



City of Simonton

Minutes

Regular City Council Meeting

CITY OF SIMONTON

Tuesday, April 18, 2017

This is a true and correct copy of the Minutes of the Regular Meeting of the Simonton City Council held on Tuesday, April 18, 2017 at 6:30 P.M.

1. Call to Order. **Mayor Boudreaux called the meeting to order at 6:30 PM. A quorum was present: Mayor Louis Boudreaux, Councilmember Todd Lippincott, Councilmember Mike Kerr, Councilmember Laurie Boudreaux, Councilmember Mark Lynch, Mayor Pro Tem Jeff Young**
Council Members absent: none
City Staff present: City Administrator S. Elliott, Deputy City Secretary E. Molina
Public Present: Bill Blich Simonton Cultural Finance Corp. Financial Advisor, Craig Kalkomey City Engineer, Steven Stone Centerpoint
2. Invocation and Pledge led by **Councilmember Jeff Young**
3. Consider and take action on the Consent Agenda:
 - a. Minutes of Regular Meeting of City Council Tuesday, March 21, 2017
 - b. Financials March 2017
 - c. Approval of Paid Bills March 2017
 - d. Approval of revised 1st quarterly investment statement including TexPool account
 - e. Receive and approval of 2017 CenterPoint's Annual franchise fee agreement
 - f. Approval of 2017 Credit Card Policy and Procedure
 - g. Approval of Absences and Leaves Policy
 - h. Receive S. Elliott's annual performance evaluation
 - i. Approval of salary authorization adjustment for Administrator S. Elliott as recommended by Mayor Boudreaux
 - j. Receive E. Molina's annual performance evaluation
 - k. Approval of salary authorization adjustment for Secretary E. Molina as recommended by Mayor Boudreaux and Administrator Elliott
 - l. Approval of authorization of E. Molina as an additional signature to the city business credit card account
 - m. Approval of authorization adjustment to healthcare stipend
 - n. Approve Municipal Code Inspection permit application fee for ordinance reviews for \$25 per plan review/inspection plus 20% administration fee
 - o. Approval 2017 Independent Contractor Agreement for Code Enforcement Officer

p. Approval of the Internal capital improvement plan for the internal drainage committee to set that the city will only replace the culvert needed for a driveway (maximum of 20' long culvert per driveway) as recommended by the internal drainage committee.

p. Approve infrastructure permit fee schedule and permit application forms

Motion by Councilmember T. Lippincott to approve the Consent Agenda. Councilmember L. Boudreaux seconded.

Ayes: All

Noes: None

Motion Passed

4. Public Comments

5. Reports

(Reports are presented to Council for informational purpose only and no action may be taken on any item contained in a report.)

a. Receive report from Judge Richter on municipal court

b. Recieve report from Engineer Kalkomey on project update memo on drainage capital improvement plan

6. Unfinished Business

a. Consider and take action on either keeping the Public Utility Commission Default rate for 2017 or adjusting the default rate due to inflation.

Motion by Councilmember T. Lippincott to keep the default rate and not adjust for inflation.

Councilmember J. Young seconded.

Ayes: All

Noes: None

Motion Passed

7. New Business

a. CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION RELATING TO APPROVING A FINANCING BY THE SIMONTON CULTURAL EDUCATION FACILITIES FINANCE CORPORATION IN THE AMOUNT OF \$5,200,000 FOR THE BENEFIT OF LEGACY COMMUNITY HEALTH SERVICES AND RELATED MATTERS

Motion by Councilmember L. Boudreaux to Approve Resolution Relating to Approving A Financing By The Simonton Cultural Education Facilities Finance Corporation In The Amount Of \$5,200,000 For The Benefit Of Legacy Community Health Services And Related Matters.

