

Duncanville City Council Meeting Minutes

Regular Meeting

Tuesday, July 16, 2024

CALL TO ORDER

A regular meeting of the Duncanville City Council was called to order on Tuesday, July 16, 2024, at 6:02 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
Mayor Pro Tem Jeremy Koontz
Councilmember Karen Cherry-Brown
Mayor Greg Contreras

COUNCIL ARRIVING AT:

COUNCIL ABSENT:

WORK SESSION / BRIEFING

1. DISCUSS AGENDA ITEMS

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

2. CITY COUNCIL CALENDAR

3. BRIEFINGS / PRESENTATIONS

Briefing Session was adjourned at 6:46 p.m. for City Council to convene into Executive Session.

A. *Council to receive a briefing and status update on the Comprehensive Plan.*

Assistant City Manager David Kees gave the presentation, which included the highlights from MRB Group on the Comprehensive Plan. Mayor Pro Tem Koontz asked about the timeline for the plan, which Mr. Kees stated was eight to twelve months.

B. *Council to receive a briefing on Section 16A - Sign Guidelines in the Code of Ordinances and deliberate possible changes.*

Presented by Mr. Kees.

C. *Council to receive a briefing on a possible amendment to the ordinance for naming parks and facilities.*

Presented by Mr. Kees.

D. *Receive a briefing and discuss the Council's actual training and retreat expenses and FY 2025 proposed budget.*

Presented by Budget Administrator Jennifer Otey.

EXECUTIVE SESSION

The Executive Session was called into session at 6:46 p.m. and City Attorney Hager read the item into record.

The Council closed the Executive Session at 7:07 p.m.

- 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 and, pursuant to Section 551.071 of***

the Texas Government Code, to seek legal advice from the City Attorney on the same topic.

2. *City Council shall convene into closed Executive Session to seek legal advice from the City Attorney pursuant to Section 551.071 of the Texas Government Code concerning potential litigation involving real property located at 1718 Beaver Creek Court, Duncanville, Texas.*

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 7:16 p.m. with Mayor Contreras presiding.

Rachel McConnell with First Presbyterian Church Duncanville delivered the Invocation.

Mayor Contreras led the Pledge of Allegiance and Texas Pledge.

1. REPORTS

A. *Mayor's Report.*

Mayor Contreras complimented the Lions Club and city staff on the parade and activities for the great July 4th celebration.

B. *Councilmembers' Reports*

Councilmember McBurnett congratulated Holy Spirit Church on 50 years. He thanked the staff and public for praying for our Planning Director Nathan Warren. Councilmember Gooden thanked the Arts Commission for the joint meeting with the city council. Mayor Pro Tem Koontz announced that Chess in the Park is on August 3rd at Plyburn Park. There will be opportunities to learn and play chess. July 29th is the Pickle Ball Camp at the Recreation Center. He stated that a library survey is going on now and asked citizens to complete the survey, which can also be done online at the city website.

C. *City Manager's Report.*

Mr. Finch welcomed our new Economic Development Director Victor Barrera. He thanked Assistant City Manager Robert Brown for his service and announced his retirement on August 30th. The new permitting software, Energov is being implemented. He thanked all involved in the Duncan Switch crosswalks. Budget Administrator Jennifer Otey has delivered the proposed budget and the Budget Townhall is scheduled for July 25th.

2. PROCLAMATIONS AND PRESENTATIONS

A. *Proclamation designating July as Parks and Recreation Month.*

Presented by Parks and Recreation Director Bart Stevenson.

B. *The Greatest American Cleanup Pledge Proclamation*

Presented by Assistant Parks and Recreation Director Tyler Agee.

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

Mary Flickner
418 N. Casa Grande Cir
spoke in favor for item 5D.

Amelia Moore
435 Roundtop
Support of Dog park

Teresa Montgomery
519 Allen Ave
Wheatland Plaza plan

Lisset Bell (email)
1019 Meadow Run Dr.
MRB Group Comprehensive plan

A. *Council to receive a briefing from Leigh Ferguson of Republic Services relating to ongoing trash pickup, storm debris cleanup, and activity by Republic Services.*

Presented by Leigh Ferguson, Manager of Municipal Sales with Republic Services along with Scott Hemphill, Mario Flores, and Reginald Lambert of Republic Services. Assistant Utilities Superintendent David Dunn and solid Waste Coordinator LaShonda Vaughn with the Public Works department were also present to answer questions. Mayor Contreras asked how citizens know how to judge what 100 cubic yards looks like. Mr. Dunn stated that this information is posted on the website. He then asked how we were informing residents when they are combining brush and bulk trash. Mr. Dunn stated we are currently picking them up. It has also been put on social media and the website. In the future, we need to work on educating the public. Mayor Pro Tem Koontz asked how we are improving communication with the public. Mr. Dunn stated we are focusing on social media (Facebook and Nextdoor). We will be working closely with Communications and Marketing Administrator Alex Hamby to get information out to the public. Mr. Koontz then asked where other cities are in this same situation. Mr. Finch stated that the other Best Southwest cities are in similar situations.

4. CONSENT AGENDA

Mayor Contreras requested that City Secretary Chiquita Taylor read the Consent Agenda Items.

