Duncanville City Council Meeting Minutes
Regular Meeting
Tuesday, February 6, 2024

CALL TO ORDER

A regular meeting of the Duncanville City Council was called to order on Tuesday, February 6, 2024, at 6:00 p.m. in the Council Briefing Room at City Hall with a quorum to wit:

COUNCIL PRESENT:
Mayor Barry L. Gordon
Councilmember At-Large DeMonica Gooden
Councilmember Joe Veracruz
Councilmember Don McBurnett
Councilmember Jeremy Koontz
Councilmember Karen Cherry-Brown
Mayor Pro Tem Greg Contreras

COUNCIL ARRIVING AT:

COUNCIL ABSENT:

WORK SESSION / BRIEFING

1. **DISCUSS AGENDA ITEMS**

   Mayor Gordon read the item into the record, and City Manager Doug Finch reviewed each item.

2. **CITY COUNCIL CALENDAR**

   City Secretary Chiquita Taylor reviewed the council calendar.

3. **BRIEFINGS / PRESENTATIONS**

   In the interest of time, Mayor Gordon moved the Executive Session to the end of the meeting.

   The Briefing Session was adjourned at 6:58 p.m.

   A. ***Council to receive a presentation from iChoosr regarding their Texas Solar Switch and Texas Power Switch programs.***
   Presented by Fred Woo with iChoosr. Mayor Gordon, Councilmember McBurnett, and Mayor Pro Tem Contreras stated they did not think the city should be endorsing an outside business such as this.

   B. ***Council to discuss and deliberate proposed amendments to the Rules of Procedure.***
   Mayor Gordon and Councilmember McBurnett stated they would like to table this item.

   C. ***Finance Department to provide Council with an update on the progress of completing the FY22 audit.***
   Managing Director of Fiscal Services Richard Jackson presented this item. He stated we are continuing to move forward with the FY22 audit. As of last week, we have received the draft audit report from McConnell Jones. The only items outstanding from the city are the statements and supporting documents. There are no other outstanding items related to the testing. We will be leaning on the company to get a firm target date for the completion of the audit.

EXECUTIVE SESSION

The Executive Session convened at 9:34 p.m. and Mayor Gordon read the item into record.

Mayor Gordon closed the Executive Session at 10:39 p.m.

1. ***City Council shall convene into closed executive session pursuant to Section 551.074, of the Texas Government Code, Personnel, to deliberate the duties of the City Manager under the Home Rule Charter pursuant to Section 551.071 of the Texas Government Code; and, Financial and Security Audit pursuant to Section 551.076 of the Texas Government Code to seek legal advice from the City Attorney and Special Legal Counsel on the same topic.***

REGULAR SESSION - CONVENE INTO THE COUNCIL CHAMBERS (7:00 P.M. or immediately following the 6:00 pm Work Session/Briefing)

The City Council convened into Regular Session in the Council Chambers at 7:08 p.m. with Mayor Gordon presiding.

Police Chaplain Moises Ruiz delivered the Invocation.

Mayor Gordon led the Pledge of Allegiance and Texas Pledge.

1. **REPORTS**

   A. ***Mayor's Report.***
   Mayor Gordon stated Dallas Regional Mobility Coalition is discussing electric vehicles and charging stations. He will give an update as more information is gathered. He stated we are looking at drones being used for delivery systems in the area.

   B. ***Councilmembers' Reports***
   Councilmember Gooden acknowledged the Arts Commission and the upcoming items they have planned. Councilmember Koontz thanked citizens for reaching out to staff and council and Code Compliance officers for giving suggestions for changes to get in compliance.
   Councilmember McBurnett announced the District 2 neighborhood meeting is tomorrow night. He read a letter submitted to the council from the Managing Director of Development Services, Gus Garcia, regarding his resignation.

   C. ***City Manager's Report.***

   Councilmember Jeremy Koontz made a motion to extend his three-minute time for the city manager's report, Councilmember Don McBurnett seconded the motion. The vote was cast 7 for and 0 against.

   City Manager Finch recognized Fire Chief Sam Rohde and Assistant Fire Chief Greg Chase on receiving the temporary certificate of occupancy for the new Fire Station. He also recognized Director of Parks and Recreation Bart Stevenson on the upcoming opening of the Kidsville playground.

