

SANGER

★ TEXAS

**MINUTES
CITY COUNCIL REGULAR MEETING
TUESDAY, JANUARY 18, 2022
7:00 PM
HISTORIC CHURCH BUILDING
403 N 7TH STREET SANGER, TEXAS**

COUNCIL MEMBERS PRESENT:

Mayor Thomas Muir and Councilmember Gary Bilyeu, Councilmembers: Marissa Barrett, Dennis Dillon, and Victor Gann.

COUNCIL MEMBERS ABSENT:

Allen Chick

STAFF MEMBERS PRESENT:

City Manager John Noblitt, Assistant City Manager Alina Ciocan, City Secretary Kelly Edwards, Attorney Pro Tem Lance Vanzant, Director of Finance Clayton Gray, Chief of Police Waylan Rhodes, Parks & Recreation Superintendent Ryan Nolting, and Marketing and Civic Engagement Director Donna Green.

1. CALL THE REGULAR MEETING TO ORDER, ESTABLISH A QUORUM, INVOCATION, AND PLEDGE

Mayor Muir called the Regular Session to order at 7:01 p.m.

The invocation given by Councilmember Dillon the Pledge of Allegiance was led by Councilmember Barrett.

2. CITIZEN INPUT:

Maria Falls, 3904 Pocahontas, Flower Mound, spoke regarding the current pandemic.

3. CONSENT AGENDA:

A. MINUTES REGULAR SESSION

Consider the regular session minutes from the January 3, 2021. (Edwards)

B. CALLING THE MAY 7, 2022, GENERAL ELECTION

Consider Ordinance 01-03-22, Calling the General Election to be held on May 7, 2022, for the purpose of electing a Mayor, Council Member Place 2, and Council Member Place 4, for two-year terms and authorizing the Mayor to execute all necessary documents. (Edwards)

C. BUDGET AMENDMENT FOR ENGINEERING, FLEET, AND MARKETING DEPARTMENTS

Consider Ordinance 01-02-22, amending the budget for the Fiscal Year 2021-2022, and authorizing amended expenditures as provided in Exhibit A. (Gray)

Councilmember Gann asked for additional discussion regarding **Item C** of the consent agenda.

Motion made by Councilmember Bilyeu to approve **Items A&B** of the consent agenda. Councilmember Dillon seconded the motion. Motion passed unanimously.

Director Gray provided an overview of the budget amendment.

Discussion ensued regarding several line items in Exhibit A, funding for future events and to enhance current community events, and the net increase to the budget.

Motion made by Councilmember Bilyeu to approve **Item C** the consent agenda. Councilmember Dillon seconded the motion. Motion passed unanimously.

4. REGULAR AGENDA

A. FISCAL YEAR ANNUAL FINANCIAL REPORT AND RELATED AUDIT - PERIOD ENDING 09/30/2021

Consider Acknowledgement and Acceptance of the Annual Financial Report and Related Audit by Brooks Watson & Co. for the Fiscal Year Ending September 30, 2021. (Gray)

Director Gray provided an overview of the requirement in the Charter to perform an audit of the city's finances.

Motion made by Councilmember Dillon to accept the Annual Financial Report and Related Audit by Brooks Watson & Co. for the Fiscal Year Ending September 30, 2021. Councilmember Bilyeu seconded the motion. Motion passed unanimously.

Mayor Muir moved to **Item 4C** of the agenda.

B. WASTE CONNECTIONS RATE INCREASE REQUEST

Consider approving a 4.8% rate increase from Waste Connections, Inc. for solid waste and recycling services. (Gray)

Director Gray provided an overview of the rate increase as outlined in the current contract and introduced Hyon Cho from WasteConnections.

The total increase for residential customers would be \$0.74 per month.

Motion made by Councilmember Bilyeu to approve a 4.8% rate increase from Waste Connections, Inc. for solid waste and recycling services. Councilmember Dillon seconded the motion. Motion passed unanimously.

Mayor Muir moved to **Item 5B** of the agenda.

C. FM 455 UTILITY RELOCATION - CHANGE ORDER#1

Consider Change Order #1 in the amount of \$39,993.00 between the City of Sanger and Quality Excavation for the FM 455 Project to include boring under the intersection at Sable Creek Parkway; and authorize the City Manager to execute said Change Order. (Bolz)

Director Bolz provided an overview of the change order.

