



**MINUTES OF THE
CITY COUNCIL MEETING
MONDAY, APRIL 26, 2021 - 5:30
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 5:30 PM. Councilmembers present were Patty Patterson, Jeff Council, Jeff Jordan, Carole Aga, Matt Phillips, and Barry Ratcliffe. Councilmember Lisa Parker joined the meeting at 5:40 PM. 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, Development Services Director Marcy Ratcliff, Fire Chief Ronnie Davis, and Police Chief Dana Whitaker.

CITY COUNCIL WORK SESSION

NOTE: A Work Session is used to explore matters of interest to one or more City Council Members or the City Manager for the purpose of giving staff direction into whether or not such matters should be placed on a future regular or special meeting of the Council for citizens input, City Council deliberation and formal City action. At a work session, the City Council generally receives informal and preliminary reports and information from City staff, officials, members of City committees, and the individual or organization proposing Council action, if invited by City Council or City Manager to participate in the session. Participation by individuals and members of organizations invited to speak ceases when the Mayor announces the session is being closed to public input. Although Work Sessions are public meetings, and citizens have a legal right to attend, they are not public hearings, so citizens are not allowed to participate in the session unless invited to do so by the Mayor. Any citizen may supply to the City Council, prior to the beginning of the session, a written report regarding the citizen's opinion on the matter being explored. Should the Council direct the matter be placed on a regular meeting agenda, the staff will generally prepare a final report defining the proposed action, which will be made available to all citizens prior to the regular meeting at which citizen input is sought. The purpose of this procedure is to allow citizens attending the regular meeting the opportunity to hear the views of their fellow citizens without having to attend two meetings.

1. Discuss and provide direction to staff regarding the use of potential funds from the American Rescue Plan.

Mr. Slye reviewed the American Rescue Plan (ARP) and the potential use of the funds. He outlined the distribution of the funds, the approved uses of the funds, and the timeline for the funds to be used. He mentioned the potential of collaborating with the other agencies in the area to leverage the money for a project that would make a larger impact on the community. There were discussions on how the council would like to see the ARP funds utilized.

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.**

No comments were given.

PROCLAMATION

2. Child Abuse Awareness Month- April 2021

Mayor Jordan proclaimed the month of April as Child Abuse Awareness Month.

PRESENTATION

3. Presentation from the Texas Coalition for Affordable Power and hold discussion.

Margaret Somereve, Executive Director of the Texas Coalition for Affordable Power, presented the City Council with a plaque to recognize the City's participation in Texas Coalition for Affordable Power.

CONSENT AGENDA

4. Consider and take appropriate action on the minutes from the March 22, 2021, Regular City Council meeting, and the April 12, 2021, City Council Retreat.
5. Consider and take appropriate action on the Partial Termination and Abandonment of a Sanitary Sewer Easement dated January 11, 1984, recorded under Volume 758, Page 857 of the Official Public Records of Kaufman County, Texas; and authorizing the Mayor or his designee to execute necessary documents.

Councilmember Aga made a motion the approve consent agenda item 4 and 5 as presented. The motion was seconded by Mayor Pro-Tem Patterson and passed 7/0.

END OF CONSENT AGENDA

PUBLIC HEARING

6. Hold a Public Hearing, consider, and take appropriate action on Ordinance O-17-21, an ordinance of the City Council of the City of Kaufman, Texas, amending City of Kaufman Comprehensive Zoning Ordinance O-02-07, as amended, and Chapter 118, "Zoning", of the City of Kaufman's Code of Ordinances, to add "Private Membership Social Game House" as a use permitted only when a specific use permit is approved and only in the Commercial (C) and Highway Commercial (HC) Zoning Districts by amending Chart 4, "Recreational and Entertainment Uses" of Section 33.4, "Use Regulations", and Section 33.5, "Definitions". (Case #Z-02-21)

a. Presentation.

Ms. Ratcliff presented the request to amend the zoning ordinance in relation to allowing private membership social game house. She informed Council that the Planning and Zoning Commission denied the request and outlined their reasoning. She reviewed the proposed amendments that are in the ordinance.

b. PUBLIC HEARING.

Mayor Jordan opened the Public Hearing at 6:20 PM.

John Dumas, 115 Robinson Rd, Combine, Texas, clarified the use of the proposed business that he would like to bring which triggered the request for the zoning amendment. He outlined how the business will operate, the evolution of the game, and the potential clientele. There were discussions regarding the hours of operations, the potential sales tax collections, and the Planning and Zoning recommendation.

There being no other speakers, Mayor Jordan closed the Public Hearing at 6:42 PM.

c. Consider and take appropriate action on Ordinance O-17-21.

Councilmember Phillips made a motion to refer this item back to the Planning and Zoning Commission for further review. The motion was seconded by Councilmember Council and passed 7/0.