Councilmember M. Kerr seconded. (Councilmember J. Young abstained)

Ayes: All

Noes: None

Motion Passed

b. RESOLUTION RELATING TO APPROVING FINANCINGS BY THE SIMONTON CULTURAL EDUCATION FACILITIES FINANCE CORPORATION IN THE AGGREGATE AMOUNT OF \$8,000,000 FOR THE BENEFIT OF DALLAS LIGHTHOUSE FOR THE BLIND, INC. AND DALLAS COUNTY ASSOCIATION FOR THE BLIND TRUST FUND AND RELATED MATTERS

Motion by Councilmember L. Boudreaux to approve Financing By The Simonton Cultural Education Facilities Finance Corporation In The Aggregate Amount Of \$8,000,000 For The Benefit Of Dallas Lighthouse For The Blind, Inc. And Dallas County Association For The Blind Trust Fund And Related Matters. Councilmember M. Lynch seconded. (Councilmember J. Young abstained)

Ayes: All
Noes: None
Motion Passed

c. Consider and take action on approving prosecutor Timothy B. Kirwin as Simonton's Municipal Prosecutor

Motion by Councilmember T. Lippincott to approve prosecutor Timothy B. Kirwin as Simonton's Municipal Prosecutor. Councilmember L. Boudreaux seconded.

Ayes: All
Noes: None
Motion Passed

d. Consider and take action to review and approve code enforcement procedure improvements

Motion by Councilmember T. Lippincott to approve code enforcement procedure improvement process as written. Councilmember L. Boudreaux seconded.

Ayes: All
Noes: None
Motion Passed

e. Consider and take action on Jones and Carter proposal for flood hazard assistance grant submittal assistance

Motion by Councilmember J. Young to accept Jones and Carter proposal for flood hazard assistance grant submittal assistance. Councilmember L. Boudreaux seconded.

Ayes: All
Noes: None
Motion Passed

f. Consider and take action on an annual amount to allocate from reserve to the capital budget plan for the internal drainage

tabled.

g. CONSIDER AND TAKE ACTION TO APPROVE RESOLUTION 2017-06 A RESOLUTION OF THE CITY OF SIMONTON, TEXAS FINDING THAT CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

Motion by Councilmember T. Lippincott to approve resolution 2017-06 a resolution of the city of Simonton, Texas finding that CenterPoint energy Houston electric, LLC's application for approval to amend its distribution cost recovery factor pursuant to 16 tex. admin. code § 25.243 to increase distribution rates within the city should be denied; finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel. Councilmember M. Lynch seconded.

Ayes: All
Noes: None
Motion Passed

h. Consider and take action to appoint E. Molina as Simonton City Secretary

Motion by Councilmember L. Boudreaux to approve appointing E. Molina as Simonton's City Secretary. Councilmember T. Lippincott seconded.

Ayes: All

Noes: None

Motion Passed

i. Oath of office E. Molina as Simonton City Secretary

8. Consider and take action to adjourn into Executive Session:City Council Adjourned into Executive session

No executive session occurred

a. Consider and take action on City Administrator S. Elliott's annual review and salary adjustment in accordance with Personnel Matters as per Section 551.074 of the Government Code.

b. Consider and take action on Secretary to annual review and salary adjustment in accordance with Personnel Matters as per Section 551.074 of the Government Code.

c. Consider and take action on adjustment to health stipend

9. Reconvene in Open Session. Council reconvened in Open Session at

10. Consider and take action resulting from Executive Session:

a. Consider and take action on City Administrator S. Elliott's annual review and salary adjustment in accordance with Personnel Matters as per Section 551.074 of the Government Code.

b. Consider and take action on Secretary to annual review and salary adjustment in accordance with Personnel Matters as per Section 551.074 of the Government Code.

c. Consider and take action on adjustment to health stipend

Adjournment.

Motion by Councilmember T. Lippincott to adjourn at 8:11 PM. Councilmember J. Young seconded.

Ayes: All

Noes: None

Motion Passed

Respectfully submitted,



Louis Boudreaux, Mayor



S. Elliott, City Administrator



Simonton