

City of Pilot Point, Texas

Minutes of the July 8, 2021

City Council Meeting

The City Council of the City of Pilot Point, Texas met on this date at 6:30pm for a Regular City Council Meeting. City Council members present were Mayor Shea Dane-Patterson, Mayor Pro Tem Matt McIlravy, Councilmembers Everett Cummings, and Elizabeth Jones. City Staff members present were City Manager Britt Lusk, Police Chief Tim Conner, Fire Chief Heath Hudson, Development Services Director John Taylor, Finance Director Michele Sanchez, Public Works Director Trent Vandagriff, Capital Projects Manager Matt Kaminski, Finance Manager Lana Ensminger, and City Secretary Lenette Cox. Human Resources Consultant Kathryn Usrey and Brenda McDonald of Messer, Fort, & McDonald Law Firm were also in attendance.

AGENDA

A. VIDEO CONFERENCE

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B. ROLL CALL/CALL TO ORDER

Mayor Dane-Patterson called the meeting to order 6:31pm and conducted roll call.

Place 1 Mario Cisneros – Absent

Place 2 Everett Cummings - Present

Place 3 Mary Rawls – Absent

Place 4 Elizabeth Jones – Present

Place 5 Dean Cordell – Absent

Place 6 Matt McIlravy – Present

Mayor Shea Dane-Patterson – Present

C. PLEDGE TO FLAGS

1. United States of America

2. Texas Flag

*Honor the Texas Flag, I pledge allegiance to thee,
Texas, one state under God, one and indivisible*

D. INVOCATION

Mayor Pro Tem Matt McIlravy led the invocation.

E. ITEMS OF COMMUNITY INTEREST

F. PUBLIC FORUM, PRESENTATIONS AND RECOGNITION:

Public Forum:*(Citizens are allowed 3 minutes to speak. If the issue is on the agenda, the City Council may choose to discuss and consider the item. If the issue is not on the agenda, the Council is not permitted by state law to respond to or discuss the item other than to make statements of specific factual information in response to a citizen's inquiry or to recite existing policy in response to the inquiry. The Council may request the issue to be placed on a future agenda for action in accordance with state law. This forum is not the appropriate place to address complaints against Public Officials and/or Staff. Complaints of this nature should be made in writing and filed with the City Manager.)*

Resident Deborah Garcin thanked the City Council for upholding the C2 zoning on Production St. She stated that as Pilot Point grows, taking the right actions and making the right decisions is important.

G. CONSENT AGENDA

1. Discuss, consider, and possible approval of the June 24, 2021 City Council Regular Meeting minutes.
2. Discuss, consider, and possible action on the approval of payment to Daktronics for the purchase of four (4) baseball/softball score boards.
3. Discuss, consider, and possible action on the approval of selling Brush 642.

Mayor Pro Tem McIlravy moved to approve the Consent Agenda. Councilmember Jones seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cummings and Jones
Absent: Councilmembers Cisneros, Rawls, and Cordell

H. REGULAR AGENDA

1. **Discuss, consider and possible action on an ordinance amendment regulating public swimming pools.**
ORDINANCE 448-13-2021

Development Services Director Taylor stated there are several pools in the city which have public access but there are currently no requirements for permits or inspections by the city. The proposed ordinance would require public pools to follow the Texas Board of Health standards to ensure healthy, safe, and sanitary conditions.

Mayor Dane-Patterson moved to approve the Ordinance 448-13-2021. Councilmember Jones seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cummings and Jones

Absent: Councilmembers Cisneros, Rawls, and Cordell

2. **Discuss, consider, and possible action accepting Nortex Communication bid for fiber and phone installation at the Fire and Police Building Projects.**

Capital Projects Manager Kaminski stated the cost for the Fire Station is \$14,856.50 and within the bond budget. The cost for the Police Station is \$26,245.0 and within the bond budget.

Councilmember Cummings made a motion to accept the Nortex Communication bid. Councilmember Jones seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cummings and Jones

Absent: Councilmembers Cisneros, Rawls, and Cordell

3. **Discuss, consider, and possible action to allow City Manager to enter into an Interlocal agreement with Pilot Point ISD for the School Liaison Program.**

Finance Director Sanchez stated that with this agreement, PPISD would pay 75% of the 2021-2022 SRO costs, and the City of Pilot Point would pay 25% to be effective on July 1, 2021. The PPISD School Board has already approved the agreement.

