



**MINUTES OF THE
CITY COUNCIL MEETING
MONDAY, JANUARY 23,
2023 - 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, states Councilmembers present, and declares a quorum present.**

Mayor Jordan called the City Council meeting to order at 6:00 PM. Councilmembers present were Jeff Jordan, Patty Patterson, Carole Aga, Quattro Borders, Lisa Parker, Charles Gillenwater and Matt Phillips. 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, Economic Development Director Stewart McGregor, Development Services Director Andrew Bogda, Fire Captain Jeremy Hatcher, Police Sergeant Jason Stastny, and Police Sergeant Colter Leftwich.

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.

CONSENT AGENDA

1. Consider and take appropriate action on the minutes of the December 19, 2022, Regular City Council Meeting.
2. Consider and take appropriate action on Resolution R-01-23, a resolution of the City Council of the City of Kaufman, Texas, accepting Public Improvements for the State Highway 175 Elevated Water Tank Repair and Repaint and establishing the date for a two (2) year warranty period.
3. Consider and take appropriate action regarding Resolution R-02-23, a resolution of the City Council of the City of Kaufman, Texas, authorizing continued participation with the Steering Committee of Cities Served by Oncor; and authorizing the payment of ten cents per capita to the steering committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC.

4. Consider and take appropriate action to schedule a Special City Council Meeting for Wednesday, May 17, 2023, for the purpose of canvassing the Election Returns.
5. Consider and take appropriate action on the first amendment to the Installation Contract with Performance Services regarding the management and installation of the Smart Water Meter project.

Councilmember Patterson made a motion to approve consent agenda items 1 through 5 as presented. The motion was seconded by Councilmember Aga and passed 7/0.

END OF CONSENT AGENDA

PUBLIC HEARING

6. First Reading: Consider and take appropriate action on Ordinance O-03-23, an ordinance of the City Council of the City of Kaufman, Texas, approving an amendment to the exclusive franchise agreement for solid waste collection with Republic Waste Services of Texas, LTD., ("original agreement"), in accordance with state law and city charter; providing for the incorporation of premises; approving an amendment to provide for an updated polycart schedule and bulk pickup services; authorizing the mayor to execute the amended agreement; providing a cumulative repealer clause; providing a severability clause; and providing an effective date.

- a. Presentation

Mr. Holder outlined the proposed amendment to the Franchise Agreement with Republic Services. He reviewed the proposed changes and their impact on the citizens.

- b. Public Hearing

Mayor Jordan opened the public hearing at 6:04 PM. There being no speakers present, Mayor Jordan closed the public hearing at 6:05 PM.

- c. Consider and take appropriate action on the first reading of Ordinance O-03-23

Councilmember Borders made a motion to approve the first reading of Ordinance O-03-23 as presented. The motion was seconded by Councilmember Patterson and passed 7/0.

DISCUSSION/ACTION ITEMS

7. Consider and take appropriate action on Ordinance O-01-23, an ordinance of the City Council of the City of Kaufman, Texas, ordering and calling the City's General Election to be held on May 6, 2023, for the purpose of electing a Mayor and three (3) people to serve as Council members for the City of Kaufman for a term of (2) years each; providing notice of election; providing for the approval of a joint election and Contract for Election Services with Kaufman County; designating polling dates, times and locations for election day and early voting; and authorizing the Mayor or designee to execute necessary documents.

Ms. Hanks presented the Ordinance calling for the general election for the purpose of election of a mayor and three councilmembers.

Councilmember Aga made a motion to approve Ordinance O-01-23 as presented. The motion was seconded by Councilmember Parker and passed 7/0.

8. Consider and take appropriate action on Ordinance O-02-23, an ordinance of the City Council of the City of Kaufman, Texas, ordering and calling the City's Special Election to be held on May 6, 2023, for the purpose of submitting to the resident qualified voters of the City of Kaufman a proposition for the reauthorization of a local sales and use tax at the rate of one-fourth of one percent (0.25%) to provide revenue for the maintenance and repair of municipal streets; providing notice of election; providing special election ballot language; providing for the approval of a joint election and Contract for Election Services with Kaufman County; providing ballot language for the sales tax allocation elections; designating polling dates, times and locations for election day and early voting; and authorizing the Mayor or designee to execute necessary documents.

Mr. Slye presented the Ordinance calling for the special election for the reauthorization of a local sales and use tax at the rate of .25% to provide revenue for the maintenance and repair of municipal streets. There was a discussion regarding the financial impact of this allocation.

Councilmember Gillenwater made a motion to approve Ordinance O-02-23 as presented. The motion was seconded by Mayor Pro-Tem Phillips and passed 7/0.

