

**CITY OF SAGINAW
MINUTES OF CITY COUNCIL MEETING
AND WORKSHOP
HELD AT THE SAGINAW CITY HALL
333 WEST MCLEROY BLVD.
MAY 8, 2018**

Present at the meeting:

| | |
|-----------------------------|--------------------|
| Mayor | Todd Flippo |
| Mayor Pro-Tem | David Flory |
| Councilmember | Patrick Farr |
| Councilmember | Valerie Tankersley |
| Councilmember | Cindy Bighorse |
| Councilmember | Mary Copeland |
| City Attorney | Bradley Anderle |
| 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. |
| Interim Police Chief | Doug Spears |
| Police Captain | Russell Ragsdale |
| Police Sergeant | Mark Address |
| Interim Fire Chief | Scott Craver |
| Director of Community Svcs. | Keith Rinehart |
| Human Resource Director | Melanie McManus |
| Police Officer | Patrick Montgomery |
| Management Intern | Drew Jenks |

Absent from the meeting:

| | |
|------------------|-----------------------|
| Councilmember | Sheri Adams |
| City Engineer | Andrew Simonsen, P.E. |
| Library Director | Ellen Ritchie |

Visitors at the meeting:

| | |
|----------------|-----------------|
| Charles Tucker | Chris Carter |
| Sylvia Nations | Charles Nations |
| Ashlle Nations | Matt Zavadsky |
| Ken Simpson | Paul Felegy |
| Pamela Lakey | Lawrence Lakey |
| Jason Valendy | John Peet |
| Ally Surface | Mary Ragle |

(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

Reverend Valendy of the Saginaw United Methodist Church gave the invocation.

(3) Audience Participation

This item was covered on the video screen.

(4) Consent Agenda

a. CC-0518-01

Action regarding Minutes, April 17, 2018

b. CC-0518-02

Action regarding Ad Valorem Tax Collection Contract with Tarrant County for Tax Year 2018

Summary: The City has contracted with Tarrant County for the collection of ad valorem taxes for many years. The proposed contract is for the tax year 2018. The collection rate in the proposed contract is \$.98 per account (the same amount charged per account as last year). State law requires the county to charge taxing entities the actual cost for tax collection. Tarrant County handles all services related to billing and collecting our taxes. The number of accounts will be based on the 2017 tax year. The total estimated is \$9,944.06.

c. CC-0518-03

Action regarding agreement for the operation of the concession stand at Willow Creek Park

Summary: The proposed agreement is essentially the same as an agreement approved in 2014 with another individual (only changes in names and dates). Mr. Steve Holleman (Holleman Enterprises, LLC) has expressed an interest in operating the concession stand at Willow Creek Park on all nights that the City of Saginaw has softball league play and other City sponsored special events. He will pay the City a fee of \$100 per month.

d. CC-0518-04

Action regarding Change Order No. 1 to the Park Center Elevated Tank Rehabilitation Contract and Authorization of Amendment No. 2 to Kimley-Horn, Inc. Individual Project Order

Summary: During the sandblasting of the interior of the Park Center Elevated Tank, it was determined that the majority of the beam structure located under the roof of the tank was badly deteriorated and beyond repair. The contractor was asked to prepare a Request for Change Order to replace the beams and to seam weld the gaps between the beams and the steel plate comprising the shell of the tank. The seam weld will prevent water intrusion between the beam and the plates to reduce the opportunity for future corrosion. The contractor has provided a Reconciliatory Change Order for the work totaling \$150,573 and fifty-six additional days added to the contract time. The construction contract has \$50,000 in allowances to provide for unforeseen costs. The allowance item will be reduced by \$25,902 to provide the required funding for the Change Order. The net Change Order will be \$124,671 and fifty six days. Kimley-Horn, Inc. has also requested authorization of Amendment No. 2 to their Individual Project Order that will compensate them for the additional time for construction administration, including third party inspection.

Councilmember Farr requested that Item 4c be removed from the Consent Agenda for discussion.

Motion was made by Mayor Pro-Tem Flory with a second by Councilmember Tankersley to approve Items 4a, 4b, and 4d of the Consent Agenda as presented Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Councilmember Adams

Item 4c. Action regarding agreement for the operation of the concession stand at Willow Creek Park.

Director of Community Services Rinehart explained that the proposed agreement is for the operation of the concession stand at Willow Creek Park. He stated the last agreement was approved in 2014 and that operator cancelled operations so the concession stand hasn't been operated in several years. He stated that Mr. Steve Holleman has expressed an interest in operating the concession stand. He has proposed to sell drinks, pre-packaged concession items, and other concession stand favorites. He is a Kona Ice franchisee and would also sell Kona Ice snow cones. He would operate the concession stand on all nights that there is softball league play at Willow Creek Park, and City sponsored special events. He added that the agreement includes Mr. Holleman paying the City \$100.00 per month.

Councilmember Farr expressed his concern about agreeing to give exclusive rights and access to the concession stand for the entire year for only \$100 per month. He added that in addition to operating on softball league nights, the concession stand should be expected to be open for all published City events including movie nights and concerts. Director of Community Services Rinehart stated that Mr. Holleman has been receptive to opening the concession stand for events in addition to softball league nights. Councilmember Farr suggested that the City partner with the EMS-ISD in the future for the operation of the concession stand. He added that booster clubs or other organizations within the school might be interested.

Councilmember Bighorse asked if Mr. Holleman would be using a trailer to sell the snow cones. Director of Community Services Rinehart explained that Mr. Holleman would sell drinks and snack products from the concession stand and would have his trailer at the site for the sale of snow cones. He stated that finding someone interested in operating the concession stand has always been difficult. He explained that since there is only one ballfield the audience and potential for sales is smaller than complexes that have three or four ballfields. He added that the softball leagues average three to four nights per week of league play. He also added that Mr. Holleman participated in the City's Christmas Tree Lighting Event as well as the recent concerts at Willow Creek Park.

