). The ACSC, along with the cities, has worked to develop a Rate Review Mechanism (RRM) tariff that allows for an expedited rate review process by ACSC Cities as a substitute to the Gas Reliability Infrastructure Program (GRIP) process instituted by the Legislature, and that will establish rates for the ACSC Cities based on the system-wide cost of serving the Atmos Mid-Tex Division. Following review it is recommended that ACSC Cities approve an increase in base rates for Atmos Mid-Tex of \$115 million on a system-wide basis with an effective date of October 1, 2022. Resolution No. 2022-19 approves the negotiated settlement between the ACSC and Atmos Energy Corporation, Mid-Tex Division.

c. Action regarding Resolution No. 2022-21, Annual Approval of Investment Policy

Summary: Chapter 2256 of the Government Code, also known as the "Public Funds Investment Act" requires the City to have a written investment policy that must be reviewed annually by the governing body. The proposed policy has been reviewed by the Investment Committee which is comprised of the Mayor, City Manager, Finance Director, and Finance Manager. The committee has made the following revisions to the policy: replacing the term "Comprehensive Annual Financial Report" with "Annual Comprehensive Financial Report"; substituting the Financial Analyst with the Finance Manager; and correcting the subsequent training requirement to be eight hours instead of ten hours. The Investment Committee recommends approval of Resolution No. 2022-21, approving the revised investment policy.

d. Action regarding increasing the General Fund Emergency Reserve Balance by \$440,000 to comply with Financial Management Policies

Summary: The purpose of this item is to ensure that the emergency reserves of the General Fund and Enterprise Fund comply with the Financial Management Policies adopted by the City Council on March 17, 2020. Both funds are required to reserve 25% of the operating budget for unexpected emergencies. The current emergency reserve in the General Fund is \$4,550,000; based on the FY2022-2023 adopted budget less capital and one-time items, the emergency reserve should be \$4,990,000. An additional \$440,000 should be added to the reserve balance in the General Fund. The current emergency reserve in the Enterprise Fund is \$2,450,000; based on FY2022-2023 adopted budget less capital and one-time items, the emergency reserve in the Enterprise Fund is adequate.

- e. Action regarding moving City Council Meeting scheduled for Tuesday, October 4, 2022 to Monday, October 3, 2022

Summary: This item is for consideration of moving the City Council Meeting scheduled for Tuesday, October 4th to Monday, October 3rd. Rescheduling this meeting will allow several members of the City Council and City Staff to attend the Texas Municipal League Annual Conference in San Antonio. The City is nominated for three awards and the winners will be announced during the opening ceremony of the conference on Wednesday morning, October 5th.

- f. Action regarding Interlocal Agreement with Fort Worth Transportation Authority (“Trinity Metro”) for Tarrant County Transportation Services for the Elderly and Persons with Disabilities for the Period of October 1, 2022 through September 30, 2023

Summary: The proposed Interlocal Agreement with the Fort Worth Transportation Authority (Trinity Metro) for Tarrant County Transportation Services is for the period of October 1, 2022 through September 30, 2023. The current grant for an additional day of service expires on September 30, 2022. There is not an agreement for it going forward. Since the city will be allocated one day per week for transportation, it will be Monday. By participating in the program, qualifying residents of Saginaw are entitled to a one-way trip fare of \$2.50. The annual cost for the City’s participation is \$1,795. There is no additional cost because funding has been granted to Trinity Metro by the Federal Transit Administration under Section 5310 of Title 49 of the United States Code. The goal of the Section 5310 program is to provide transportation for elderly and disabled persons residing in cities that do not have public transportation available to them.

