



**MINUTES OF THE
CITY COUNCIL MEETING
MONDAY, JUNE 22, 2020 - 6:00
PM
CITY HALL COUNCIL CHAMBERS
209 S. WASHINGTON STREET
KAUFMAN, TEXAS 75142**

PLEDGE OF ALLEGIANCE

CALL MEETING TO ORDER Mayor calls the Meeting to order, states the date and time, state Councilmembers present, and declares a quorum present.

Mayor Jordan called the City Council meeting to order at 6:02 PM. Councilmembers present were Patty Patterson, Jeff Council, Charles Gillenwater, Jeff Jordan, Carole Aga, and Barry Ratcliffe. Councilmember Matt Phillips was absent. Mayor Jordan declared a quorum present. Also present were City Manager Mike Slye, Assistant City Manager Mike Holder, City Attorney Patricia Adams, City Secretary Jessie Hanks, Finance Director Mary Wennerstrom, Public Works Director Richard Underwood, Police Chief Dana Whitaker.

CITIZENS COMMENTS / REQUEST TO SPEAK ON AGENDA ITEMS (5 MINUTES) Comments about any of the Council agenda items may be taken into consideration at this time or during the agenda item. Comments are limited to five (5) minutes per individual unless additional time is otherwise required by law for translation. Speaking time is not transferable. Citizens may address the City Council on any subject but must first complete a Request to Speak Form so that the Mayor may call your name to speak at the appropriate time on the Agenda. Comments must be directed to the Council as a whole. **When addressing the Council, please step forward to the speaker's podium, state your name and address, and direct your comments to the Mayor and City Council. If attending virtually via Zoom, please use the raise hand function in the Zoom meeting. Once recognized, please state your name and address, and direct your comments to the Mayor and City Council.**

No comments were given.

CONSENT AGENDA

1. Consider and take appropriate action on the minutes from the May 18, 2020, Regular City Council Meeting.
2. Consider and take appropriate action on the minutes from the May 29, 2020, Special City Council Meeting.
3. Consider and take appropriate action on Resolution R-16-20, a resolution of the City Council of the City of Kaufman, Texas, approving the annual review of the City of Kaufman investment Policy pursuant to the Public Funds Investment Act; approving the adoption of an amended City of Kaufman Investment Policy; providing for the incorporation of premises; and providing for an effective date.

4. Consider and take appropriate action on Resolution R-17-20, a resolution of the City Council of the City of Kaufman, Texas, a resolution of the City Council of the City of Kaufman, Texas, acknowledging compliance with mandated cybersecurity awareness training and authorizing the City Manager or his designee to file the compliance report pursuant to Texas HB 3834, which amended Subchapter N-1 of Chapter 2054 of the Texas Government Code, with the Texas Department of Information Resources, ("DIR"); providing for the incorporation of premises; and providing an effective date.
5. Consider and take appropriate action on Resolution R-18-20, a resolution of the City Council of the City of Kaufman, Texas, accepting Public Improvements for S. Houston Street, W. Fourth Street, S. Austin Street, and W. Fair Street; and establishing the date for a two (2) year warranty period; and providing and effective date.
6. Consider and take appropriate action on the KEDC recommendation to increase funding for the Small Business Stimulus Program implemented pursuant to Division 4, "Small Business Stimulus Program" Chapter 2 of the Code of Ordinances.

Mayor Pro-Tem Patterson made a motion to approve Consent Agenda Items 1-6 as presented. The motion was seconded by Councilmember Ratcliffe and passed 6/0.

END OF CONSENT AGENDA

PRESENTATION

7. Presentation regarding the FY 2020 Sales Tax Update

Mr. Slye gave a presentation reviewing the Fiscal Year 2020 Sale Tax.

8. Presentation regarding Police Training and Community Outreach update.

Chief Whitaker gave a presentation regarding police training and community outreach in reaction to the current unrest of the country.

DISCUSSION/ACTION ITEMS

9. Consider and take appropriate action regarding Public Transportation Operations provided by Star Transit.

Mr. Slye introduced Tom Hendrix and Kim Britton with Star Transit. Mr. Hendrix thanked the City Council for supporting the public transit in the community. Ms. Britton reviewed the current services provided to Kaufman residents. She presented the new, proposed business model for the Star Transit which is similar to Uber or Lyft style transit. She outlined the marketing steps to notify the public of the new program if approved by Council.

Mayor Pro-Tem Patterson made a motion to approve the New Public Transportation Operations provided by Star Transit for FY21. The motion was seconded by Councilmember Gillenwater and passed 6/0.

10. Consider and take appropriate action on Ordinance No. O-14-20, an Ordinance of the City Council of the City of Kaufman, Texas amending the Personnel Policies Manual of the City adopted pursuant to Section 2-62, "Personnel Policies; Job Classification Plan", of Article III, "Officers And Employees", of Chapter 2, "Administration", of the City's Code of Ordinances, ("The Personnel Policies Manual") to provide for the amendment of Section 3.00, "Hiring Practices" by repealing existing Subsection 3.01, "Equal Employment Opportunity Policy Statement," and adopting a new Subsection 3.01 "Equal Employment Opportunity Policy Statement," as set forth in Exhibit "A" hereto, and by repealing Subsection 3.02, "Affirmative Action" of Section 3.00, "Hiring Practices" in its entirety, the repealed text being shown on Exhibit "A", hereto; providing that the Personnel Policies Manual shall be amended as set forth in Exhibit "A" and that a copy of the updated Personnel Policies Manual shall remain on file in the Office of the Kaufman City Secretary; Providing for Severability and Cumulative Repealer Clauses; and Providing an Effective Date.

