

Duncanville City Council Meeting Minutes
Regular Meeting
Tuesday, August 15, 2023

CALL TO ORDER

A regular meeting of the Duncanville City Council was called to order on Tuesday, August 15, 2023, at (time) p.m. in the Council Briefing Room at City Hall with a quorum to wit:

COUNCIL PRESENT:

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

COUNCIL ARRIVING AT:

COUNCIL ABSENT:

Councilmember Joe Veracruz

WORK SESSION / BRIEFING

1. DISCUSS AGENDA ITEMS

Mayor Gordon read the item into the record, and Interim City Manager Brown reviewed each item.

2. CITY COUNCIL CALENDAR

A. *Discuss the city council calendar*

City Secretary Chiquita Taylor reviewed the council calendar.

3. BRIEFINGS / PRESENTATIONS

A. *Discussion to create a new ordinance for adjudication of ordinance violations.*

Assistant Chief of Police Chris Freis presented the details for adjudication of ordinance violations issued the new parking violations by changing the violations to civil or fine only. Councilmember Contreras asked how changing to fine only would benefit the city. Mr. Freis stated this would free up the municipal court and police resources.

B. *Discussion on emergency purchase of an ambulance.*

Fire Chief Rohde presented the need for emergency purchase of ambulances due to the long wait for new ambulances. Currently the delivery time for a new ambulance is a year to a year and a half. Councilmember McBurnett asked about the age of the front-line units. Chief Rohde stated they are at the end of their life span which is four years. Mr. McBurnett asked if we stagger the purchases. Chief Rohde states we used to stagger the purchases but have not been able to lately.

C. *Council to receive an update from T2 Professional Consulting regarding the executive search process.*

Mike Wilson and Mica Lunt from T2 Professional Consulting provided an update on the City Manager search process. They have received a range of applicants with varied education and experience. Most applicants have master's degrees or higher. Councilmember Gooden asked if we are still accepting applicants with a bachelor's degree and seven or more years of director level experience in municipal government. Mr. Wilson stated that currently it states a master's degree with seven years of experience. The council requested that T2 craft the language in the job description to include applicants with bachelor's degrees.

D. *Presentation on the Data Transfer Solution's pavement condition assessment implementation services and VUEWorks Asset Management Software*

Todd Spangler, Sr. Business Development Manager with Data Transfer

Solutions makers of VUEWorks presented this item on pavement condition assessment services. Managing Director of Operations Jacqueline Culton stated this is an enhancement to the software currently being used by the city. The council has given consensus to these enhancements.

Briefing Session was adjourned at 7:16 p.m.

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

EXECUTIVE SESSION

The Executive Session was called at 9:03 p.m. and the City Attorney sitting in for Mr. Hager, Kyle Barry read the item into record.

The Council closed the Executive Session at 9:39 p.m.

1. ***City Council shall convene into closed executive session pursuant to Section 551.071, of the Texas Government Code, to seek legal advice on the requirements of the Fire Code.***

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 7:23p.m. with Mayor Gordon presiding.

Councilmember Karen Cherry-Brown delivered the Invocation.

Mayor Gordon led the Pledge of Allegiance and Texas Pledge.

1. REPORTS

A. *Mayor's Report.*

No report

B. *Councilmembers' Reports*

Councilmember Koontz shared he will be joining a senior fitness class on August 22nd at the Senior Center for a park walk.

C. *City Manager's Report.*

Interim City Manager Brown yielded his time to Police Chief Mark LiVigni to recognize police officers for a job well done.

Councilmember Don McBurnett made a motion to extend the time for the presentation beyond three minutes. Councilmember Jeremy Koontz seconded the motion. The vote was cast 5 for, 0 against, with Councilmember Joe Veracruz absent.

Officer R. Hernandez and Officer Alvidrez were presented with the Meritorious Conduct Award in front of the council last night. This award was given for their actions taken on July 4th to take into custody an individual who had just shot a 10-year-old in Denton. Officers Hernandez and Alvidrez set aside their personal safety to arrest an armed individual who just committed a heinous act.

Officer Peterson and Officer Hankins were awarded a Life-Saving award, in front of the council, for reviving a female who overdosed in a parking lot. They administered Narcan and performed CPR on the female prior to medics arriving. The female was transported and has since recovered.

2. PROCLAMATIONS AND PRESENTATIONS

A. *Proclamation recognizing the first week in September as National*

Payroll Week.

Councilmember McBurnett read the proclamation into the record and presented it to Budget Administrator Jennifer Otey.

B. Receive a Proclamation recognizing August 21, 2023, as National Fentanyl Prevention and Awareness Day

Mayor Gordon read the proclamation into the record and presented it to Amy Brewer and Mark Garbade in honor of their daughter Marissa

C. Sister City trip report presented by Rev Dr. Ginger Hertenstein Conley. Twenty people represented Duncanville on this trip to Monasterolo di Savigliano.

Dr. Ginger Hertenstein Conley presented highlights of the Sister City trip.

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

The following spoke during the Citizens Input Period:

Dianne Walker 135 Austin Stone Drive and Sharon Oldham 139 Austin Stone Drive
Austin Stone Culvert and plumbing issues

4. CONSENT AGENDA

Mayor Gordon requested that City Secretary Chiquita Taylor read the Consent Agenda items in the record.

