

**CITY COUNCIL
WORK SESSION
MARCH 4, 2013**

The City Council held a work session on Monday, March 4, 2013 at 6:31 p.m. with a quorum present, to wit:

Sidney M. Sexton, Jr.	Mayor
Harold Magill	Mayor Pro Tem
Terri Ashmore	Councilwoman
Lee Landess	Councilman
Dennis Childress	Councilman
Peggy Day	Councilwoman

The following staff members were also present: City Manager Larry Graves, Public Works Director Jim Berman, Library Director Liz Gant, Police Chief Pat Stallings, Fire Chief Tommy Lemond, Human Resource Director Cindy Brown, Building Official Ladis Barr, City Attorney Bob Hager and City Secretary Dara Crabtree.

ITEM 1. STAFF UPDATES.

City Manager Graves briefed the City Council on the following items:

- A. Congratulated Mayor –Elect Harold Magill, Councilwoman Place 2 Terri Ashmore on her re-election and Councilman Place 4 Dennis Childress on his re-election; due to all races being unopposed the May 11, 2013 general election will be cancelled;
- B. dates to remember;
- C. February sales and use tax report summary reflected 6.2% increase;
- D. Seagoville Animal Shelter Activity Report;
- E. Seagoville News Release announcing Seagoville Police Department receiving “Recognized Law Enforcement Agency” from the Texas Police Chiefs Association Law Enforcement Recognition Program. The department will be recognized at the April 1, 2013 city council meeting;
- F. Update on Seagoville Economic Development Corporation redevelopment on Kaufman street;
- G. Seagoville Chamber of Commerce Auction date changed to April 13, 2013;
- H. Senior Center Director Debra Hill will be retiring at the end of March with almost 30 years of service. She will be recognized at March 18th city council meeting followed by a reception;
- I. Current tax rate vs. area cities; lots of needs; possible bond program; and tough decisions ahead for the city council;
- J. City of Seagoville will receive be receiving \$41,000 reimbursement from the City of Crandall due to the cancellation of the water line project;
- K. City Attorney Hager outlined two different approaches to a potential hunting ordinance including: being licensed by State with seasons vs. discharging firearms within city limit; State legislation; City of Dallas ordinance; feral hogs issues; exceptions for vermin control; other cities’ ordinances; helicopter hunting; and possible options for disposal of carcasses (food bank and/or Hunters for Hungry organization).

ITEM 2. DISCUSSION OF AGENDA ITEMS. No discussion.

The meeting was adjourned at 7:00 p.m.

APPROVED:


MAYOR

ATTEST:


CITY SECRETARY

**CITY COUNCIL
REGULAR MEETING
MARCH 4, 2013**

The City Council held a regular meeting on Monday, March 4, 2013 at 7:00 p.m. with a quorum present, to wit:

Sidney M. Sexton, Jr.	Mayor
Harold Magill	Mayor Pro Tem
Terri Ashmore	Councilwoman
Lee Landess	Councilman
Dennis Childress	Councilman
Peggy Day	Councilwoman

The Invocation was provided by Chaplain Dennis Childress. Mayor Sexton led the Pledge of Allegiance.

Mayor Sexton reported on meetings he attended this past month including: Loop 9 and Highway 190; CASA Radar Weather Alert System; Federal Employee Retirees; Blue/Gold Banquet; and judged Masonic Lodge Chili-Off.

Mayor Sexton presented a proclamation to Fire Chief Lemond recognizing the *65th Anniversary of the Seagoville Fire Department.*

[Mayor Sexton recessed the meeting at 7:16 p.m.] [Mayor Sexton reconvened the meeting at 7:31 p.m.]

CITIZENS PUBLIC COMMENT PERIOD (items on the agenda). No one spoke.

CONSENT AGENDA.

Motion made by Mayor Pro Tem Magill, seconded by Councilman Childress, to approve Consent Agenda Items 1C through 3C. A vote was cast 5 in favor, 0 against.

- 1C.** Approve minutes for meetings held on February 4, 2013.
- 2C.** Approve Resolution No. 05-R-13 declaring certain fire department property as surplus and authorizing the City Manager to donate said property to the North 19 Fire & Rescue Volunteer Department.
- 3C.** Approve Resolution No. 06-R-13 appointing Tim Menchu as Associate Municipal Court Judge for a two-year term and authorizing the Mayor to sign a contract with Judge Menchu; providing for a repealing clause; providing for a severability clause; and providing an effective date.

The City Council recessed into Executive Session at 7:38 p.m. in compliance with Texas Government Code Section 551.071(2), seeking confidential legal advice from the City Attorney on Agenda Item 4 listed herein. The City Council reconvened in open session at 7:46 p.m.

ITEM 4. Mayor Sexton opened the public hearing at 7:46 p.m. to hear the request of Ronda G. Smith to amend the existing Local Retail (LR) zoning to include a Specific Use Permit (SUP), to allow for the primary use to be the sale of prepackaged foods and beverages and amending the Comprehensive Zoning Ordinance and map and the Comprehensive Land Use Plan on Lot K of the Town and Country Shopping Center Revised Replat being a part of J. B. Merchant Survey, Abstract No. 850, more commonly known as 615 N. U.S. Hwy 175, Seagoville, Texas. Applicant Ronda G. Smith, 721 Quinette, spoke on her plans for the property. No one spoke in favor or opposition of the request. Mayor Sexton closed the public hearing at 7:53 p.m.

