

City Council met for a Special Called Council Meeting on February 28, 2018 in the Council Chambers at City Hall, 907 E. Houston, with Mayor Pro-Tem McWaters presiding.

**COUNCIL MEMBERS PRESENT:** Councilmember Mike Penry, Councilmember Marilyn Clay, Councilmember Carolyn McWaters, Councilmember Danny Lee, Councilmember Jennifer Bergman, Derra Purnell, Assistant City Attorney, City Manager Kelly McDonald, and City Secretary, Angela Smith

**ABSENT:** Mayor Otis Cohn

**VISITORS PRESENT:** Fred Terrell

**EMPLOYEES:** Rod Hainey, Sean Anderson, Glen Barnhill, Mary Cohn, Darrel Broussard

Mayor Pro-Tem McWaters called the meeting to order at 1:33 pm and stated there was a quorum. Councilmember Clay gave the invocation and Councilmember Penry led the pledge to the US flag and Councilmember Lee led the pledge to the Texas flag.

### **Discussion and Action**

**1. Consider awarding bid for Basin Cleaning and Restoration for the West Wastewater Treatment Plant from the Request for Proposal process**

Public Works Director Hainey addressed council and stated that a Request for Bid was sent out for this project however only one submission was received and one denial letter. He stated that the staff recommendation is to award the bid to Synagro. Councilmember Penry stated that he still doesn't like just having one bidder's submission. City Manager McDonald stated that we followed our bid process and however we can't control who decides to bid or not. It was stated that council wishes staff to contact the companies we submitted bid packets to ask them why they did not submit a bid back to us. City Manager McDonald replied that staff will follow-up with those companies.

It was asked what exactly this bid was for so Public Works Director Hainey explained the plant process and the requirements of this issue.

Councilmember McWaters made a motion to award the bid to Synagro and to allow the City Manager to sign the contract after review by the City Attorney with a second from Councilmember Bergman. Councilmembers Lee, Bergman, Clay and McWaters voted "AYE" and Councilmember Penry voted "NAY". Motion carried.

**2. Consider awarding bid for Fence Repair and Restoration for the Municipal Sports Park from the Request for Proposal process**

Public Works Director Hainey addressed council and stated that a Request for Bid was sent out on the project and staff is recommending Delta Specialty to be awarded the bid for the amount of \$84,627. Mr. Hainey did caution council that we have had another flood since the contract was bid so the contractor may ask for an addendum if they find additional issues.

Councilmember Penry made the motion to award the bid to Delta Specialty, authorizing City Manager to sign the contract after review from the City Attorney and to fix typo in bid packet in Item 2 with a second from Councilmember Lee. All members present voted "AYE". Motion carried.

**3. Consider acceptance of Certificate of Unopposed Candidates by the City Secretary and consider ordinance declaring Unopposed Candidates in the May 5, 2018 General City Election, Elected to Office; Cancelling the Election**

Councilmember Clay made a motion to accept the Certificate of Unopposed Candidates by the City Secretary and approve the ordinance declaring Unopposed Candidates in the May 5, 2018 General City Election, Elected to Office; Cancelling the Election with a second from Councilmember Penry. All members present voted "AYE". Motion carried.

**4. Consider adoption of an ordinance amending Chapter 106, "Subdivisions," of the City Code; amending rules governing plats and subdivisions of land, including providing for development plats; providing a penalty; and making other provisions related to the subject.**

Derra Purnell with Olson & Olson addressed council. This ordinance was brought to council at the last meeting and was tabled. Since then we have had the two developer's engineering staff review the changes and they have provided good feedback. We updated the ordinance to comply with the new case laws and newer developments.

Councilmember Bergman commented that we need to do development meetings with local developers. The county charges for higher rates than ours for plats and the City's costs should be in line with theirs. Ms. Purnell stated that we can only charge what our cost is and the county may also be charging engineering fees as well. Mr. Hainey stated that staff sends bigger plats to HR Green for review. Smaller plats are handled by staff and the larger ones are brought to council. There is a checklist for plats process that is used. Ms. Purnell recommended that we try this ordinance out for about six months and the track costs.

Councilmember Penry made a motion to approve the ordinance amending Chapter 106, "Subdivisions," of the City Code; amending rules governing plats and subdivisions of land, including providing for development plats; providing a penalty; and making other provisions related to the subject with a second from Councilmember Lee. Councilmembers Lee, McWaters, Clay, Penry voted "AYE" and Councilmember Bergman voted "NAY". Motion carried.

**Adjourn**

Councilmember Penry made a motion to adjourn the City Council meeting with a second from Councilmember Clay. All Council members present voted "AYE". Motion carried. Council meeting adjourned at 2:28 pm.

**PASSED AND APPROVED** this 20<sup>th</sup> day of March 2018.

\_\_\_\_\_/signed\_\_\_\_\_  
Mayor Otis Cohn

**ATTEST:**

\_\_\_\_\_/signed\_\_\_\_\_  
Angela Smith, City Secretary