

FARMERSVILLE CITY COUNCIL

MEETING MINUTES

January 27, 2015

The Farmersville City Council met in regular session on January 27, 2015 at 6:00pm in the Council Chambers at City Hall with the following members present: Mayor Helmberger, John Klostermann, John Politz, Michael Hesse and Jim Foy. Councilmember absent was Russell Chandler. Staff members present were City Manager Ben White, Police Chief Mike Sullivan, Fire Chief Kim Morris, City Attorney Alan Lathrom, Finance Director Daphne Hamlin, Librarian Trisha Dowell and City Secretary Edie Sims.

Item I) CALL MEETING TO ORDER, ROLL CALL

Mayor Helmberger called the meeting to order. Edie Sims called the roll and announced a quorum was present. Mayor Helmberger welcomed all guests and visitors. Jim Foy offered the invocation with Mayor Helmberger leading the audience in the Pledge of Allegiance to the American Flag and the Texas Flag.

Mayor Helmberger read a proclamation proclaiming the month of February as Love Farmersville month.

Police Chief Mike Sullivan and Officer Jaret Crawley introduced the graduates of the first Citizens Police Academy with nine graduates including Wyndi Veigel.

Item II – A) FIRST READING – CONSIDER, DISCUSS AND ACT UPON AN ORDINANCE REGARDING DRIVEWAY APPROACHES, DRIVEWAYS AND PARKING HAZARDS

Mayor Helmberger commented Section 71-182 entitled “Delayed enforcement of certain provisions” is the grandfathering of existing drive-able surfaces. Jim Foy stated all the Council’s concerns have been covered. John Klostermann motioned to approve the ordinance as presented with Jim Foy seconding the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM II – B) SECOND READING – CONSIDER, DISCUSS AND ACT UPON AN ORDINANCE REGARDING REGISTRATION FOR CONTRACTORS WITHIN THE CITY OF FARMERSVILLE

The Council approved first reading of the ordinance presented on January 13, 2015. With no changes to the ordinance, John Politz motioned to approve the ordinance as presented with Michael Hesse seconding the motion. Jim Foy clarified contractors will not pay a registration fee when registering with the City. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – A) CONSIDER, DISCUSS AND ACT UPON CITY FINANCIAL REPORTS

Finance Director Daphne Hamlin came before the Council presenting the financial memo summarizing the financial report. For the December timeframe, the City is doing fairly well at 25% of the budget. Jim Foy noted transfers from the electric fund,

which were budgeted, but other items have not occurred. Mayor Helmberger stated the electric fund is performing as anticipated. On the electric fund expense spreadsheet, \$280,000 was allotted for the automated metering system which was budgeted last year. This cost is separate from the \$1,000,000 as budgeted. City Manager Ben White indicated the Power Cost Adjustment (PCA) is being tracked and requires a minimum balance. With moderate temperatures expected, this amount may be elected to transfer out. Jif Foy motioned to approve the financials as presented with John Klostermann seconding the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – B) CONSIDER, DISCUSS AND ACT UPON A RESOLUTION CALLING THE MAY 9, 2015 GENERAL ELECTION TO ELECT THREE COUNCIL MEMBERS

With no discussion by Council, Jim Foy motioned to approve the resolution as presented with John Politz seconding the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – C) CONSIDER, DISCUSS AND ACT UPON RECEIVING TWO RESIGNATIONS FROM THE BUILDING & PROPERTY STANDARDS COMMISSION AND APPOINTING TWO MEMBERS TO SERVE ON THE BUILDING & PROPERTY STANDARDS COMMISSION

With no discussion by Council, Jim Foy motioned to approve the resignations with Michael Hesse seconding the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

Mayor Helmberger recommended fulfilling vacant seats with Chris Calverley and Frank Delorantis. John Klostermann motioned to follow Mayor Helmberger's recommendation with John Politz seconding the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – D) CONSIDER, DISCUSS AND ACT UPON A CONTRACT WITH DANIEL & BROWN, INC. TO SUPPLY ENGINEERING SERVICES FOR THE CDBG SEWER GRANT PROJECT

The contract was presented to the Council on January 13th. A concern was expressed by Mayor Helmberger regarding the Special Services section of the contract. The Special Services has been reduced the not to exceed amount from \$10,000 to zero. Michael Hesse motioned to approve the contract as presented with Jim Foy seconding the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – E) CONSIDER, DISCUSS AND ACT UPON A CONTRACT AND CHANGE ORDER WITH COLE CONSTRUCTION AND AUTHORIZE THE MAYOR TO SIGN THE NOTICE TO PROCEED REGARDING THE CHAPARRAL TRAIL PHASE III PROJECT