- A. A motion to extend the Board and Commissions terms that expire on August 31, 2023 to September 30, 2023.**
- B. Consider a Resolution approving the procurement of equipment, goods, and/or services to upgrade the Municipal technology infrastructure in an estimated expenditure amount of \$143,353.28.**
- C. Consider a Resolution approving the procurement of equipment, goods, and services to upgrade the Public Safety technology infrastructure for the Traffic division and Police department in an estimated expenditure amount of \$120,448.20.**
- D. Consider a Resolution approving the terms and conditions of a proposal for a sanitary sewer evaluation survey of CB Sanitary Sewer Basin with Duke's Root Control through sole source justification for a total expenditure amount of \$99,900.00.**
- E. Consider a Resolution authorizing a two-year renewal lease agreement by and between the City of Duncanville and the leasing company for undercover uses in the estimated total expenditure amount of**

\$89,700.00.

- F. ***Consider a Resolution authorizing the contract to purchase Personal Protective Equipment (PPE) Turnout Gear and Fire Equipment from Casco Industries, Inc., through the Buy Board Contract #698-23 for a discounted unit price bid with an estimated expenditure amount not to exceed \$216,000.00.***
- G. ***Consider a Resolution awarding RFB 23-0015 Street Sweeping Services to Sweeping Corporation of America, LLC., and authorizing a contract for a one-year term with the option to renew up to four additional one-year terms; in an estimated contract expenditure amount not to exceed \$444,092.32.***
- H. ***Council to consider a resolution denying the Distribution Cost Recovery Factor and Mobile Generation Riders filing of Oncor Electric Delivery Company, LLC.***
- I. ***Council to consider a resolution approving the assignment of private activity bond authority to the Texas Department of Housing and Community Affairs.***
- J. ***Consider a Resolution authorizing the purchase of twenty-five (25) bullet-resistant shields, twenty-six (26) ballistic shield lights, and twenty-five (25) breaching tools/scabbards not to exceed \$175,087.50 through the grant from the Texas Office of the Governor, Criminal Justice Division, FY23 Bullet-Resistant Shield Grant Program.***

Councilmember Don McBurnett made a motion to approve the consent agenda items as stated, Councilmember Jeremy Koontz seconded the motion. The vote was cast 5 for, 0 against, with Councilmember Joe Veracruz absent.

5. ITEMS FOR INDIVIDUAL CONSIDERATION

Consider a Resolution authorizing a contract with Prime Controls, sole source procurement to replace the City's existing SCADA (Supervisory Control and Data Acquisition) System software and equipment, and to provide ongoing maintenance, for a total expenditure amount not to exceed \$480,000.00.

- A. ***Consider a resolution authorizing approval of an incentive grant by the Duncanville Community and Economic Development Corporation (DCEDC) To Creative Beauty Salon Suites, in an amount not to exceed \$5,000 for a building located at 336 E. Camp Wisdom Road, Suite A, Duncanville, Texas 75116.***

Senior Planner Nathan Warren reviewed the details of this item.

Councilmember Jeremy Koontz made a motion to approve the item as stated, Mayor Pro Tem Greg Contreras seconded the motion. The vote was cast 5 for, 0 against.

- B. ***Conduct a public hearing to adopt an ordinance and amend the Code of Ordinances to regulate donation boxes and establish requirements for permits allowing the placement of donation boxes on approved open spaces on private property within certain portions of the City of Duncanville, Dallas County, Texas***

Planning and Neighborhood Services Director Jeremy Tenant reviewed this ordinance change to remedy to proliferation of donation boxes. This issues with the donation boxes as lack of oversight, abandoned and unattended boxes, illegal placement, and social and environmental impact. This ordinance proposes to require a permit to acquire contact information and the owner of the donation box. limiting it to two per zoning district by limiting it to industrial and commercial areas. enforces maintenance and upkeep, revocation of permit.

The public hearing was opened at 8:32p.m.

In favor

None

Opposed
None

Councilmember Don McBurnett made a motion to close the public hearing, Councilmember Jeremy Koontz seconded the motion. The vote was cast 5 for, 0 against.

The public hearing was closed at 8:33p.m.

Councilmembers Contreras and Gooden stated they are supportive of this revision to the ordinance. Councilmember Gooden asked us to ensure donation boxes are far enough away from the storm drain not to cause a nuisance. She also asked how the abandoned boxes would be moved. Mr. Tennant stated this is a partnership with Public Works and they will be housed at the service center until retrieved by the owner. Councilmember Koontz is in support of the ordinance and would like to know what we would do with the items retrieved from boxes that are not claimed by the owner. He would like to see the contents of unclaimed boxes taken to another local agency that could utilize the contents.

Mayor Gordon continued with the regular meeting without broadcast sound due to technical issues. Upon consultation with the city attorney, this was authorized as long as minutes of the meeting were being taken. Councilmember Koontz goes on record in opposition of continuing the meeting before technical issues were resolved.

Councilmember Jeremy Koontz made a motion to approve the item as stated, Mayor Pro Tem Greg Contreras seconded the motion. The vote was cast 5 for, 0 against.

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

6. **STAFF AND BOARD REPORTS**

- A. ***Receive the Fiscal Year 2022-2023 Third Quarter Investment Report as of June 30, 2023.***

Denise Hickman introduced Tim Pinyon of Valleyview Consulting who reviewed the third quarter investment report.

Executive session convened at 9:03pm

Mayor Gordon closed the executive session at 9:39pm and reconvened regular session.

ADJOURNMENT

The meeting was adjourned at 9:40 p.m.

APPROVED:

MAYOR

ATTEST:

CITY SECRETARY