

**CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
AND PUBLIC HEARING
HELD AT THE SAGINAW CITY HALL
333 WEST MCLEROY BLVD.
SEPTEMBER 17, 2019**

Present at the meeting:

Mayor Pro-Tem	Valerie Tankersley
Councilmember	Charles Beasley
Councilmember	Patrick Farr
Councilmember	Charles Tucker
Councilmember	Cindy Bighorse
Councilmember	Mary Copeland
City Attorney	Bryn Meredith
City Engineer	Andrew Simonsen, P.E.
City Manager	Gabe Reaume
Asst. City Manager	Dolph Johnson
Finance Director	Kim Quin
City Secretary	Janice England
Police Chief	Lee Howell
Asst. Police Chief	Russell Ragsdale
Fire Chief	Doug Spears
Director of Community Svcs.	Keith Rinehart
Director of Human Resources	Melanie McManus
Director of Economic Dev.	Alora Wachholz
Library Director	Ellen Ritchie
Chief Building Official	Larry Little

Absent from the meeting:

Mayor	Todd Flippo
Director of Public Works	Rick Trice, P.E.

Visitors at the meeting:

Miranda Tindle	Vance Tindle
Doe Dec	Kathryn Johnson
Larry Wright	Jan Young
Clay Cristy	Robert Dorazil
Gerald Sappington	Alvin Burke
William Burke	Amy King
Gregory Gerami	

(1) Call to Order

Mayor Pro-Tem Tankersley 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

Councilmember Farr gave the invocation.

(3) Audience Participation

This item was covered on the video screen.

(4) Consent Agenda

a. 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, 2019 through September 30, 2020

Summary: The proposed Interlocal Agreement with Fort Worth Transportation Authority (“Trinity Metro”) for Tarrant County Transportation Services (TCTS) is for the period of October 1, 2019 through September 30, 2020. It is basically the same as the current Agreement with no increase in cost to participants or the City. The City is allocated one day (Monday) each week as the primary designated day for transportation. By participating in this program, qualifying residents of Saginaw are entitled to a one-way trip fare of \$2.50. In addition, Trinity Metro has been awarded an additional grant for enhancement of TCTS to include an additional day of guaranteed service which will be Wednesday. The total cost will be \$1,795. Funds in the amount of \$2,250 are budgeted in the Community Services Budget, Account 01-5235-08, Senior Center Programs.

b. Action regarding Building Improvement Grant Agreement with Kirk Bonds (116 & 128 N. Saginaw Blvd.

Summary: On September 3, 2019 the City Council heard information in Executive Session pertaining to the specifics of a Building Improvement Grant (BIG) Program Application that was submitted on August 13, 2019 by Kirk Bonds in regard to his properties located at 116 and 128 N. Saginaw Blvd. The consensus of the Council in that session was to award an amount not-to-exceed \$3,000 in reimbursable and matching dollars for the anticipated improvements as proposed on his application. The proposed agreement is the result of that intention. Funds for this expenditure are available in the Economic Development Budget, Account 01-6142-13, Building Improvement Grants.

c. Action regarding Resolution No. 2019-18, Appointing a New Member to the Citizens’ Bond Committee

Summary: Thirteen members of the Citizen’s Bond Committee were appointed at the City Council Meeting on September 3, 2019. At that time Councilmember Beasley had not named his final nomination for the committee and the position on the committee was left vacant. Since that meeting, Councilmember Beasley has nominated Kathryn Johnson to fill the vacant position. Resolution No. 2019-18 covers the appointment of Kathryn Johnson to the Citizen’s Bond Committee.

Mayor-Pro Tem Tankersley stated that Item 4a would be pulled from the Consent Agenda for discussion.

Motion was made by Councilmember Farr with a second by Councilmember Beasley to approve Item 4b and Item 4c as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley,
Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

Director of Community Services Rinehart updated the Council regarding Item 4a. He explained that initially it was understood that the agreement with The Fort Worth Transportation Authority would not include the additional day of service for qualifying Saginaw residents as is currently available. However, he stated that Trinity Metro has been awarded an additional grant for the period of October 1, 2019 through September 30, 2020 which allows them to offer the additional day of service. He added that the original agreement and the enhancement agreement are both included in the Council packet for this item. He recommended approval.

