



Duncanville City Council Meeting Agenda
City Council Briefing Room and City Council Chamber
Duncanville City Hall
203 E. Wheatland Road
Duncanville, TX 75116
(972) 780-5017

Tuesday, September 20, 2022

6:00 P.M. - Work Session/Briefing

7:00 P.M. - Regular Session

or immediately following the 6:00 pm Work Session/Briefing

City of Duncanville City Council meetings are available to all persons regardless of disability. The City of Duncanville offers Hearing Assistance Receivers for use during City Council Regular Sessions. If you require special assistance, please contact the City Secretary at (972)780-5017 or write 203 E. Wheatland Road, 75116, or by calling through a T.D.D. (Telecommunication Device for the Deaf) to Relay Texas at 1-800-735-2989 at least 48 hours in advance of the meeting.

As authorized by Section 551.071 of the Texas Government Code, this meeting may be convened into closed Executive Session for the purposes of seeking confidential legal advice from the City Attorney on any item on the agenda at any time during the meeting.

The City of Duncanville reserves the right to reconvene, recess or align the Regular Session or called Executive Session or order of business at any time prior to adjournment.

SUPPLEMENTAL NOTICE OF MEETING BY VIDEO CONFERENCE

In accordance with an Order of the Office of the Governor issued on March 16, 2020, as extended, the City Council for the City of Duncanville, Texas will conduct a City Council Regular Meeting in person and by video conference at 6:00 pm on Tuesday, September 20, 2022 in order to advance the public health goal of limiting face-to-face meetings (also called “social distancing”) in an effort to slow the spread of the Coronavirus (COVID-19) pandemic.

This is an open meeting conducted by in person and video conference.

Due to limited seating in council chambers, persons or participants may attend by video conference in order to maintain safe social distance as provided in this notice.

To view the live meeting or previous meetings click on the link below.

<https://duncanvilletx.new.swagit.com/views/454/>

To submit a comment via email the following information is required:

- Submit a comment by 4:00 p.m. on Tuesday, September 20, 2022.
- Email citysecretary@duncanville.com
- Email title: Public Comment – September 20th.
- First and Last Name; and address

Page

WORK SESSION / BRIEFING

Citizen comments will not be heard during the Work Session/Briefing but will be heard during the Regular Session.

- 1. DISCUSS AGENDA ITEMS**
- 2. BRIEFINGS / PRESENTATIONS**

- A. Discuss and finalize the Council Rules and Procedures.
- B. Councilmember Koontz requested item.

Discussion on the Ladd Property.

EXECUTIVE SESSION

None.

REGULAR SESSION - CONVENE INTO THE COUNCIL CHAMBERS (7:00 P.M. OR IMMEDIATELY FOLLOWING THE 6:00 PM WORK SESSION/BRIEFING)

CALL TO ORDER

INVOCATION

PLEDGES - PLEDGE OF ALLEGIANCE; TEXAS PLEDGE OF ALLEGIANCE

1. REPORTS

- A. Mayor's Report.
- B. Councilmembers' Reports
- C. City Manager's Report.

2. PROCLAMATIONS AND PRESENTATIONS

- A. Proclamation recognizing September 15 to October 15, 2022 as National Hispanic American Heritage Month. 6 - 9
[Proclamation - National Hispanic Heritage Month](#)
- B. Proclamation Recognizing October 4, 2022 as National Night Out. 10 - 12
[National Night Out 2022](#)
- C. Proclamation Recognizing October as National Crime Prevention Month. 13 - 15
[National Crime Prevention Month 2022](#)

3. CITIZENS' INPUT

“Pursuant to Section 551.007 of the Texas Gov’t Code, any member of the public has the opportunity to address the City Council concerning any matter of public business or any posted agenda item; however, the Act prohibits the City Council from deliberating any issues not on the public agenda and such non-agenda issues may be referred to City staff for research and any future action; all persons addressing are subject to council adopted rules and limitations permitted by law”

At this time, two-minute comments will be taken from the audience on any topic. To address the Council, please submit a fully-completed request card to the City Secretary prior to the beginning of the Citizens' Input portion of the Council meeting. In accordance with the Texas Open Meetings Act, the City Council cannot discuss issues raised or make any decisions at this time. Issues may be referred to City Staff for research and possible future action.

To submit a comment via email the following information is required:

- Submit a comment by 4:00 p.m. on Tuesday, September 20, 2022.
- Email citysecretary@duncanville.com
- Email title: Public Comment – September 20th.
- First and Last Name; and address

4. **CONSENT AGENDA**

The following may be acted upon in one motion. A City Councilmember may request items be removed from the Consent Agenda for individual consideration.