ITEM 5. Councilman Childress made a motion, seconded by Councilman Landess, to deny the request to amend the existing Local Retail (LR) zoning to include a Specific Use Permit (SUP), to allow for the primary use to be the sale of prepackaged foods and beverages and amending the Comprehensive Zoning Ordinance and map and the Comprehensive Land Use Plan on Lot K of the Town and Country Shopping Center Revised Replat being a part of J. B. Merchant Survey, Abstract No. 850, more commonly known as 615 N. U.S. Hwy 175, Seagoville, Texas. Discussion followed. A vote was cast 5 in favor, 0 against.

ITEM 6. Mayor Sexton opened the public hearing at 7:56 p.m. to hear the request of James Sudduth to amend the existing Agriculture (AG) zoning to Planned Development (PD) zoning to allow for mixed uses; Lot 1 – Planned Development – Agriculture (PD-AG) zoning district, Lot 2 Planned Development – Commercial (PD-C) zoning district and Planned Development – Agriculture (PD-AG) zoning district in the floodplain and Lot 3 – Planned Development – Commercial (PD-C) zoning district, on Block A of the Sudduth Addition being part of the Andrew Nail Survey, Abstract No. 355 and the D. Wilkerson Survey, Abstract No. 566, more commonly known as 1706 S. U.S. Hwy 175, Seagoville, Texas. Rob Baldwin with Baldwin and Associates spoke on behalf of applicant James Sudduth, regarding plans for the property. Mr. Baldwin requested the City Council remove the following three special conditions: Item L: a minimum ten foot (10') landscape buffer along the property that abuts U.S. Highway 175; Item N: foundation landscaping of turf or groundcover along frontage visible from U.S. Highway 175; and Item O: requiring screening of dumpsters to be not less than six feet in height. No one spoke in favor or opposition of the request. Mayor Sexton closed the public hearing at 7:58 p.m.

ITEM 7. Following a discussion, Councilman Childress made a motion, seconded by Councilman Landess, to omit the development regulations recommendations of L, N and O as requested by applicant. A vote was cast 5 in favor, 0 against. Discussion continued. Councilwoman Day made a motion, seconded by Councilman Childress, to direct staff to prepare an ordinance amending the existing Agriculture (AG) zoning to Planned Development (PD) zoning to allow for mixed uses; Lot 1 – Planned Development – Agriculture (PD-AG) zoning district, Lot 2 Planned Development – Commercial (PD-C) zoning district and Planned Development – Agriculture (PD-AG) in the floodplain zoning district and Lot 3 – Planned Development –Commercial (PD-C) zoning district, on Block A of the Sudduth Addition being part of the Andrew Nail Survey, Abstract No. 355 and the D. Wilkerson Survey, Abstract No. 566, more commonly known as 1706 S. U.S. Hwy 175, Seagoville, Texas with the development regulations recommended by the Planning and Zoning Commission with the removal of Items L, N and O. Discussion continued. A vote was cast 5 in favor, 0 against.

[The City Council recessed at 8:53 p.m.] [The City Council reconvened at 8:56 p.m.]

ITEM 8. Mayor Pro Tem Magill made a motion, seconded by Councilman Childress, declaring Seagoville Economic Development Board Member Michael Ruibal position vacant due to his violation of the attendance requirement. Discussion followed. Following the discussion, the City Council requested a letter be sent to each board member reminding them of the attendance requirements. A vote was cast 4 in favor, 1 against (Landess).

ITEM 9. COUNCILMEMBER REPORTS.

Terri Ashmore – commented on upcoming Student Government Day; food donations and transportation has been secured for the students.

Peggy Day – commented on recent speech given by State Representative Cindy Burkett; speech referenced her two brothers that were mentally challenged; and encouraged everyone to discuss mental issues.

Dennis Childress – requested a copy of the City Council Rules of Procedures regarding boards, commissions and committee members attendance sent with letter to Chair of each board; requested that future attendance reports reflect if absences were excused or unexcused; consider selling property owned by the City not being used; utilize what we have to bring people downtown; and consider senior citizens becoming mentors to the elementary school students located near the senior center.

Lee Landess – commented on letters being sent to board members; advise if do not attend meetings will be removed; requested resolution, similar to League Cities, supporting Second Amendment on next agenda (March 18th); Kennesaw, GA requirement of every household owning a gun; and Seagoville should share in the publicity.

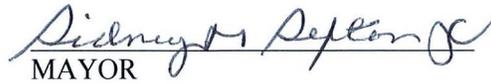
ITEM 10. CITIZEN COMMENTS. No one spoke.

ITEM 11. The City Council recessed into Executive Session at 9:13 p.m. in compliance with Texas Government Code Section 551.071(1), Personnel Matters; to conduct City Manager review. The City Council reconvened in open session at 9:23 p.m.

ITEM 12. Mayor Pro Tem Magill made a motion, seconded by Councilman Landess, to grant City Manager Larry Graves a 4% raise in salary effective March 15, 2013. A vote was cast 5 in favor, 0 against.

The meeting adjourned at 9:23 p.m.

APPROVED:


MAYOR

ATTEST:


CITY SECRETARY