



**MINUTES OF CITY COUNCIL  
REGULAR SESSION  
DECEMBER 19, 2016**

**The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:01 p.m. on Monday, December 19, 2016 at 6:30 p.m., at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:**

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

The following staff members were also present: Police Chief Ray Calverley, Community Development Director Ladis Barr, City Attorney Alexis Allen, City Secretary Dara Crabtree, and Interim City Secretary Christie Wilson.

**Invocation-** Mayor Childress

**Pledge of Allegiance**

**Mayor's Report-** Mayor Childress stated this meeting is the last for 2016 and wished everyone a safe holiday.

**Recognition of Visitors / Proclamations-** Mr. Clarence Gilbert Massey

**Presentations-** Police Chief Ray Calverley presented a recognition award to Mr. and Mrs. James Sudduth for their generous contributions and support of the city, in particular the police department and animal shelter programs. Chief Calverley stated the funds donated by Mr. Sudduth to the police department were used to purchase 2 ballistic shields and helmets for every officer. He thanked Mr. Sudduth for his generosity and support. Mayor Childress read and presented a Proclamation recognizing the life of Mr. Massey to his wife. Several family members were present.

**Citizens Public Comment Period-** No speakers.

**CONSENT AGENDA**

- 1C. Consider approving City Council meeting minutes for December 5, 2016.
- 2C. Consider approving a Resolution authorizing the County of Dallas to resell tax foreclosed properties located at 318 Lakey Road, 320 Lakey Road and 322 Lakey Road, Seagoville, Texas, by public or private sale, to the highest qualified purchaser, as provided by Section 34.05 of the Texas Property Tax Code.

*Motion to approve consent agenda- Magill; second by Epps; motion passed with all ayes.*

### **REPORTS/RECOMMENDATIONS/REQUESTS**

**3. Conduct a public hearing, discuss and consider amending the Seagoville Zoning Ordinance, by amending the City of Seagoville Code of Ordinance, Zoning Ordinance, Chapter 25.02, "Zoning Ordinance", amending the following Sections to increase the minimum square footage requirements: Division 4 (R-1 Single Family Dwelling District Regulations), Section 25.02.063(i); Division 5 (R-2 Single Family Dwelling District Regulations), Section 25.02.083(i); Division 6 (R-3 Single Family Dwelling District Regulations), Section 25.02.103(i); Division 7 (R-4 Single Family Dwelling District Regulations), Section 25.02.123(i); Division 8 (R-5 Single Family Dwelling District Regulations), Section 25.02.153(i); Division 10 (D Duplex Dwelling District Regulations), Section 25.02.193(h); Division 11 (TH Townhouse District Regulations), Section 25.02.222(a); Division 12 (A Apartment Dwelling District Regulations), Section 25.02.253(i); and adopting a new Subsection in Division 24 (AG Agricultural District Regulations), under Section 25.02.583, to provide minimum square footage for dwellings located in Agricultural Districts; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty of fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense and providing an effective date. (Barr)**

Mayor Childress opened and closed the public hearing at 7:15 p.m. with no one wishing to speak. With no discussion among the council members the following motion was made:

*Motion to approve- Hernandez; second by Howard; motion passed with all ayes.*

**4. Discuss and consider an Ordinance amending the Code of Ordinances by amending Chapter 23, Subdivisions, Article 23.04, Public Sites and Open Places, Section 23.04.004, "Park Land and Public Facility Dedication", to provide that development of all park land must comply with Article 19.10 and 23.03 of the Seagoville Code of Ordinances; by increasing the Park Development Fee to \$500 per dwelling unit; providing that the requirement for dedication of park land applies to developments of at least two hundred and fifty (250) dwelling units; and repealing the provisions providing for cash-in-lieu of land; providing a severability clause; providing a savings clause; and providing an effective date. (Barr)**

With no discussion among the council members the following motion was made:

*Motion to approve- Howard; second by Magill; motion passed with all ayes.*

**5. Discuss and consider an Ordinance amending Chapter 9, Fire Prevention and Protection, Article 9.04, "Fireworks", of the Code of Ordinances by amending Subsection 9.04.001 (a) to prohibit the possession, use or discharge of fireworks within the city; amending Subsection 9.04.001 (b) to provide an exception for the**

sale of fireworks on property zoned as Planned Development with Light Manufacturing uses; and adopting a new Subsection 9.04.001 (c) to provide an affirmative defense to the possession of fireworks for transporting fireworks in a motor vehicle; providing for a penalty of violation; providing for repealing, savings and severability clauses; providing for an effective date; and providing for the publication of the caption hereof (Barr)

Councilmember Hernandez advised he would like to include the additional recommendations for a minimum six thousand square foot, stand-alone building, and a sprinkler system as discussed in the work session. Councilmember Fruin added that he would like to *grandfather* the existing fireworks businesses [beyond the existing exemption]. City Attorney Allen confirmed to the council that this ordinance will apply to future planned developments. Also, that there will be Planning and Zoning and City Council review before approval of those development plans. It was noted that with a six thousand square foot building, the sprinkler requirement is automatic. There was considerable discussion regarding the \$20M liability insurance requirement. City Manager Stallings recommended the minimum requirements go into the ordinance.

*Motion to approve with the additional minimum requirements of six thousand square foot stand-alone building, and a \$20M liability insurance showing the city as additional insured- Hernandez; second by Howard; motion passed with all ayes.*

**6. Receive Councilmember Reports – Items of community interest regarding which no action will be taken, as authorized by Section 551.0415 of the Government Code.**

Councilmember Epps voiced his appreciation to staff on the Riverview Project and the Woodhaven Project.

Councilmember Fruin thanked staff for the work done to resolve the S&L Automotive issue with soil wash out. He also thanked City Attorney Alexis Allen for the work she does for the city. All council agreed.

Lastly, Mayor Childress again thanked Dara Crabtree for her dedication to the council.

**7. Receive Citizen Comments – Citizens may speak 6 minutes each on any matter, other than personnel matters, or matters under litigation.- No speakers.**

**8. Receive Future Agenda Items – Items to be placed on a future agenda which no action or discussion will be taken at this meeting.**

Councilmember Fruin asked staff to look into extending the city limits on Malloy Bridge Road toward Forney and Mesquite, and also the Trinity River area toward Ferris.

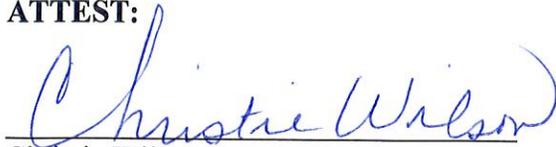
**9. Adjourn- 7:36 p.m.**

**APPROVED:**



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Mayor Dennis K. Childress

**ATTEST:**



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Christie Wilson, Interim City Secretary