There was a brief discussion regarding the transportation service and its utilization by residents. It was suggested that additional options for transportation be reviewed and considered during the budgeting process next year.

Motion was made by Councilmember Farr with a second by Councilmember Tucker to approve Item 4a as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley, Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

(15) CC-0918-24

(5) **Public Hearing** – Presentation of Proposed Budget for Fiscal Year 2019-2020

Mayor Pro-Tem Tankersley declared the public hearing for this item opened at 6:06 p.m. City Manager Reaume briefly explained the budget process and timeline. He stated that the budget workshop presentations for the fiscal year 2019-2020 budget have been made available online following each workshop. He added that the proposed budget is posted on the City's website. Mayor Pro-Tem Tankersley called for any public input. There was none. Mayor Pro-Tem Tankersley declared the public hearing closed at 6:08 p.m.

(6) Consideration and Action regarding Resolution No. 2019-19, Adoption of Budget for Fiscal Year 2019-2020

Motion was made by Councilmember Farr with a second by Councilmember Bighorse to approve Resolution No. 2019-19 adopting the budget for the fiscal year 2019-2020. Motion carried. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley, Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

(7) Consideration and Action to Ratify the Adopted 2019-2020 Fiscal Year Budget

City Attorney Meredith explained that taking action to ratify the adopted budget is necessary because the adopted budget will generate more total revenue than received in the current fiscal year budget.

Motion was made by Councilmember Tucker with a second by Councilmember Farr to ratify the adopted 2019-2020 fiscal year budget. Motion carried. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley
Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

(8) Consideration and Action regarding Ordinance No. 2019-17, Adopting and Setting the Property Tax Rate for the 2019 Tax Year

City Manager Reaume stated that the proposed tax rate is 45.9 cents which is slightly under the current tax rate of 47.18 cents. He explained that the budget adopted in Item 6 is based on the tax rate of 45.9 cents.

Motion was made by Councilmember Copeland that the property tax rate be increased and set at 46.9 cents which is effectively an 8.85% increase in the tax rate.

Motion died for lack of a second.

Motion was made by Councilmember Farr with a second by Councilmember Bighorse that the property tax rate be increased by the adoption of the tax rate of 0.459000 (45.9 cents), which is effectively a 6.53% increase in the tax rate for the 2019 tax year as stated in Ordinance No. 2019-17. Motion carried. 5-1-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley,
Farr, Tucker, and Bighorse

Against: Councilmember Copeland

Abstain: None

Absent: Mayor Flippo

(9) Consideration and Action regarding Ordinance No. 2019-18, Water Rates

City Manager Reaume explained that the City of Saginaw contracts with the City of Fort Worth for the purchase of water and the treatment of wastewater. The City of Fort Worth bills the City of Saginaw for wastewater treatment based on the strengths and volume that pass through the system. The City of Fort Worth is decreasing water rates by 10.49% and wastewater rates by 3.44%. He explained that the 2019-2020 fiscal year budget includes a 5% decrease in water rates and no change in wastewater rates. He added that Ordinance No. 2019-18 addresses the decrease in water rates.

Motion was made by Councilmember Farr with a second by Councilmember Beasley to approve Ordinance No. 2019-18, revising the water service rates as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley,
Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

(10) Public Hearing – Presentation of Revised Budget for Fiscal Year 2018-2019

Mayor Pro-Tem Tankersley declared the public hearing for this item opened at 6:15 p.m. City Manager Reaume explained that the revised budget summary for the fiscal year 2018-2019 is included in the Council packets. He stated that the budget is revised twice each year. Once at mid year and then at year end. He explained that this allows the capture of the items approved throughout the year by the City Council.

Mayor Pro-Tem Tankersley called for any public input. Mr. Alvin Burke addressed the Council. He stated that he lives in the Highland Station Subdivision. He expressed his concern about the traffic on Blue Mound Road and also the delays caused by trains. City Manager Reaume explained that Bailey Boswell Road Overpass Project is currently in review with the railroads. He stated that the project will proceed when the railroads complete their review and give their approval. Mayor Pro-Tem Tankersley thanked Mr. Burke for his comments. There being no further public input, Mayor Pro-Tem Tankersley declared the public hearing closed at 6:20 p.m.