Mayor Pro Tem McIlravy made a motion to allow the City Manager to enter in an Interlocal Agreement with PPISD for the School Liaison Program. Councilmember Jones seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cummings and Jones

Absent: Councilmembers Cisneros, Rawls, and Cordell

4. **Discussion, consideration and authorize staff to negotiate a contract for Solid Waste Collection with Republic Services.**

Mayor Dane-Patterson stated the City Council would recess into Executive Session at 6:45pm to discuss this item as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551.071.

The City Council reconvened into Regular Session at 7:11pm. Mayor Dane-Patterson stated there is no action to be taken.

Finance Director Sanchez stated the contract had gone out to bid and we received three formal bids. She stated Staff was recommending Republic Services. Republic Services had a higher residential rate but a cheaper commercial rate and better financial stability scores. Rhino Removal had a lower residential rate and higher commercial rate.

Resident Andrew Ambrosio stated he does not think the city should choose a large corporate trash company. He has known Jake Pavelka of Rhino Removal for years and the city should promote small business because a national provider will not provide as good of a service.

Leigh Collins of Republic Services stated they turned in a fair proposal and are competent on what they have offered. As a large company they have buying power and special rates on containers. They have the capacity to flex with growth and have disaster assistance. They have a local presence and have six landfills and two recycling centers. They also have price increases built into the bid and will not be raising their rates.

Jake Pavelka of Rhino Republic stated that because their company is smaller, they will try harder. They will offer the best customer service in Pilot Point and the City's history has shown that national haulers cannot get the job done. Their company's desire is to wrap their company around Pilot Point.

Mayor Dane-Patterson stated the issue is what is the better rate for the residents. She serves the residents and many of them are on fixed incomes. Mayor Dane-Patterson made a motion to authorize Staff to negotiate a contract with Rhino Removal. Mayor Pro Tem McIlravy seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cummings and Jones

Absent: Councilmembers Cisneros, Rawls, and Cordell

5. Discussion on the projected FY 2021 recommended Operating and Capital Improvement Budget and proposed FY2022 Operating and Capital Improvement Budget.

Finance Director Sanchez made a presentation with included revenue trends for FY2021, expenditure trends for FY2021, major objectives for FY2022, property tax updates for FY2022, water rates, and the budget and tax rate calendar.

I. EXECUTIVE SESSION

The City Council of the City of Pilot Point will recess into Executive Session (Closed Meeting) pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to discuss the following:

1. a) §551.071: Consultation with Attorney regarding pending or contemplated litigation; or a settlement offer or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter regarding: Claim No. LB124056; Hernandez v. City of Pilot Point.
- b) §551.074: Conduct an executive session as authorized by Texas Government Code, Section 551.074(a) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, or to hear a complaint or charge against an officer or employee: Claim No. LB124056; Hernandez v. City of Pilot Point.
- c) §551.071: Consultation with Attorney to seek advice of the City's attorney about pending or contemplated litigation; or a settlement offer; or on a matter in which the duty

of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this Chapter regarding: Demand letters received from Mr. and Mrs. Gary Garcin regarding properties located on Production Street.

Mayor Dane-Patterson stated the City Council would recess into Executive Session at 7:47pm to discuss these items.

J. RECONVENE INTO REGULAR SESSION

The City Council of the City of Pilot Point will reconvene into Regular Session (Open Meeting) pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to take any action necessary regarding the following items discussed in Executive Session.:

The City Council reconvened into Regular Session at 8:15pm. Mayor Dane-Patterson stated there is no action to be taken.

K. FUTURE AGENDA ITEMS/REQUESTS BY COUNCILMEMBERS TO BE ON NEXT AGENDA

Councilmembers shall not comment upon, deliberate, or discuss any item that is not on the agenda. Councilmembers shall not make routine inquiries about operations or project status on an item that is not posted. Any Councilmember may, however, state an issue and a request that this issue be placed on a future agenda.

L. ADJOURN

Mayor Dane-Patterson moved to adjourn the meeting at 8:16pm. Mayor Pro Tem McIlravy seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cummings and Jones
Absent: Councilmembers Cisneros, Rawls, and Cordell



Shea Dane-Patterson, Mayor

ATTEST:



Lenette Cox, City Secretary