Motion made by Councilmember Gann to approve Change Order No. 1 in the amount of \$39,993.00 between the City of Sanger and Quality Excavation for the FM 455 Project to include boring under the intersection at Sable Creek Parkway; and authorize the City Manager to execute said Change Order. Councilmember Dillon seconded the motion. Motion passed unanimously.

Mayor Muir moved to **Item 4D** of the agenda.

D. FM 455 UTILITY RELOCATION - CHANGE ORDER#2

Consider Change Order #2 in the amount of \$3,145.00 between the City of Sanger and Quality Excavation to extend the bore for Sewer AA crossing by an additional 17 linear feet for the FM 455 Project; and authorize the City Manager to execute said Change Order #2. (Bolz)

Director Bolz provided an overview of the change order.

Discussion ensued regarding older records that were available not showing the location of the gas line and to include the line's location in the City as-built documents.

Motion made by Councilmember Bilyeu to approve Change Order No. 2 in the amount of \$3,145.00 between the City of Sanger and Quality Excavation to extend the bore for Sewer AA crossing by an additional 17 linear feet for the FM 455 Project; and authorize the City Manager to execute said Change Order. Councilmember Barrett seconded the motion. Motion passed unanimously.

Mayor Muir moved to **Item 5A** of the agenda.

5. INFORMATION ITEMS:

A. DANNENBAUM CONSTRUCTION UPDATE

Danny Everett, Dannenbaum Engineering (DEC), project overview.

Mr. Everett provided an update regarding the overall progress of the project, percentage of design comments received, sewer line connection from the High School to 2nd Street, fittings received, and the status of the permit to bore under the railroad tracks.

Mayor Muir moved back to **Item 4B** of the agenda.

B. RECYCLING PROGRAM

Presentation and discussion of the city's recycling program from Henry Cho of Waste Connections. (Gray)

Mr. Cho provided a presentation and overview of the current recycling program.

Discussion ensued regarding the cost of the program, how to notify Waste Connections of damaged carts, the number of trucks collecting recyclables that are contaminated and cannot be taken to the recycling center, and educating the community on recycling.

C. MONTHLY FINANCIAL STATEMENT - NOVEMBER 30, 2021

D. CAPITAL PROJECTS REPORT - JANUARY 4, 2022

E. DISBURSEMENTS REPORT - DECEMBER 2021

F. ATMOS RATE FILING - RIDER GCR

6. FUTURE AGENDA ITEMS:

Councilmember Gann asked Staff about monthly Code Enforcement updates.

7. EXECUTIVE SESSION:

A. Sec. 551.072. DELIBERATION REGARDING REAL PROPERTY

For deliberations regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person. Property location a.) 78.421 acre tract of land out of the Williams Survey, Abstract No. 1281, Denton County, Texas; and b.) 247.318 acre tract of land out of the Crawford Survey, Abstract No. 280, Denton County, Texas; c.) 87.64 acre tract of land out of the Hudson Survey, Abstract No. 562, Denton County, Texas; and d.) 6.082 acre tract of land out of the Crawford Survey, Abstract No. 280, Denton County, Texas.

B. Sec. 551.071. CONSULTATION WITH ATTORNEY

For deliberations regarding legal (A) pending or contemplated litigation; or

(B) a settlement offer; or (2) 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 this chapter. Property location a.) 78.421 acre tract of land out of the Williams Survey, Abstract No. 1281, Denton County, Texas; b.) 247.318 acre tract of land out of the Crawford Survey, Abstract No. 280, Denton County, Texas; c.) 87.64 acre tract of land out of the Hudson Survey, Abstract No. 562, Denton County, Texas; and d.) 6.082 acre tract of land out of the Crawford Survey, Abstract No. 280, Denton County, Texas.

Mayor Muir read the items for Executive Session and the Council convened into Executive Session at 8:39 p.m.

8. RECONVENE: OPEN MEETING:

Mayor Muir and the Council reconvened into open session at 9:11 p.m.

No action taken.

9. ADJOURN.

There being no further business, Mayor Muir adjourned the meeting at 9:11 p.m.



Kelly Edwards, City Secretary



Thomas Muir, Mayor