(11) Consideration and Action regarding Resolution No. 2019-20, Adoption of Revised Budget for Fiscal Year 2018-2019

Motion was made by Councilmember Copeland with a second by Councilmember Farr to approve Resolution No. 2019-20, adopting the revised budget for the fiscal year 2018-2019 as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley
Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

(12) Consideration and Action regarding Interlocal Agreement for Animal Control Services between the City of Saginaw and the City of Blue Mound

Director of Community Services Rinehart explained that approximately one year ago the City of Blue Mound approached him about assistance with their animal services. He stated that they currently use police officers to pick up stray animals, and they contract with an individual to pick up the animals once every week or two. He explained the services included in the proposed Interlocal Agreement for Animal Control Services between the City of Saginaw and the City of Blue Mound and that the City of Blue Mound will pay \$1,500 per year to the City of Saginaw for the

services. He stated that additional revenue will come from animal adoption fees, micro chip fees, impoundment fees, and other standard fees. He added that existing Animal Services Staff will be able to provide the services. He also explained that any citations issued will be handled through the Blue Mound Municipal Court System. He added that Blue Mound has restructured their ordinances to mirror Saginaw's ordinances so there won't be any conflicts or misunderstandings.

Councilmember Bighorse expressed her concern about overcrowding in the animal shelter, the safety of our Animal Control Officers when responding to dangerous animal calls, and the possibility of injuries. City Manager Reaume explained that any on-the-job injuries to our Animal Control Officers would be covered by the City's Workers Compensation Policy. There was a discussion regarding insurance coverage and liability. Director of Community Services Rinehart explained that the term for the proposed agreement is one year with the option to renew for additional one year terms. He stated that the service will be thoroughly reviewed prior to the end of the term to determine if we want to renew the agreement and continue to provide the services.

Motion was made by Councilmember Farr with a second by Councilmember Bighorse to approve the Interlocal Agreement for Animal Control Services as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley, Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

(13) Consideration and Action regarding Contract for Solid Waste and Recycling Services with Waste Connections Lone Star, Inc.

Asst. City Manager Johnson stated that the City's current contract with Waste Connections for solid waste and recycling services expires on October 31, 2019. He explained that earlier this year options were discussed for waste disposal/recycling including automatic service with carts. He added that an online survey was conducted and after consideration of the survey results and much discussion, the Council decided to remain with the current service provided. He explained that the previous contract was for five years with extension options. He stated that a new five year contract is proposed with optional extensions and some changes to the contract language. The changes include: rates can be adjusted annually to reflect changes in the Consumer Price Index (CPI) for All Urban Customers, Garbage, and Trash Collection in U.S.; bulky items will be picked up only on the second pickup day of the week; and fence panels will be limited to three 6'x8' panels (cut in half) per pick up. He added that the first year of the new contract would include a 3% increase in all rates effective November 1, 2019. The rate for residential service will increase from \$11.96 per month (\$12.95 including tax) to \$12.32 per month (\$13.34 with tax).

Mr. Norm Bulaich of Waste Connections Lone Star, Inc. addressed the Council. He expressed his appreciation for the City's business and the good working relationship that exists.

Motion was made by Councilmember Tucker with a second by Councilmember Bighorse to approve the Contract for Solid Waste and Recycling Services with Waste Connections Lone Star, Inc. as presented. Motion carried unanimously. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley, Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

- (14) Consideration and Action regarding Ordinance No. 2019-19, amending the Master Fee Schedule by Amending Fire Department Fees, Police Department Fee for Security Alarm Permits, Public Works Department Fees, Animal Services Fees, Recreation and Community Services Fees, and Residential Trash and Recycle Rate

City Secretary England stated that Ordinance No. 2019-19 amends the Master Fee Schedule. She explained that it revises fees in the following departments: Fire, Police, Public Works, Recreation, Community Services, and removes two Library fees (Processing Fee for all Damaged or Non-Resident Library Card Fee and Long Distance Fax Fee) as recommended by the Library Board.. She added that these proposed changes were discussed during the recent budget workshops. There was a discussion regarding the increase in the Animal Adoption Fee. Director of Community Services Rinehart pointed out that Animal Services will continue to waive the adoption fee in conjunction with events such as the recent “Clear the Shelter” event.