   CM Finch then introduced Interim Police Chief Matt Stogner to present the following awards:

   Life-saving Awards to police officers, Andrew Paczocha, Michael Hankins, Ashley Garcia, Rocio Vazquez, Roger Hernandez, and Luis Alvidrez.
   Police Shields Awards to officers Jordan Sherman and Fares Acosta
   Medal of Valor to officers Jordan Sherman, Fares Acosta, and Esmeralda Pineda

2. **PROCLAMATIONS AND PRESENTATIONS**
   None

3. **CITIZENS' INPUT**
   "Pursuant to Section 551.007 of the Texas Gov't Code, any member of the public has the opportunity to address the City Council concerning any matter of public business or any posted agenda item; however, the Act prohibits the City Council from deliberating any issues not on the public agenda and such non-agenda issues may be referred to City staff for research and any future action; all persons addressing are subject to council adopted rules and limitations permitted by law"

At this time, two-minute comments will be taken from the audience on any topic. To address the Council, please submit a fully completed request card to the City Secretary prior to the beginning of the Citizens' Input portion of the Council meeting. In accordance with the Texas Open Meetings Act, the City Council cannot discuss issues raised or make any decisions at this time. Issues may be referred to City Staff for research and possible future action.

To view the live meeting or previous meetings click on the link below.
https://duncanvilletx.new.swagit.com/views/454/
To submit a comment via email the following information is required:

- Submit a comment by 4:00 p.m. on _
- Email citysecretary@duncanvilletx.gov
- Email title: Public Comment – _
- First Name, Last Name, and Address

Mayor Gordon read the item into the record. The following spoke during the Citizens Input Period:

Emily Bridges
418 Oleander
Native landscape Ordinance

Patricia Ebert
115 S Greenstone
Native pollinator gardens

Marci Buck
1310 Green Hills Rd
Native pollinator gardens

Trish Rosito
1700 S, Main St.
Duncanville Fieldhouse management

Christina Liu
434 Blue Ridge
Government transparency

Homer Fincannon
546 Wind River Dr.
Multi-Cultural Commission; election oversight

Mark Graham
410 Santa Fe Trail
Ladd Preserve

Justin Edwards
226 Mizell St.
Native landscape ordinance

Jennifer Porter
1210 Lansdale Dr.
email: Duncanville Fieldhouse management

Melissa Cannon
DeSoto, TX
email: Duncanville Fieldhouse management

Bonnie Espree
1319 Briarmeade
Permitting system

4. **CONSENT AGENDA**

Mayor Gordon requested the City Secretary read the Consent Agenda Items.

A. ***Consider the Minutes for the January 9, 2024 City Council Regular Meeting.***

B. ***Council to consider a resolution confirming the City Manager's appointment of Matthew Stogner as the Interim Police Chief.***

C. ***Consider a Resolution approving a five (5) year contract with Lexipol for annual policy management, daily training bulletins, accreditation workbench, and the online PoliceOne Academy training platform in an amount not to exceed $124,960.21.***

Mayor Pro Tem Contreras asked about the expenditures for Lexipol and what it entails. Interim Police Chief Stogner reviewed the expenditures for the item.

D. ***Consider a Resolution approving a five (5) year contract with Flock, Inc. for the maintenance and monitoring of automated license plate recognition (ALPR) cameras in an amount not to exceed $75,000.00.***

E. ***Consider a Resolution awarding a bid and authorizing a cooperative purchasing agreement with RDO Equipment Co. for the purchase of a John Deere backhoe through Sourcewell 011723-JDC in the expenditure amount of $147,220.00.***

F. ***Consider a Resolution authorizing a final contract renewal with Micro Systems via sole source procurement for the continuation of repairs and maintenance of the existing SCADA system for the water and wastewater system in an amount not to exceed $30,000.00.***