Councilmember Farr asked about the risk management. He suggested that Mr. Holleman's general liability insurance name the City as additional insured in case of someone becoming ill after eating or drinking any of the products sold.

Motion was made by Councilmember Farr with a second by Mayor Pro-Tem Flory to approve Item 4c of the Consent Agenda with the addition of wording that they will commit to operating the concession stand at the City's public events and also the addition of naming the City on their general liability insurance. Motion carried unanimously.
6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Councilmember Adams

- (5) CC-0518-05
Proclamation – Emergency Medical Services Week

Mayor Flipppo read a proclamation declaring the week of May 20-26, 2018 to be Emergency Medical Services Week with the theme “*EMS STRONG: Stronger Together*”. He presented the proclamation to Mr. Matt Zavadsky of MedStar Mobile Healthcare.

- (6) CC-0518-06
Annual MedStar Mobile Healthcare Update

Mr. Matt Zavadsky, Chief Strategic Integration Officer for MedStar Mobile Healthcare, gave a brief presentation regarding the MedStar system. He expressed his appreciation to the Council, Interim Police Chief Spears and Interim Fire Chief Craver for the good relationship that exists between MedStar and the Fire and Police Departments.

- (7) CC-0518-07
Presentation of Government Finance Officers Association Distinguished Budget Presentation Award to Finance Director Kim Quin

City Manager Reaume explained that this is the 31st consecutive year that the City has received the Government Finance Officers Association Distinguished Budget Presentation Award. He commended Finance Director Quin on her efforts and the receipt of the award. Mayor Flipppo presented the award to Finance Director Quin.

- (8) CC-0518-08
Consideration and Action regarding Ordinance No, 2018-04, Amending Article II of Chapter 54 of the Saginaw City Code, “Discharge of Certain Weapons” to add regulations for the discharge of firearms, spring guns, or other dangerous weapons

Interim Police Chief Spears explained that the current ordinance does not address the discharge of actual firearms. It only addresses BB, pellet, air or dart guns, and other non-typical firearm devices. He stated that Ordinance No. 2018-04 modifies the current ordinance to include all firearms. There was a brief discussion regarding the current ordinance. Police Captain Ragsdale explained that the intent of the proposed ordinance is to clearly define firearms. He also explained that the proposed ordinance includes a permit clause for property owners of large farm or agricultural tracts of fifty acres or more. It allows them to obtain a free permit for the discharge of certain firearms or for hunting on their own property. Councilmember Copeland asked if a property owner is allowed to shoot a coyote. Police Captain Ragsdale stated that property owners are not allowed to shoot a coyote unless they or their animals are being attacked. He suggested anyone with coyote problems to set out traps.

Motion was made by Councilmember Tankersley with a second by Councilmember Bighorse to approve Ordinance No. 2018-04, amending Article II of Chapter 54 of the Saginaw City Code, “Discharge of Certain Weapons” to add regulations for the discharge of firearms, spring guns, or other dangerous weapons. Motion carried unanimously.
6-0-0-1

For: Mayor Flipppo, Mayor Pro-Tem Flory, Councilmembers Farr,
Tankersley, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Councilmember Adams

- (9) CC-0518-
Discussion of Youth Advisory Council and Sister Cities Program

Management Intern Drew Jenks gave a presentation on Youth Advisory Councils (YACs). He explained that the purpose of YACs is to encourage youth to be involved in their local government as well as to encourage youth to engage in service projects that help their neighbors and others. City Manager Reaume stated that he has contacted Meagan Overman at Eagle Mountain-Saginaw Independent School District and she was interested in the concept of a YAC. There was a brief discussion. City Manager Reaume stated that he would continue the discussion with Ms. Overman and the counselors at EMS-ISD. The Council expressed their interest in creating a YAC in Saginaw. There was some discussion of including students that are home schooled or may be attending private school or charter schools. There was also discussion of giving preference to students that are residents of Saginaw.

City Manager Reaume briefly explained the Sister Cities International Program. He stated that he was involved in this program at Denison. He explained that the program is a fun way to showcase the city. He added that Management Intern Jenks has contacted representatives of the City of Fort Worth regarding the program. They have been very helpful in explaining the structure and process for becoming involved. He explained that the process involves setting up a profile for the city and forwarding it to Sister Cities International in Washington, D.C. Once the profile is approved it is posted on their website for potential cities to consider becoming sister cities.

- (10) Recess into Workshop

Mayor Flippo declared the meeting recessed into workshop at 6:56 p.m.

- (11) WS-0518-01
Budget Policies
(Preparation/Forecasting/Administration/Amendment)

City Manager Reaume explained that the intent of the budget workshop is to examine and update the City's existing financial policies. Finance Director Quin gave a brief presentation regarding the policies related to the operating budget.

- (12) Reconvene in Regular Session

Mayor Flippo declared the meeting back in regular session at 7:02 p.m.

- (13) 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

- (14) Adjournment

Motion was made by Councilmember Tankersley with a second by Mayor Pro-Tem Flory to adjourn the meeting. Motion carried unanimously. 6-0-0-1

For: Mayor Flippo, Mayor Pro-Tem Flory, Councilmembers Farr, Tankersley, Bighorse, and Copeland

Against: None

Abstain: None

Absent: Councilmember Adams

Mayor Flippo declared the City Council Meeting of May 8, 2018 adjourned at 7:02 p.m.

ATTEST:

APPROVED:

City Secretary Janice England

Mayor Todd Flippo