Motion was made by Councilmember Copeland to approve Ordinance No. 2019-19 amending the Master Fee Schedule excluding the Recreation and Community Services Fees.

Motion died for lack of a second.

Motion was made by Councilmember Farr with a second by Councilmember Beasley to approve Ordinance No. 2019-19, amending the Master Fee Schedule as presented. 5-1-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley, Farr, Tucker, and Bighorse

Against: Councilmember Copeland

Abstain: None

Absent: Mayor Flippo

- (15) **Public Hearing** – Consideration and Action regarding a Request for a Change in Zoning on Approximately 21.3 Acres out of Abstract 1798, Tract 1N, Henry Robertson Survey from Community Commercial (CC) and Multi Family (MF1) to Community Commercial (CC) (9.804 Acres) and Multi Family (MF2) (11.492 Acres). Property is located at the Southwest Corner of Blue Mound Road (Hwy. 156) and East Bailey Boswell Road (Ordinance No. 2019-20)

Mayor Pro-Tem Tankersley declared the public hearing for this item opened at 6:54 p.m. Chief Building Official Little explained the zoning change request for the property located at the southwest corner of Blue Mound Road and East Bailey Boswell Road. The request is for a change in zoning from Community Commercial (CC) and Multi Family (MF1) to Community Commercial (CC) on 9.804 acres of land and Multi Family (MF2) ON 11.492 acres of land. He stated that the Planning and Zoning Commission considered this request at their meeting on September 10, 2019 and voted unanimously to recommend approval to the Council. He added that the engineer and developer for the property are both present to address any comments or questions.

Mr. Clay Cristy, engineer for the project, addressed the Council. He explained that the change in zoning will help support the proposed commercial development on the property. He added that the reconfiguration of the zoning will allow them to move the multi family portion behind the commercial portion along Blue Mound Road and East Bailey Boswell Road.

Councilmember Farr asked that the comments made by Mr. Burke during Item 10 be acknowledged with this item also since the comments were regarding traffic in the area of the property included in this request. (Mr. Burke left the meeting prior to this item.)

Mr. Alvin Burke addressed the Council. He stated that he lives in the Highland Station Subdivision. He expressed his concern about the traffic on Blue Mound Road and also the delays caused by trains. City Manager Reaume explained that Bailey Boswell Road Overpass Project is currently in review with the railroads. He stated that the project will proceed when the railroads complete their review and give their approval.

There was additional discussion regarding the proposed zoning and the concept site plan.

Mayor Pro-Tem Tankersley called for any public comments. There were none. She declared the public hearing closed at 7:05 p.m.

Motion was made by Councilmember Bighorse with a second by Councilmember Copeland to accept the recommendation from the Planning and Zoning Commission and approve the request for the change in zoning on approximately 21.3 acres out of Abstract 1798, Tract 1N, Henry Robertson Survey from Community Commercial (CC) and Multi Family (MF1) to Community Commercial (CC) (9.804 Acres) and Multi Family (MF2) (11.492 Acres) as addressed in Ordinance No. 2019-20. Motion carried unanimously. 6-0-0-1

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley, Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flipppo

(16) 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. Building Improvement Grant Application—1029 N. Saginaw Blvd.

Mayor Pro-Tem Tankersley declared the meeting recessed into Executive Session at 7:06 p.m.

Mayor Pro-Tem Tankersley declared the meeting back in Regular Session at 7:25 p.m.

(17) Adjournment

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

For: Mayor Pro-Tem Tankersley, Councilmembers Beasley
Farr, Tucker, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Mayor Flippo

Mayor Pro-Tem Tankersley declared the City Council Meeting of September 17, 2019 adjourned at 7:25 p.m.

ATTEST:

APPROVED:

City Secretary Janice England

Mayor Todd Flippo