Mr. Holder informed Council about the Supreme Court ruling regarding the protections under the Equal Employment Statues to include the sexual orientation, gender identity, and pregnancy. The amendment to the policy would add these

Councilmember Gillenwater made a motion to approve Ordinance O-14-20 as presented. The motion was seconded by Councilmember Ratcliffe and passed 6/0.

11. Consider and take appropriate action on Resolution R-19-20, a resolution of the City Council of the City of Kaufman, Texas, authorizing the City Manager to enter into an agreement with the Texas Department of Transportation to temporarily close portions of Business SH 34 and FM 1388 on Saturday, October 24, 2020 from 9:00 a.m. until 11:00 a.m. for the purpose of the 2020 Kaufman Scarecrow Festival Parade (Oktoberfest); and providing an effective date.

Mayor Jordan opened the discussion for items 11, 12, and 13. Ms. Hanks presented the ideas of transitioning the Kaufman Scarecrow Festival to Kaufman Oktoberfest. There were discussions about the parade, the locations of the event, the various activities, and the sale of alcohol.

Councilmember Council made a motion to approve Resolution R-19-20, Resolution R-20-20, and Resolution R-21-20 as presented. The motion was seconded by Mayor Pro-Tem Patterson and passed 6/0.

12. Consider and take appropriate action on Resolution R-20-20, a resolution of the City Council of the City of Kaufman, Texas, authorizing the City Manager to enter into an agreement with the Texas Department of Transportation to close portions of Business SH 34 that comprise the Kaufman County Courthouse Square on Saturday, October 24, 2020, at 4:30 a.m. through 5:00 p.m. for the 2020 Kaufman Scarecrow Festival (Oktoberfest); and providing an effective date.
13. Consider and take appropriate action on Resolution R-21-20, a resolution of the City Council of the City of Kaufman, Texas, authorizing the City Manager to grant a special use permit for the consumption, possession, and sale of beer and wine by vendors duly licensed in accordance with state law for Scarecrow Festival (Oktoberfest); and providing an effective date.

14. Consider and take appropriate action on the First Amendment to the Georgetown at Kings Fort Development Agreement; and provide direction to the City Manager regarding timing of bond issuance.

Mr. Slye stated the current Developers Agreement requires the PID Bond process for Phase 1A and 1B at the 46th permit. He outlined the proposed amendment and the impact it would have on the city and the development.

Councilmember Ratcliffe made a motion to approve the First Amendment to the Georgetown at Kings Fort Development Agreement. The motion was seconded by Mayor Pro-Tem Patterson and passed 6/0.

15. Consider and take appropriate action regarding a Proposal from David Pettit Economic Development, LLC ("DPED") and Agreement between the City and DPED for the provision of professional consulting services relative to a potential Tax Increment Reinvestment Zone for South Pointe Development; and authorize the City Manager or designee to execute necessary documents.

Mr. Slye informed Council the proposal is for the professional consulting for the TIRZ #2 in regards to South Pointe.

Councilmember Gillenwater made a motion to approve the proposal from David Pettit Economic Development, LLC, and agreement between the City and DPED for the provision of professional consulting services relative to a potential Tax Increment Reinvestment Zone for South Pointe Development. The motion was seconded by Councilmember Ratcliffe and passed 6/0.

16. Consider and take appropriate action to authorize City Staff to solicit sealed bids for the sale of excess Rooftop Air Conditioning Units acquired as a result of the Civic Center construction project; and authorize the City Manager or his designee to execute necessary documents.

Mr. Slye stated several rooftop Air Conditioning Units were removed from the Civic Center that were still in good shape. The City wishes to sell these items by sealed bids to be awarded to the highest bidder.

Councilmember Council made a motion to authorize City Staff to solicit bids for the sale of excess Rooftop Air Conditioning Units acquired as a result of the Civic Center construction project and authorize the City Manager or his designee to execute necessary documents. The motion was seconded by Mayor Pro-Tem Patterson and passed 6/0.

17. Consider and take appropriate action on a proposal for the installation of audio and video systems for the Civic Center from Terrell Alarm Company and authorizing the City Manager or his designee to execute necessary contract documents.

Mr. Slye outlined the history of the audio and video systems for the Civic Center and the current proposal in front of the Council. He reviewed the difference in cost and specs from the original proposal in the bid process and the proposal before Council.

Mayor Pro-Tem Patterson made a motion to approve a proposal for the installation of audio and video systems for the Civic Center from Terrell Alarm Company and authorizing the City Manager or his designee to execute necessary documents. The motion was seconded by Councilmember Aga and passed 6/0.

ANNOUNCEMENTS AND REPORTS FROM CITY MANAGER

18. Receive an update and discussion regarding the following:
 - a. ONCOR PUC Filing Settlement
 - b. Utility Billing Fees and Fine Implementation Plan
 - c. Storm Drainage Certificates of Obligation– issuance estimate of \$5,000,000
 - d. Discussion Item Report (DIR)
 - e. Performance Measures Update
 - f. STAR Transit Ridership Report- May 2020
 - g. Careflite Compliance Report- May 2020
 - h. Monthly Calendars Attached

Mr. Slye gave an update on the above-stated items.

EXECUTIVE SESSION

Mayor Jordan recessed into Executive Session at 7:30 PM.

19. The City Council will recess into Executive Session pursuant to Texas Government Code for an executive session regarding the following:
 - a. Texas Government Code 551.074, Personnel Matters, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: Performance Evaluation – City Secretary.

RECONVENE INTO OPEN SESSION In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session.

Mayor Jordan reconvened the Regular Session at 7:37 PM.

20. Consider and take appropriate action, if any, on matters discussed in Executive Session.

There was no action necessary.

ADJOURNMENT

There being no further business, Mayor Jordan adjourned the meeting at 7:38 PM

ATTEST:

JEFF JORDAN
MAYOR

JESSIE HANKS
CITY SECRETARY

