

**MINUTES: CITY COUNCIL MINUTES  
November 2, 2009**

**PRESENT: Mayor Joe Higgs, Councilman Russell Martin, Councilman Andy Garza,  
Councilman Robert Patton, Councilman Glenn Ervin, Councilman Thomas Muir**

**OTHERS**

**PRESENT: Mike Brice City Manager, Rose Chavez City Secretary/Asst. City Manager, Katie Griffin**

**1. Call Meeting to Order, Invocation, Pledge of Allegiance.**

**Mayor Higgs called meeting to order and led the invocation followed by Councilman Patton leading the Pledge of Allegiance.**

**2. Citizens Input:**

**Citizens are allowed 3 minutes to speak. The City Council is unable to respond or to discuss any issues brought up during this section.**

**None**

**CONSENT AGENDA**

- 3. a) Approve Minutes: October 5 - Work Session  
October 5 - City Council  
October 6 - Special Joint Meeting  
October 19 - City Council**
- b) Disbursements**
- c) Approve and Authorize Staff to Advertise for Request for Qualifications (RFQ) on the Splash Park Design/Build**
- d) Approve Interlocal Cooperation Agreement Between Denton County, Texas and the City of Sanger, Texas Regarding the Cowling Road Project**
- e) Approve Interlocal Cooperation Agreement Between Denton County, Texas and the City of Sanger, Texas Regarding the Duck Creek Road Project**
- f) Approve the Acceptance of CIP 2005/2006 - Phases III & IV**
- g) Approve and Authorize Staff to Advertise for Request for Qualifications (RFQ) on General Engineering Services**
- h) Approve Staff to Negotiate with Burlington Northern's Real Estate Representatives to Purchase Railroad Property Adjacent to Existing City Property**

**City Manager advised that on item (c) on the consent agenda is soliciting for RFQ'S for design of the Splash Park. They will advertise it and send out for the RFQ'S. The requests will be submitted; staff will evaluate them and narrow them down to at least four companies to be interviewed. A company will be selected after evaluations are made.**

**City Manager proceeded to discuss item (d) and (e) concerning the Interlocal Agreements with Denton County on the Cowling Road and the Duck Creek Project. The Cowling Road**

project is reconstruction of Cowling Road from Deer Run south to Clear Creek Bridge and Duck Creek is an overlay from Keaton Road to I-35 service road. Item (f) is the acceptance of the 2005/2006 CIP Phases III and IV and the release of the final payment to Conaster for 1<sup>st</sup> and 2<sup>nd</sup> Street. Item (g) authorizes staff to advertise for general engineering services for the work on some of the proposed projects. The City Manager discussed that item (g) is authorizing staff to negotiate with Burlington on the purchase of railroad property adjacent to City property.

A brief discussion continued concerning item (g) and the location of the City's existing property.

Motion was made by Councilman Martin to approve the consent agenda. Seconded by Councilman Garza. Motion carried unanimously.

4. Consider any Items Removed from Consent Agenda.
5. Consider and Possible Action on Approving Ordinance #11-15-09 - Amending Article 3.1700, Exterior Construction of Buildings.

The City Manager advised this is the final draft of the amended ordinance that has been discussed over the last several months.

Motion was made by Councilman Patton to approve Ordinance #11-15-09, amending Article 3.1700, Exterior Construction of Buildings. Seconded by Councilman Muir. Motion carried unanimously.

6. Consider and Possible Action on Approving Ordinance #11-16-09 - Amending Article 3.2100, Exterior Construction of Residential Dwellings.

The City Manager advised that this does apply to multi-dwellings.

Motion was made by Councilman Muir Ordinance #11-16-09 amending Article 3.21, Exterior Construction of Residential Dwellings. Seconded by Councilman Ervin. Motion carried unanimously.

7. Consider and Possible Action to Approve Utilizing Waste Water Capital Funds to Pay for Services Provided by the Upper Trinity Regional Water District for Studies Related to the Design and Construction of the Clear Creek Waste Water Treatment Plant in the Amount of \$76,180.00.

The City Manager advised that the City has owed Upper Trinity Regional Water District for some time. The \$28,066 represents the planning study they conducted in 2004. It was his understanding that Upper Trinity would defer this cost until we proceeded with the building of the new sewer plant. It was assumed that the plant would be under construction in 2006 or 2007. Last year UTRWD completed the environmental assessment study for filing with the State. The study was \$48,114. The total owed to UTRWD is

**\$76,180. The City Manager advised that even with all the rains we have not experienced any inflow and infiltration issues. This could be due to all the work that has been done to 1<sup>st</sup> and 2<sup>nd</sup> Street. All work on the plant is on hold at this time. There will be more sewer lines that will be replaced this year that will help with inflow and infiltration to the sewer plant. They have talked to Upper Trinity and he anticipates that it will be another year before they can resume the engineering and to apply for funds through the state.**

**Councilman Martin asked if the work that has currently been done will it still be valid.**

**The City Manager indicated that it will still be valid.**

**Motion was made by Councilman Garza to approve utilizing Waste Water Capital Funds to pay services provided by the Upper Trinity Regional Water District for studies related to the design and construction of the Clear Creek Waste Water Treatment Plant in the amount of \$76,180.00. Seconded by Councilman Patton. Motion carried unanimously.**

**8. Information Items:**

- a) City of Sanger Investment Report**
- b) Official City Council Meeting Dates for 2010**
- c) Official 2010 Holidays**
- d) Library Monthly Report**

**9. Adjournment.**

**Mayor Higgs adjourned the meeting.**