- g. Action regarding Professional Services Agreement with Cobb, Fendley & Associates, Inc. to provide Utility Adjustment Coordination Services for the FM156 at Industrial Intersection Project (CSJ # 0718-02-076)

Summary: Fuel City Saginaw, LLC has led an effort to secure authorization for a Texas Department of Transportation (TXDOT) Project to improve the intersection of FM156 (Blue Mound Road) and Industrial Avenue. The project was funded through the North Central Texas Council of Governments COVID-19 Infrastructure Project. The City of Saginaw is taking the lead as the Local Sponsor although Fuel City, City of Fort Worth, and potentially the City of Blue Mound will be participants requiring one or more Interlocal Agreements for the various phases of work. On April 6, 2021, the City Council authorized a Subsurface Utility Engineering (SUE) agreement with Cobb, Fendley & Associates, Inc. (Cobb-Fendley). The SUE identified utility locations and potential conflicts within the footprint of the project. As a result of the SUE, a conflict was identified with a Barnett Gathering Gas Line that would require relocation with the cost estimated to be \$600,000 or greater. The Barnett Gathering Gas Line conflict resulted in the street plans being revised to avoid the conflict. The plans are now approximately 90% complete. Per the proposed agreement, Cobb-Fendley will coordinate and manage the clearance process with utility companies that require relocations to accommodate the project. Cobb-Fendley proposes to provide these services for \$41,402 on an hourly not to exceed basis. Funds are available from the 2020 Certificates of Obligation, Account 06-1516-20.

- h. Action regarding Acceptance of Right-of-Way Dedication for Saginaw Square Boulevard, Drainage Utility Easements, and a Sanitary Sewer Easement for the Square Development

Summary: On June 18, 2019, the City Council approved a Chapter 380 Development Agreement with AM & JK Development, including construction of Saginaw Square Boulevard and intersection improvements on Business 287 (Saginaw Blvd.). The infrastructure improvements are near completion for Saginaw Square Boulevard. In order for the City to accept the improvements, it is necessary to dedicate the right-of-way and easements to the City. The right-of-way and easements will be reflected on final plans as they occur.

- i. Action regarding an Access Agreement for 400 S. Saginaw Blvd. & 405 S. Belmont St., and Authorizing the Mayor to execute the same

Summary: The proposed access agreement will allow future operators to test the site in order to prepare for renovations. Examples of tests would include soil testing, paint, etc.

Mayor Flippo stated that he received requests to remove Items 4e, 4f, and 4g from the Consent Agenda.

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Tucker to approve Items 4a, 4b, 4c, 4d, 4h, and 4i of the Consent Agenda as presented. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

The Council considered Item 4e, Action regarding moving City Council Meeting scheduled for Tuesday, October 4, 2022 to Monday, October 3, 2022. After some discussion, the Council agreed to cancel the October 4th City Council Meeting instead of moving it.

The Council considered Item 4f, Action regarding Interlocal Agreement with Fort Worth Transportation Authority (“Trinity Metro”) for Tarrant County Transportation Services for the Elderly and Persons with Disabilities for the period of October 1, 2022 through September 30, 2023.

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Bighorse to approve Item 4f as presented. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

The Council considered Item 4g, Action regarding Professional Services Agreement with Cobb, Fendley & Associates, Inc. to provide Utility Adjustment Coordination Services for the FM156 at Industrial Intersection Project (CSJ # 0718-02-076).

Motion was made by Councilmember Bighorse with a second by Councilmember Felegy to approve Item 4g as presented. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(5) Public Hearing – Consideration and Action regarding Resolution No. 2022-22, Adoption of Revised Budget for Fiscal Year 2021-2022

Mayor Flippo declared the public hearing for this item opened at 6:20 p.m. Finance Director Quin explained that the revised budget summary for the fiscal year 2021-2022 is included in the Council packets. She stated that the budget is revised twice each year. She explained that this allows the capture of the items approved throughout the year by the City Council.

Mayor Flippo called for any public input. Mr. Brent Wooten expressed his appreciation to the City Council for their efforts throughout the budget process. There being no further public input, Mayor Flippo declared the public hearing closed at 6:29 p.m.

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Copeland to approve Resolution No. 2022-22, adopting the revised budget for the fiscal year 2021-2022 as presented. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(6) Consideration and Action regarding Recommendation from Planning and Zoning Commission on Request for Approval of a Preliminary Plat and a Final Plat for property located on Abstract 119, Tract 1 and 1F03, James H. Biles Survey, and Lot 16A out of Edgar Kerr Subdivision located at 361 and 451 E. McLeroy Blvd.