9. Consider and take appropriate action on the First Amended and Restated **Interlocal Development Agreement for Water and Sewer Lines and Roadways** between **Kaufman Independent School District** and the **City of Kaufman**, for the development of new elementary and junior high school campuses and other related facilities on approximately 85.213 acres out of the W.M. Peters Survey, Abstract No. 407, said property being located on the north side of SH 243 and the west side of FM 2727 (Property ID 187223 & 51233); and authorizing the Mayor or designee to execute necessary documents.

Mayor Jordan opened up items 9 and 10 for discussion. Mr. Slye presented the amendments to the KISD Development Agreement and the Highland Meadows Development Agreement. He reviewed the changes to the agreements and the causes for the adjustments. There were discussions regarding which entities will be making what improvements, what share of the improvements each entity will cover, and the proposed timelines for the construction projects.

Councilmember Aga made a motion to approve the First Amended and Restated Interlocal Development Agreement for Water and Sewer Lines and Roadways between Kaufman Independent School District and the City of Kaufman as presented. The motion was seconded by Councilmember Gillenwater and passed 7/0.

10. Consider and take appropriate action on the First Amended and Restated Development Agreement between Kaufman One WW, LLC (formerly Williamsburg Construction Services, Inc.) and the City of Kaufman for the Highland Meadows Development, an approximate 106-acre tract of land situated in the City's extraterritorial jurisdiction; and authorizing the Mayor or designee to execute necessary documents.

Councilmember Borders made a motion to approve the First Amended and Restated Development Agreement between Kaufman One WW, LLC (formerly Williamsburg Construction Services, Inc.) and the City of Kaufman for the Highland Meadows Development as presented. The motion was seconded by Mayor Phillips and passed 7/0.

11. Consider and take appropriate action on the **Revised Preliminary Plat of Lots 4, 5A, 5B, 5C, 6, 7, and 8X of Block A; Lots 3 and 4 of Block E; and Lot 1 of Block F of the Kings Fort Addition**, being 54.97 acres situated in the D. Falcon Survey, Abstract No. 151, City of Kaufman, Kaufman County, Texas (Property ID 5404, 202752, and 202753). The property is zoned Planned Development-15 ("PD-15") and Planned Development-17R ("PD-17R") and is generally located on both sides of Kings Fort Parkway, the south side of US 175, and the west side of SH 34. The preliminary plat is for 8 non-residential lots, 1 multi-family residential lot, and 1 open space lot. (Case No. PP-01-23)

Mr. Bogda presented the revised Preliminary Plat for the lots located in Kings Fort Addition. He outlined the various zoning classifications for the properties, the reasons for the revised preliminary plat, and the approved concept plan.

Councilmember Borders made a motion to approve the Revised Preliminary Plat of Lots 4, 5A, 5B, 5C, 6, 7, and 8X of Block A; Lots 3 and 4 of Block E; and Lot 1 of Block F of the Kings Fort Addition as presented. The motion was seconded by Councilmember Parker and passed 7/0.

ANNOUNCEMENTS AND REPORTS FROM CITY MANAGER

12. Receive an update and discussion regarding the following:
 - a. Greenspot Contract Update
 - b. Bullet-Resistant Shield Grant Program Update
 - c. Kaufman Downtown Landscaping Update
 - d. Filing period for Application for a Place on the Ballot for the City's General Election is Wednesday, January 18, 2023, through Friday, February 17, 2023.
 - e. Performance Measure- FY23 Q1
- f. Discussion Items Report (DIR)
- g. STAR Transit Ridership Report- December 2022
- h. Careflite Compliance Report- December 2022
- i. Fire Department Monthly Report- December 2022
- j. Police Department Monthly Report- December 2022
- k. Development Services Monthly Report- December 2022

I. Monthly Calendars Attached

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

EXECUTIVE SESSION

Mayor Jordan recessed into an Executive session to discuss the following at 6:34 PM.

13. The City Council will recess into Executive Session pursuant to Texas Government Code for an executive session regarding the following:
 - a. Sec. 551.074: PERSONNEL MATTERS, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: City Manager

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

Mayor Jordan reconvened into open session at 6:57 PM.

14. Consider and take appropriate action on an employment agreement with the City Manager; and authorize the Mayor to execute the necessary documents.

Mayor Pro-Tem Phillips made a motion to approve the employment agreement with Mike Holder as the City Manager. The motion was seconded by Councilmember Gillenwater and passed 7/0.

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

There were no other actions regarding matters discussed in the Executive Session.

ADJOURNMENT

There being no further business, Mayor Jordan adjourned the meeting at 6:58 PM.

ATTEST:

JEFF JORDAN
MAYOR

JESSIE HANKS
CITY SECRETARY