G. ***Consider a Resolution authorizing an agreement with Macaulay Controls Company for preventative maintenance, calibrations, and as-needed repairs to the City's chemical injection equipment installed at city-owned water storage facilities via sole source procurement for a one-year term, with the option to renew up to four additional one-year terms for a total contract not to exceed five years, in an estimated annual amount of $20,000.00 for fiscal years 24 through 28, for a total contract amount not to exceed $100,000.00, subject to the exercise of a contract renewal and City Council appropriation.***

H. ***Consider a Resolution awarding a bid and authorizing a contract with Southwest International Trucks, Inc. for the purchase of fleet parts and the repair of International vehicles through BuyBoard Contract 723-23 for a one-year term, with the option to renew for up to four additional one-year terms, in an estimated total contract amount not to exceed $120,000.00, subject to the exercise of a contract renewal and City Council appropriation.***

I. ***Consider a Resolution awarding a bid and authorizing a contract with Mac Haik Ford for the purchase of fleet parts and Ford vehicle repair services through Sourcewell Contract 101520-FMC for a one-year term, with the option to renew up to four additional one-year terms, for a total contract not to exceed five years, in an estimated FY24 amount of $66,000.00, an estimated FY25 amount of $69,300.00, an estimated FY26 amount of $72,600.00, an estimated FY27 amount of $75,900.00, and an estimated FY28 amount of $79,200.00, for a total contract amount not to exceed $363,000.00, subject to the exercise of a renewal and Council appropriation.***

J. ***Consider a Resolution awarding a bid and authorizing a contract with Chuck Fairbanks Chevrolet for the purchase of fleet parts and the repair of Chevrolet vehicles through Sourcewell Contract 101520-GNL for a one-year term, with the option to renew for up to four additional one-year terms, for a total contract not to exceed five years, in an estimated total contract amount not to exceed $330,000.00, subject to the exercise of a contract renewal and City Council appropriation.***

K. ***Consider a Resolution awarding a bid and authorizing a contract with Associated Supply Co., Inc. for the purchase of equipment parts and the repair of Case equipment through BuyBoard Contract 685-22 for a one-year term, with the option to renew up to four additional one-year terms,*** *in an estimated contract amount not to exceed $275,000.00, subject to the exercise of a contract renewal and City Council appropriation.*

L. ***Consider a Resolution awarding RFB 23-0008 Softwood Drive Sanitary Sewer Aerial Crossing Repair construction project to Texas Standard Construction Ltd. through the City's competitive bid process, with a contract amount of $1,339,121.10 and an additional appropriation of $133,912.11 as a project contingency for a total amount not to exceed $1,473,033.21.***

M. ***Consider a Resolution authorizing a Professional Services Agreement with Freese and Nichols for Stormwater Management Program consulting services for a one-year term in an amount not to exceed $15,540.00.***
Councilmember Gooden requested Interim Managing Director of Operations Jacqueline Culton explain the Stormwater Management Program for the public.

N. ***Consider a Resolution authorizing execution of Change Order No.1 in amount of $5,962.00 for T.F. Harper Contract No. 3230099 for additional construction services to complete the improvements in the Armstrong Park project for a total contract amount of $704,541.76.***

O. ***Consider a Resolution authorizing execution of Change Order No.1 in the amount of $12,733.05 and Change Order No. 2 in the amount of $19,747.75 for Kraftsman Contract No. 3230098 for additional construction services to complete the improvements in the Armstrong Park project for a total contract amount of $2,144,613.80.***
Mayor Gordon clarified that Change Order No. 1 is a ratification and Change Order No. 2 is an addition.

P. ***Consider a resolution authorizing approval of incentive grants by the Duncanville Community & Economic Development Corporation (DCEDC) to 1703 Main Realty, LLC, in an amount not to exceed $209,000.00 for a building located at 1703 S Main Street, Duncanville, Texas, 75137.***
Councilmember Koontz requested this item be moved to individual consideration. This will be item 5D.

Q. ***Consider a Resolution authorizing the approval of a professional services contract agreement with Placer.ai for the location tracking data analytics software via professional services procurement.***
Councilmember Koontz requested this item be moved to individual consideration. This will be item 5E.

R. ***Consider a Resolution authorizing the approval of a professional services contract agreement with Create Atelier for the architectural and interior design services via professional services procurement, contingent on the drafting of a contract; as to form by the City Attorney.***
Mayor Pro Tem Contreras requested this item be moved to individual consideration. This will be item 5F.