Motion was made by Councilmember Lawson with a second by Councilmember Felegy to accept the recommendation from the Planning and Zoning Commission and approve the Preliminary Plat and Final Plat for property located on Abstract 119, Tract 1 and 1F03, James H. Biles Survey, and Lot 16A out of Edgar Kerr Subdivision as presented. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

- (7) Public Hearing – Consideration and Action regarding Recommendation from Planning and Zoning Commission on Request for a Specific Use Permit to allow the operation of an Auto Impound Lot/Wrecker Business on property located on Abstract 345, Tracts 2X and 2N, David Cook Survey, located at 200 S. Blue Mound Rd.

Mayor Flippo declared the public hearing for this item opened at 6:41 p.m. Mr. Bseiso explained his request for a Specific Use Permit. There was some discussion.

Mayor Flippo called for public input. There was none. Mayor Flippo declared the public hearing closed at 7:04 p.m.

Motion was made by Mayor Pro-Tem Junkersfeld with a second by Councilmember Copeland to approve the request for a Specific Use Permit to allow the operation of an Auto Impound Lot/Wrecker Business with the following conditions added: install an 8' white or grey R-panel fence along the south side of the property from eastward from the west end at least 100'; paint the back building white or grey matching a sand grey exterior on the new building; and remove the dilapidated fence and guard rail running along the south side of the property (Ordinance No. 2022-17). Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

- (8) Consideration and Action regarding Individual Project Order for 2022 Saginaw Playground Assessments

This item will be moved to the October 18, 2022 City Council Meeting.

- (9) Consideration and Action regarding Relocation of Kiwanis Veterans Memorial Park

This item will be moved to the October 18, 2022 City Council Meeting.

- (10) Consideration and Action regarding Approval of a Playground Structure at the new Library Facility

This item will be moved to the October 18, 2022 City Council Meeting.

- (11) Consideration and Action regarding Professional Services Agreement Proposal by Animal Arts Studios Inc., to Provide Design Services for a new Animal Services Shelter

Motion was made by Councilmember Lawson with a second by Councilmember Tucker to approve the Professional Services Agreement Proposal with Animal Arts Studio Inc, for design services for a new Animal Services Shelter as presented with the amount not to exceed \$49,400. Motion carried unanimously. 7-0-0-0

For: Mayor Flippo, Mayor Pro-Tem Junkersfeld, Councilmembers Felegy, Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: None

(12) Update on the 2022 Strategic Project List & Work Plan – Re-Establishing a Chamber of Commerce

Director of Economic Development and Community Services Rinehart addressed the Council regarding options for establishing a chamber of commerce or joining an established chamber of commerce. Following discussion of the options, the consensus of the Council was in favor of Option 2, joining a well-established chamber of commerce in our region. They also suggested local businesses be surveyed to determine their interest in joining a chamber of commerce.

(13) Consideration and Action regarding Saginaw Switchyard Expansion

This item will be moved to the October 18, 2022 City Council Meeting.

(14) Communications Update and Citywide Customer Satisfaction Survey Workshop

Communications Manager Zambrano gave a communications update and presentation regarding the customer satisfaction survey.

(15) Executive Session

1 § 551.071. Texas Government Code. Consultation with Attorney. The City Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the City Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the following items:

a. Any Posted Item

1 § 551.087. Texas Government Code. Deliberation regarding Economic Development Negotiations. The City Council may convene in executive session to discuss or deliberate regarding commercial or financial information that the city has received from a business prospect that the City seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect described above, including:

a. 1005 N. Saginaw Blvd.

b. 400 S. Saginaw Blvd & 405 S. Belmont St.

Mayor Flippo declared the meeting recessed into Executive Session at 8:48 p.m.

(Mayor Pro-Tem Junkersfeld left the meeting during Executive Session.)

Mayor Flippo declared the meeting back in Regular Session at 9:21 p.m.

(16) Adjournment

Motion was made by Councilmember Tucker with a second by Councilmember Bighorse to adjourn the meeting. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Councilmembers Felegy,
Lawson, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Pro-Tem Junkersfeld

Mayor Flippo declared the City Council Meeting of September 20, 2022 adjourned at 9:21 p.m.

ATTEST:

APPROVED:

City Secretary Janice England

Mayor Todd Flippo