A. *Consider the Minutes for the June 18, 2024, City Council Regular Meeting and July 9, 2024, Special Council Meeting.*

B. *Consider a resolution approving a property damage recovery service agreement with Peachtree Recovery Services, Inc.*
RES 2024-287

C. *Consider a Resolution awarding a bid and authorizing a Cooperative Purchasing Agreement with Viking Construction, Inc. through City of Grand Prairie Contract 21478 for micro-surfacing pavement treatment services for a one-year term, with the option to renew for up to two additional one-year terms, in an estimated contract amount not to exceed \$1,800,000.00 over the three years, subject to the exercise of a contract renewal and City Council appropriation.*
RES 2024-290

D. *Consider a Resolution authorizing the submittal of an application for financial assistance from the Texas Water Development Board for lead*

service line inventory and replacement and designating the City Manager as the authorized representative to execute all necessary documents related to said application.

RES 2024-293

- E. *Consider a Resolution ratifying Change Orders 1 and 2 for the design of the Cedar Ridge Road Reconstruction Project in an expenditure amount of \$41,625.00 and authorizing an appropriation of \$41,703.50 for additional project contingency for the execution of future change orders; amount of \$83,328.50, for a total contract amount not to exceed \$500,363.50.***

RES 2024-273

- F. *Consider a Resolution authorizing a Development and Release Agreement between the City of Duncanville and the Greene Homeowners' Association (HOA) to provide engineering plans for a drainage improvement project and release the City from any future liability and responsibility for improvements constructed on HOA-owned property.***

RES 2024-289

- G. *Consider a Resolution authorizing the purchase of three vehicles from Silsbee Ford Fleet Group that will be used in support of the Police Department's Patrol Division, in the expenditure amount not to exceed \$216,163.95, with the additional purchase of upfitting cost to Axon in the expenditure amount not to exceed \$39,349.44; with the additional purchase of upfitting cost to Motorola in an amount not to exceed \$19,366.29.***

RES 2024-274R

- H. *Consider a resolution to accept and deposit awarded federal and state asset forfeiture funds.***

RES 2024-294

Councilmember Don McBurnett made a motion to approve the consent agenda, Mayor Pro Tem Jeremy Koontz 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.***

Councilmember Don McBurnett made a motion to approve the motion stated by Attorney Hager to authorize the city attorney to file an appropriate legal action to remove substandard building, debris and demolition refuse from property located at 1718 Beaver Creek Circle, Duncanville, Texas, Mayor Pro Tem Jeremy Koontz seconded the motion. The vote was cast 7 for, 0 against.

No further action taken.

- B. *Discuss and consider private citizens' appointments to the Audit Committee.***

Councilmember Don McBurnett made a motion to approve the appointment of Jerry Frazier to the Audit Committee, Councilmember At-Large DeMonica Gooden seconded the motion. The vote was cast 7 for, 0 against.

RES 2024-292

- C. *Consider a resolution authorizing approval of incentive grants by the Duncanville Community & Economic Development Corporation (DCEDC) to Cedar Park Shopping Center, LTD., in an amount not to exceed \$20,000.00 for a building located at 207-331 South Cedar Ridge Drive, Duncanville, Texas, 75116.***

Item was withdrawn.

- D. *Conduct a Public Hearing and consider adopting an Ordinance amending the Comprehensive Zoning Ordinance and Map, as heretofore amended, by amending the existing Single Family-7 District to grant a Specific Use Permit to allow for the use of Temporary Educational Use on Doris Heights, Block C, Lots 1-12, Block E, Lots 1-4, ACS 4.0241, more***

commonly known as 323 West Wheatland Road, Duncanville, Dallas County, Texas.

Presented by Assistant to the City Manager David Kees.

Mayor Contreras opened the public hearing at 8:24pm

Spoke In favor:

Felecia Davis

1002 Hunter Ridge Dr.

Arlington

Scott Graves

5085 N. Noric Dr.

Grand Prairie

Mike Litner

418 N. Casa Grande

Duncanville

Katy Edwards

226 Mudville

Duncanville

Robin Cooley

8811 Malarie Court

Waxahachie

Kevin "KC" Cook

3518 S. Echo Tr

Plano

Blake Flickner

418 N. Casa Grande Cir

Duncanville

Spoke in opposition:

None

Mayor Pro Tem Jeremy Koontz made a motion to close the public hearing, Councilmember Don McBurnett seconded the motion. The vote was cast 7 for, 0 against.

The public hearing closed at 8:35 pm.

Councilmember McBurnett asked about the school start and stop times and the number of students. A school representative presented the start and end times. Mayor Contreras asked about the plan for monitoring of the parking for pickup and drop-off and if there is efficient monitoring of the traffic flow and safety of children. A school representative reviewed the traffic flow for student drop-off and pick-up.

Attorney Hager clarified the number of students and faculty as well as the length of the special use permit.

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

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6. STAFF AND BOARD REPORTS

- A. ***Present the Police Department's Quarterly Report.***
Presented by Assistant Police Chief Adrian Tiajjena.
- B. ***Monthly Financial Report as of May 31, 2024***
Presented by Budget Administrator Otey.

ADJOURNMENT

The meeting was adjourned at 9:07 p.m.

ATTEST:

CITY SECRETARY