

**CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
HELD AT THE SAGINAW CITY HALL
333 WEST MCLEROY BLVD.
OCTOBER 15, 2019**

Present at the meeting:

Mayor	Todd Flippo
Mayor Pro-Tem	Valerie Tankersley
Councilmember	Charles Beasley
Councilmember	Patrick Farr
Councilmember	Charles Tucker
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
Director of Public Works	Rick Trice, P.E.
Police Chief	Lee Howell
Police Captain	Russell Ragsdale
Fire Chief	Doug Spears
Director of Comm. Services	Keith Rinehart
Director of Human Resources	Melanie McManus
Library Director	Ellen Ritchie
Police Officer	Steven Schrock

Absent from the meeting:

Councilmember	Cindy Bighorse
Director of Economic Dev.	Alora Wachholz

Visitors at the meeting:

Clark Kimball	Glenn Reeves
Miranda Tindale	Vance Tindale
Daniel J. Bennett	Michael Orr
Kelly Stewart	Patti Howe
Danny Howe	

(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

Pastor Michael Orr of the Saginaw Church of Christ gave the invocation.

(3) Audience Participation

This item was covered on the video screen.

Mayor Pro-Tem Tankersley read an "Office of the Mayor" Proclamation declaring November 3, 2019 to be "Dr. Danny Howe Day" in the City of Saginaw.

(4) Consent Agenda

a. Action regarding Minutes, October 1, 2019

b. Action regarding Appointment of City Representatives to the Fort Worth Wholesale Water and Wastewater Committee

Summary: Each year the City must appoint a primary and an alternate representative to the Fort Worth Wholesale Water Committee and the Fort Worth Wholesale Wastewater Committee. It is recommended that Rick Trice, Director of Public Works be appointed as the primary representative and Randy Newsom, Asst. Director of Public Works be appointed as the alternate representative.

c. Action regarding City Council Consent for a Small Cell Node at 637 Pinto Lane

Summary: On September 5, 2017, the City Council adopted Ordinance No. 2017-10 regulating the use, occupancy and maintenance of City right-of-ways by wireless network providers. New Cingular Wireless, PCS, LLC has submitted an application for four new network node installations on existing Oncor power poles within Saginaw's corporate limits. They have complied with the provisions of Ordinance No. 2017-10 except that the location is 637 Pinto Lane is adjacent to single family residential lots and is on a street right-of-way of not more than fifty (50) feet that requires consent from the City Council. The financial impact will be the receipt of a \$250 fee from New Cingular Wireless, PCS, LLC and a recurring annual fee of \$250.

d. Action regarding Award of Bid for Highway Right-of-Way Mowing

Summary: In 2015, the City of Saginaw went out for bids for highway right-of-way mowing. The contract and extensions have expired. During September 2019, the City advertised for bids again. Bids were opened on October 1st with one bid received. Greener Pastures Landscaping (A Yellowstone Landscape Co.) submitted a bid of \$785 per mowing cycle. This bid is a \$75 per mowing cycle increase from the current contract. Staff recommends the bid for highway right-of-way mowing be awarded to Greener Pastures Landscaping (A Yellowstone Landscape Co.)

e. Action regarding Appointment of Travis Albritton to Advisory Recreation and Parks Board

Summary: Due to the recent resignation of Gregory Gerami, Place No. 7 on the Advisory Recreation and Parks Board is vacant. Mr. Travis Albritton has submitted an application to serve on this board. Mr. Albritton served on the Advisory Recreation and Parks Board from June 2018 to April 2019. He is now able to serve again. Staff recommends he be appointed to the vacant position.

f. Action regarding Approval of an Individual Project Order (IPO) with Kimley-Horn and Associates, Inc. (KHA) for Preparation of Bid Documents for the Police Parking Lot Expansion

Summary: The Police Department has identified the need to expand its existing parking lot at its facility on West McLeroy Blvd. Kimley-Horn & Associates has submitted an Individual Project Order for preparation of bid documents and bidding services for a total lump sum fee of \$7,500. Funding in the amount of \$65,000 from the tax note proceeds has been appropriated for this Project in the Capital Projects Fund.