- | | | |
|----|--|---------|
| A. | Consider the Minutes for the September 6, 2022 City Council Regular Meeting.
2022-09-06 - City Council - Minutes - UNAPPROVED | 16 - 20 |
| B. | Consider a Resolution authorizing the receipt of a grant from the Texas Office of the Governor, Criminal Justice Division, FY23 Bullet-Resistant Shield Grant Program, to provide funding for the Police Department to purchase twenty-five (25) bullet-resistant shields for Police Officers, with a total grant value of \$250,125.00.
Bullet-Resistant Shield Grant Program | 21 - 24 |
| C. | Consider a Resolution authorizing an application acceptance for and receipt of a grant from the Texas Office of the Governor, Criminal Justice Division, FY23 ALERRT Travel Assistance Grant, to provide funding for the Police Department, to send Police Officers to Advanced Law Enforcement Rapid Response Training (ALERRT), with a total grant value of \$1,000.00.
ALERRT Travel Assistance Grant | 25 - 28 |
| D. | Consider a Resolution approving the terms and conditions of Contract Amendment #3 to the Standard Form of Agreement RFQ 20-0011 with Brown Reynolds Watford Architects, Inc. for architectural and engineering design services for Fire Station No. 1 due to an increase in the Guaranteed Maximum Price from \$4.5 million to \$7,591,908.00, in the amount not to exceed \$197,000.00.
Design Services for Fire Station No. 1 | 29 - 36 |
| E. | Consider a Resolution approving the Landscape Maintenance Agreement with the Texas Department of Transportation (TxDOT) for landscape improvements along U.S. IH 20 beginning at North Cedar Ridge Drive and ending east of North Cedar Ridge Drive.
Landscape Maintenance Agreement | 37 - 46 |
| F. | Council to consider authorizing the City Manager to sign and execute the settlement agreement and mutual general release with Anh Ngoc Tran in regards to the City of Duncanville Municipal Court case No. 200318004, and further authorizing as part of the settlement a payment Baston Law, PC in the amount of \$39,717.34.
Settlement Agreement | 47 - 53 |
| G. | Consider approval of a Resolution for an offer of a Hotel Occupancy Tax Grant for the FY 22-23 budget in the amount not to exceed \$15,215.68 to the Duncanville Chamber of Commerce for maintenance | 54 - 77 |

repairs, landscaping upgrades, computer upgrades, and signage while serving as the Duncanville Official Visitors Center.

[Duncanville Official Visitors Center](#)

- H. Consider a Resolution approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the company’s 2022 rate review mechanism (RRM) filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the company to reimburse ACSC’s reasonable ratemaking expenses; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC’s legal counsel. 78 - 95
[Atmos Energy](#)
- I. Consider a Resolution authorizing a consent to assignment of Contract IFB-19-001 Traffic Signal Maintenance from Siemens Industry Inc. To Yunex LLC. 96 - 102
[Traffic Signal Maintenance](#)
- J. Consider a Resolution approving Republic Services of Texas, LTD.’s request to the City of Duncanville to increase contract rates under the Municipal Materials Management Agreement by 4.4% for residential collection and commercial services. 103 - 109
[Municipal Materials Management Agreement](#)
- K. Consider a Resolution authorizing a Cooperative Purchasing Agreement with Equalis Group. 110 - 115
[Equalis Group](#)

5. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. Conduct a Public Hearing (2022-06) for consideration and action regarding the request of Stuart and Ruth Carlson, applicants and owners, to include a Specific Use Permit “SUP” for Short-Term Rental on Duncanville Estates 1, Block C, Lot 4, City of Duncanville, Dallas County, Texas, more commonly known as 103 South Capri Drive. 116 - 185
[SUP - 103 South Capri Drive](#)
- B. Conduct a Public Hearing (2022-07) for consideration and action regarding the request of Stuart and Ruth Carlson, applicants, representing Lydia W. Carlson, owner, to include a Specific Use Permit “SUP” for Short-Term Rental on River Oaks, Block K, Lot 5, City of Duncanville, Dallas County, Texas, more commonly known as 350 Linklea Drive. 186 - 257
[SUP - 350 Linklea Drive](#)
- C. Conduct a Public Hearing for consideration and action regarding the request of Stuart and Ruth Carlson, applicants and owners, to include a Specific Use Permit “SUP” for Short-Term Rental on Irwin Keasler Dev 258 - 299

Red Bird 5, PT Lot 0006, Duncanville, Dallas County, Texas, more commonly known as 822 Sherrill Boulevard.

[SUP - 822 Sherrill Boulevard](#)

- D. Conduct a Public Hearing for consideration and action regarding the request of Deborah Cantwell, Applicant and Owner, to include a Specific Use Permit "SUP" for Carport on Skyview Estates Inst 1, Block B, Lot 14, more commonly known as 1607 Sparta Drive, Duncanville, Dallas County, Texas. 300 - 327

[SUP - 1607 Sparta Drive](#)

- E. Consider an Ordinance amending the Code of Ordinances by amending Chapter 2 'Administration', by repealing Article I. 'In General' Sections 2-1, 2-2, 2-3 and 2-4 and reserve for future use; by adding new Article v 'Boards and Commissions' to provide for list of different boards, appointments, qualifications, establishment, membership and other duties. 328 - 342

[Boards and Commissions](#)

- F. Consider an Ordinance creating Classified Positions under Civil Service in the Police and Fire Departments; providing for a Pay Scale under Civil Service; repealing all Ordinances in conflict herewith; and, providing a severability clause; providing a repealing clause. 343 - 348

[Pay Scale - Civil Service](#)

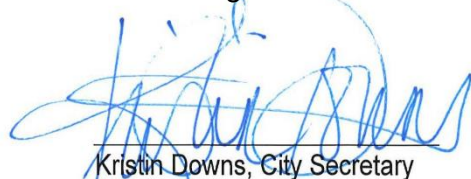
6. STAFF AND BOARD REPORTS

- A. Receive the Monthly Financial Report as of July 31, 2022. 349 - 380

[Financial Report](#)

ADJOURNMENT

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted in accordance with the regulations of the Texas Open Meetings Act on the bulletin board located at the entrance to the City of Duncanville City Hall, a place convenient and readily accessible to the general public, as well as to the City's website www.duncanville.com and said Notice was posted on the following date and time: **Friday, September 16, 2022 at 7:00 P.M.** and remained posted for at least two hours after said meeting was convened.



Kristin Downs, City Secretary

"Guns prohibited on these premises by state law unless licensed under Chapter 411, Tex. Gov. Code. Section 46.035 Texas Penal Code."

"Las armas de fuego están prohibidas en estas instalaciones por la ley estatal a menos que estén autorizadas bajo el Capítulo 411 del Código de Gobierno de Texas. Sección 46.035 del Código Penal de Texas."