7. Hold a Public Hearing, consider, and take appropriate action on Ordinance O-18-21, an ordinance of the City Council of the City of Kaufman, Texas, amending the City of Kaufman Comprehensive Zoning Ordinance O-02-07, as amended, and Chapter 118, "Zoning", of the City of Kaufman's Code of Ordinances to add a new subsection, subsection "N", to be entitled, "Compliance Required; Exceptions", to subsection 44.4, "Administration", of Section 44, "Sign Regulations", to provide for compliance with the sign regulations and exceptions from such regulations for signs serving a city, state or federal governmental purpose; providing a penalty for violations; and providing an effective date. (Case #Z-05-21)

a. Presentation.

Mayor Jordan turned the meeting over to Mayor Pro-Tem Patterson and left the meeting at 6:43 PM

Ms. Ratcliff presented the proposed zoning amendment for the purpose of allowing offer premise signs due to the Council's desire for gateway signage.

b. PUBLIC HEARING.

Mayor Pro-Tem Patterson opened the Public Hearing at 6:45 PM.

There being no other speakers, Mayor Pro-Tem Patterson closed the Public Hearing at 6:47 PM.

c. Consider and take appropriate action on Ordinance O-18-21.

Councilmember Aga made a motion to approve Ordinance O-18-21 as presented. The motion was seconded by Councilmember Parker and passed 6/0.

DISCUSSION/ACTION ITEMS

8. Consider and take appropriate action on the Land Study and Preliminary Plat of South Pointe at Kaufman Sports Village Addition, an approximate 53.871 acre tract generally located at the northwest corner of South Houston Street and State Highway 34 Bypass. A 101 lot subdivision is proposed.

Ms. Ratcliff presented the preliminary plat for the South Pointe addition. She reviewed the conditions 1-12 that the Planning and Zoning Commission added to the motion of approval.

Councilmember Phillips made a motion to approve the Preliminary Plat with the conditions of 1-12 as discussed. The motion was seconded by Councilmember Parker and passed 6/0.

9. Consider and take appropriate action on Resolution R-20-21, a resolution of the City Council of the City of Kaufman, Texas, expressing support for a street construction project to connect 175 and HWY 34 within the City.

Mr. Slye informed Council about the proposed connector road that would connect 175 and Highway 24 within the city limits.

Councilmember Ratcliffe made a motion to approve Resolution R-20-21 as presented. The motion was seconded by Councilmember Aga and passed 6/0.

10. Consider and take appropriate action regarding the placement of electrical utility lines along State Highway 34 bypass to service Marlow's Truck Stop.

Mr. Slye presented the proposed placement of the electrical utility lines along State Highway 34 bypass to service Marlow's Truck Stop. He outlined the costs associated with running the lines under ground.

Councilmember Aga made a motion to approve the placement of electrical utility lines along State Highway 34 bypass underground utilizing ARP funds if allowed and if not utilizing the General Fund. The motion was seconded by Councilmember Parker and passed 6/0.

11. Consider and take appropriate action regarding an agreement between the City and Community Internet Providers, LLC for use of City infrastructure to locate facilities; and authorizing the City Manager to finalize and execute necessary documents.

Mr. Slye reviewed the proposed agreement with Community Internet Providers.

Councilmember Ratcliffe made a motion to approve an terms of the agreement between the City and Community Internet Providers LLC for use of City infrastructure to locate facilities and authorize the City Manager to finalize and execute necessary documents. The motion was seconded by Councilmember Parker and passed 6/0.

APPOINTMENTS

12. Consider and take appropriate action on the appointment of one (1) member to the Parks and Recreation Board for a two (2) year term to expire March 2023.

Councilmember Parker made a motion to appoint Shannon Prox to the Parks and Recreation Board for a two (2) year term to expire March 2023. The motion was seconded by Councilmember Ratcliffe and passed 6/0.

ANNOUNCEMENTS AND REPORTS FROM CITY MANAGER

13. Receive an update and discussion regarding the following:
 - a. Special City Council Meeting- Canvass General Election- May 10th
 - b. Discussion Items Report (DIR)
 - c. STAR Transit Ridership Report- March 2021
 - d. Careflite Compliance Report- March 2021
 - e. Fire Department Monthly Report- March 2021
 - f. Police Department Monthly Report- March 2021
 - g. Monthly Calendars Attached

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

EXECUTIVE SESSION

Mayor Pro-Tem Patterson adjourned into executive session to discuss the following at 7:09 PM

14. The City Council will recess into Executive Session pursuant to Texas Government Code for an executive session regarding the following:
 - a. Texas Government Code §551.072: Deliberation regarding Real Property, to deliberate 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: Kaufman Lake, College Mound SUD

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

Mayor Pro-Tem Patterson reconvened into open session at 7:17 PM.

15. Consider and take appropriate action on an interlocal agreement with College Mound for the purpose of providing water service to the Kaufman Lake Development.

Councilmember Aga made a motion to approve the interlocal agreement with College Mound for the purpose of providing water service to the Kaufman Lake Development. The motion was seconded by Councilmember Ratcliffe and passed 6/0.

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

No additional action was required.

ADJOURNMENT

There being no further business, Mayor Pro-Tem Patterson adjourned the meeting at 7:18 PM.

ATTEST:

**JEFF JORDAN
MAYOR**

**JESSIE HANKS
CITY SECRETARY**