Item 4c was pulled from the Consent Agenda for discussion.

Motion was made by Councilmember Farr with a second by Mayor Pro-Tem Tankersley to approve the consent agenda with the exception of Item 4c as presented. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

Item 4c was discussed.

Motion was made by Councilmember Farr with a second by Mayor Pro-Tem Tankersley to approve Item 4c as presented. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

Dr. Danny Howe arrived at this point in the meeting. Mayor Pro-Tem Tankersley read the proclamation again.

- (5) Consideration and Action regarding approval of Ordinance No. 2019-20, authorizing the issuance and sale of City of Saginaw, Texas General Obligation Refunding Bond, Series 2019; levying an annual ad valorem tax and providing for the security for and payment of said bond; providing an effective date; and enacting other provisions relating to the subject

Motion was made by Mayor Pro-Tem Tankersley with a second by Councilmember Farr to approve Ordinance No. 2019-20 authorizing the issuance and sale of City of Saginaw, Texas General Obligation Refunding Bond, Series 2019 as presents. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

Mayor Flipppo declared the meeting recessed into Executive Session at 6:19 p.m. under Section 551.072 Texas Government Code, Deliberation regarding Real Property.

Mayor Flipppo declared the meeting back in Regular Session at 6:48 p.m.

- (6) Consideration and action regarding Approval of Contract to Purchase Real Property located at 304 W. McLeroy Blvd.

Motion was made by Councilmember Farr with a second by Councilmember Beasley to approve the purchase of land at 304 W. McLeroy Blvd. as discussed in Executive Session. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (7) Consideration and Action regarding Approval of Contract to Purchase Real Property located at 100 Amber Drive

Motion was made by Councilmember Farr with a second by Councilmember Beasley to approve the purchase of land at 100 Amber Drive as discussed in Executive Session. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (8) Consideration and Action regarding Approval of Contract to Purchase Real Property located at 700 W. McLeroy Boulevard

Motion was made by Mayor Pro-Tem Tankersley with a second by Councilmember Tucker to approve the purchase of land at 700 W. McLeroy Boulevard as discussed in Executive Session. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

- (9) Consideration and Action to approve funds for “Art in the Community Program” Mural

Motion was made by Mayor Pro-Tem Tankersley with a second by Councilmember Farr to approve the expenditure in the amount of \$9,000 for Adam Davenport (professional artist) to paint a mural on the north side of the Northwest Plumbing Building. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

(10) 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
- b. 2019 Legislative Update on New State Legislation affecting Municipalities

1 § 551.072. Texas Government Code. Deliberations regarding Real Property. The City Council may convene in executive session to deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person, including the following matters:

- a. 304 W. McLeroy Boulevard
- b. 100 Amber Drive
- c. 700 W. McLeroy Blvd.
- d. Acquisition of Property for Recreational Purposes

1 § 551.074. Texas Government Code. Personnel Matters. The City Council may convene in executive session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee, including deliberation regarding the following officers or employees:

- a. Personnel—City Manager Quarterly Evaluation & Annual Work Plan

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 Applications—701 W. Bailey Boswell Rd.; 705 W. Bailey Boswell Rd.; 709 W. Bailey Boswell Rd.; and 713 W. Bailey Boswell Rd.

Mayor Flippo declared the meeting recessed into Executive Session at 6:55 p.m.

Mayor Flippo declared the meeting back in Regular Session at 9:06 p.m.

(11) Adjournment

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

Motion was made by Councilmember Farr with a second by Councilmember Beasley to approve the purchase of land at 304 W. McLeroy Blvd. as discussed in Executive Session. Motion carried unanimously. 6-0-0-1

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

Against: None

Abstain: None

Absent: Councilmember Bighorse

Mayor Flippo declared the City Council Meeting of October 15, 2019 adjourned at 9:06 p.m.

ATTEST:

APPROVED:

City Secretary Janice England

Mayor Todd Flippo