Mayor Helmberger reviewed the funding sources for the Chaparral Trail which included a donation from the Farmersville Chamber of Commerce for \$1,000; \$21,200 from Texas Parks and Wildlife reimbursement from Phase 1; \$300,000 grant from Collin County Open Space and \$14,000 from Farmersville Community Development Corporation for kiosks. That brings the total funds to roughly \$337,000 to be used for this final phase of the Chaparral Trail. Engineering costs will be \$15,000. Mayor Helmberger recommended resurfacing Bridge #4 and continue with the other items on the Change Order.

New bollards are being implemented at the entryways which are lighter and easier to lift. By making this change, the price should be less but City Manager Ben White will confirm. Mayor Helmberger requested dropping the mobilization and leave off the city limit and county line signs. The mile-markers need to be placed where not marked. Drainage items need to be re-added which were not proposed.

Mayor Helmberger also requested line item 19 for lighting to include lighting at mile-marker 1. Also item 30 needs to be reinstated for the curb stops at the Trail head parking area.

With the additional funds, the project cannot exceed \$322,000. Jim Foy motioned to authorize the Change Order with the details to be resolved by the City Manager and Mayor with John Klostermann seconding them motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – F) CONSIDER, DISCUSS AND ACT UPON A CHANGE ORDER FOR THE SYCAMORE STREET WATERLINE PROJECT FUNDED THROUGH THE GENERAL OBLIGATION BOND

City Manager Ben White indicated the fire hydrant is to be removed per the plans at Sycamore and Main Streets and a new fire hydrant will be installed on North Washington with a new tee and valve. John Klostermann motioned to approve the Change Order as presented with John Politz seconding the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – G) CONSIDER GIVING DIRECTION TO THE PLANNING & ZONING COMMISSION TO HOLD A PUBLIC HEARING AUTHORIZING A POSSIBLE TEXT AMENDMENT TO THE COMPREHENSIVE ZONING ORDINANCE ALLOWING INCLUSION OF A PAWN SHOP IN THE HIGHWAY COMMERCIAL ZONING DISTRICT

City Manager Ben White stated a request had been received to allow pawn shops in the Highway Commercial zone. In order to have this allowance, the Comprehensive Zoning Ordinance was needed to be amended. Jim Foy stated during

his tenure on the Planning & Zoning Commission, the same issue was presented and was restricted. There are areas within the City that allow this type of business, just not in Highway Commercial. Mr. Foy stated he did not see a need to allow pawn shops in Highway Commercial zoning as this would allow pawn shops to be along both Highway 380 and Highway 78.

City Attorney Alan Lathrom described the need for a text amendment if the Council chose to make the zoning adjustment. Since pawn shops are currently allowed in Commercial Zoning, the Zoning Ordinance would require modification and classify pawn shops to be allowed in other zoning districts. Also, any amendments to the Zoning Ordinance regarding a text amendment would require public hearings at the City's expense. Jim Foy motioned not to send this request to the Planning and Zoning Commission with John Klostermann seconding the motion. With a short discussion further from the Council, Jim Foy withdrew his motion and John Klostermann withdrew his second.

John Politz motioned to direct the Planning and Zoning Commission to hold a public hearing authorizing a possible text amendment to the Comprehensive Zoning Ordinance allowing inclusion of a pawn shop in the Highway Commercial Zoning District with Michael Hesse seconding the motion. A poll of the Council was taken as follows: John Klostermann no, John Politz yes, Michael Hesse yes and Jim Foy no. With the vote tied, Mayor Helmberger broke the tie by voting yes. The matter will be submitted to the Planning and Zoning Commission.

ITEM III – H) CONSIDER, DISCUSS AND ACT UPON REDUCING THE SPEED LIMIT ON RESIDENTIAL STREETS

Mayor Helmberger requested this item to be discussed by Council. Mayor Helmberger would like the speed limit all the residential streets lowered to 25 mph. Police Chief Mike Sullivan indicated State Law currently allows 30 mph on residential streets. If the speed limit is lowered, Chief Sullivan is concerned that violations will be difficult to prosecute. Chief Sullivan also indicated signage would need to be installed throughout the City. The cost would be enormous for signage alone.