Councilmember Don McBurnett made a motion to approve the consent items A - O as stated, Councilmember At-Large DeMonica Gooden seconded the motion. The vote was cast 7 for, 0 against.

5. **ITEMS FOR INDIVIDUAL CONSIDERATION**

A. ***Take any necessary action as a result of the Executive Session.***
No action taken.

B. ***Consider a Resolution ordering the May 4, 2024 General and Special Election***

Councilmember Don McBurnett made a motion to approve the item as stated, Councilmember Karen Cherry-Brown seconded the motion. The vote was cast 7 for, 0 against.

C. ***Consider an Ordinance of the City of Duncanville, Texas, adopting Chapter IV A Native Pollinator Garden.***

Mayor Barry L. Gordon made a motion to table this item, Councilmember Joe Veracruz seconded the motion. The vote was cast 4 for and 3 against (Councilmember Don McBurnett, Councilmember Jeremy Koontz, and Mayor Pro Tem Greg Contreras).

D. ***Consider a resolution authorizing approval of incentive grants by the Duncanville Community & Economic Development Corporation (DCEDC) to 1703 Main Realty, LLC, in an amount not to exceed $209,000.00 for a building located at 1703 S Main Street, Duncanville, Texas, 75137.***
Managing Director of Development Services Gus Garcia presented this item. Councilmember Koontz asked Mr. Garcia to speak on the business grant. Mr. Garcia stated this is an expansion grant to improve and expand the business to include a restaurant. Mayor Pro Tem Contreras asked about the DCEDC vote on this item. Mr. Garcia stated this item was approved unanimously on the condition of the addition of a restaurant. Councilmember Gooden stated she would like to see a regional restaurant included in this incentive grant. She also supports providing expenditures for the expansion. Mayor Gordon stated he would like to have an option of a regional or national restaurant in this location instead of limiting it to regional. Mayor Pro Tem Contreras stated he would like to make sure the applicant is using their funds to make improvements to the property. Councilmember McBurnett stated this is our gateway to the city, and he would like something adequate for the location.

Councilmember Don McBurnett made a motion to table this item, Councilmember Jeremy Koontz seconded the motion. The vote was cast 7 for, 0 against.

E. ***Consider a Resolution authorizing the approval of a professional services contract agreement with Placer.ai for the location tracking data analytics software via professional services procurement.***
Gus Garcia presented this item. Councilmember Koontz asked how the program would be used. Mr. Garcia stated the program would be used to track attendance at events as well as how many people are visiting restaurants and businesses when in the area attending an event. Councilmember Gooden asked how detailed the tracking system is. Mr. Garcia stated the company subscribes to over three hundred applications to track locations to gather the information. The information is anonymous and does not track the individual.

Councilmember Don McBurnett made a motion to approve the item as stated, Councilmember Joe Veracruz seconded the motion. The vote was cast 7 for, 0 against.

F. ***Consider a Resolution authorizing the approval of a professional services contract agreement with Create Atelier for the architectural and interior design services via professional services procurement, contingent on the drafting of a contract; as to form by the City Attorney.***
Gus Garcia presented this item. Mayor Gordon asked about the cost associated with this item, as no costs were submitted. Mr. Garcia stated the cost is based on use. This would be tied to our budget cost of $80,000. City Attorney Hager stated we can require that work orders be submitted for approval.

Councilmember Don McBurnett made a motion to approve this item as stated, Councilmember Karen Cherry-Brown seconded the motion. The vote was cast 5 for, 2 against (Councilmember Jeremy Koontz and Mayor Pro Tem Greg Contreras).

6. STAFF AND BOARD REPORTS

A. ***Receive the Monthly Financial Report as of November 30, 2023.***
Jennifer Otey, Budget and Grants Administrator presented this item.

Mayor Gordon recessed the regular session at 9:30 p.m. to convene into executive session.

Mayor Gordon reconvened the regular session at 10:41 p.m.

ADJOURNMENT

The meeting was adjourned at 10:41 p.m.

APPROVED:

Chiquita Taylor

CITY SECRETARY