Mayor Helmberger stated speed limit signs are not on residential streets now and questioned how people know the speed limit. Chief Sullivan explained this information was taught to all drivers during their Driver's Education Course to apply for their license. Upon reconsideration, no action was taken.

ITEM III – I) CONSIDER, DISCUSS AND ACT UPON ADDING CUSTOMERS OUTSIDE THE FARMERSVILLE CITY LIMITS TO THE RECYCLE PROGRAM AND HOUSEHOLD HAZARDOUS WASTE PROGRAM

City Manager Ben White stated he had received a request to be added to the recycling program from a resident who lives outside the City Limits. Mr. White recommended to offer this service to residents only who are already served by the City of Farmersville Water Department. The number would be very few. Community Waste Disposal (CWD) agreed to offering this service if approved by City Council. Per Mr. White, the rate would remain the same for the residents outside the City Limits and will

not cost the City any additional funds. The contract would also not be changed at this time since the contract is up for renewal during 2016. The Recycle Center is also open on Saturday's to everyone and may offer an opportunity to others who need to make use of recycling that can't otherwise. Jim Foy stated this is good for our environment and motioned to extend this service to citizens residing outside the City Limits who either have or will have water service through the City of Farmersville. John Klostermann seconded the motion. A poll of the Council was taken as follows: John Klostermann yes, John Politz yes, Michael Hesse yes and Jim Foy yes. Motion passed with full Council approval.

ITEM III – J) UPDATE ON CHAPARRAL TRAIL PROJECTS

Mayor Helmberger stated this item was covered during the Change Order discussion earlier. No further discussion was made by Council.

ITEM III – K) UPDATE ON STREET, WATER AND WASTEWATER GENERAL OBLIGATION BOND PROJECTS

While working on the South Washington Street overlay project, a problem with a water line was found. The water line is located in the middle of the street rather than in the easement along-side the roadway. Daniel & Brown, Inc. is bidding out the cost to relocate the line. The Community Development Block Grant is funding three of the wastewater bond projects which will free funding those particular bond projects for other projects.

City Manager Ben White indicated the cast iron pipes will be replaced and placed at the edge or behind the curb. Vessels Construction has been awarded the street overlay contract; however the water line replacement project will delay the street overlay project. Other cast iron pipes to be considered for replacement include Rike, Houston, Austin, Maple and Jackson Streets. We are currently waiting on bids for those projects. Jim Foy questioned if fire plugs will be included with the water line projects including the cast iron line replacements. Mr. White stated fire plugs would be included, especially where there are no fire plugs currently.

ITEM III – L) UPDATE ON HIGHWAY 380 PROJECT

City Manager Ben White stated there is some activity by TxDOT on Beene Street. The Rike Street intersection and Hamilton Street are being worked on now. Traffic will be flowing to Dairy Queen and other areas but TxDOT will close Orange Street for a while. Hopefully this area will be opened in March. The westbound lane is expected to be opened in March as well. The Main Street/Summit Street Crossing is expected to be completed with the passing and main railroad track in June.

Mayor Helmberger requested we check on landscaping through TxDOT and the bridge signage. Jim Foy requested we push for a sign indicating to turn to downtown Farmersville.

ITEM III – M) UPDATE ON WASTEWATER TREATMENT FACILITY

City Manager Ben White stated the engineer selection team held their first meeting to receive the Request for Qualifications. The next meeting of the selection team is set for February 5th. The team is comprised of two members of the Farmersville

Economic Development Corporation, John Politz, Eddy Daniel and City Manager Ben White. The team will make a recommendation for Council to act upon.

ITEM IV) REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

Mayor Helmberger requested an update of the signalized light on the next agenda. No one else requested items for future agendas.

ITEM VII) ADJOURNMENT

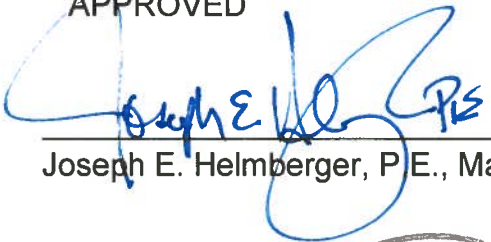
Council adjourned at 7:03:41pm.

ATTEST



Edie Sims, City Secretary

APPROVED



Joseph E. Helmberger, P.E., Mayor

