



Sachse, Texas

Sachse City Hall
3815 Sachse Road
Building B
Sachse, Texas 75048

Meeting Agenda City Council

Monday, May 20, 2013

7:30 PM

Council Chambers

The Mayor and Sachse City Council request that all cell phones and pagers be turned off or set to vibrate. Members of the audience are requested to step outside the Council Chambers to respond to a page or to conduct a phone conversation.

The City Council of the City of Sachse will hold a Regular Meeting on Monday, May 20, 2013, at 7:30 p.m. in the Council Chambers at the Sachse City Hall, 3815 Sachse Road, Building B, Sachse, Texas to consider the following items of business:

Invocation and Pledges of Allegiance to U.S. and Texas Flags.

A. Pledge of Allegiance to the Flag of the United States of America: I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands: one nation under God, indivisible, with liberty and justice for all.

B. Pledge of Allegiance to the Texas State Flag: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

1. CONSENT AGENDA.

1.a ALL ITEMS LISTED ON THE CONSENT AGENDA WILL BE CONSIDERED BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION, THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER OR CITIZEN SO REQUESTS.

[13-1541](#) Consider approval of the minutes of the May 6, 2013, regular meeting.

Executive Summary

Minutes from the recent Council meeting.

Attachments: [Min. .05.06.13.pdf](#)

[13-1540](#) Consider acceptance of the resignation of Jeff Bickerstaff from the Parks and Recreation Commission.

Executive Summary

Mr. Bickerstaff has resigned his seat on the Commission to accept his City Council position as provided by the City Charter.

Attachments: [J. Bickerstaff resignation.pdf](#)

[13-1552](#) Consider a resolution of the City Council of the City of Sachse,

Texas, approving the Interlocal Agreement between the City and Dallas County for the City to retain and authorize Dallas County to maintain certain designated roadways located within the city limits; and providing for an effective date.

Executive Summary

This proposed Master Interlocal Agreement between the City of Sachse and Dallas County is a 5-year agreement that establishes a standard framework for maintenance of County "Type E" and "Type B" roadways located within the city. For any individual project, an individual Project Specific Agreement is required.

Attachments: [Dallas County Transmittal.pdf](#)
[Dallas County Maintenance Interlocal.pdf](#)

[13-1551](#)

Consider a resolution of the City Council of the City of Sachse, Texas, awarding the bid for the Pleasant Valley Water System Improvements from Merritt Road to Eastview Drive as a capital improvement project to P.C. Contractors, LLC, in the amount not to exceed one hundred ninety thousand dollars and no cents (\$190,000.00); authorizing the City Manager to execute such agreement in a form approved by the City Attorney; and providing an effective date.

Executive Summary

The City of Sachse has a water system improvement project for the construction of water improvements in Pleasant Valley Road from Merritt Road to Eastview Drive. The project was designed by BW2 Engineers, Inc., and bids were opened on May 7, 2013. This item is to award the bid to the lowest responsible bidder, which is P.C. Contractors, LLC in the amount not to exceed \$190,000.00.

Attachments: [Project Location Map](#)
[Attachment 2 Pleasant Valley Bid Tabulation](#)
[resolution for Pleasant Valley Water System Improvements award](#)

[13-1511](#)

Consider a Resolution of the City Council of the City of Sachse, Texas, authorizing the continued participation with the Steering Committee of Cities Served by Oncor; and authorizing the payment of ten cents per capita to the Steering Committee of Cities Served by Oncor to fund regulatory and related activities related to Oncor Electric Delivery Company, LLC; and providing for an effective date.

Executive Summary

The City is currently participating in the Steering Committee of

Cities Served by Oncor (Steering Committee), and continued participation will assist the City in protecting the interests of the City and customers residing and conducting business with the City limits. The assessment of ten cents per capita is unchanged from the prior year.

Attachments: [Oncor Steering Committee Memo and Report.pdf](#)
[Oncor Steering Committee List of Cities.pdf](#)
[Oncor Steering Committee Invoice.pdf](#)
[2013 Oncor Steering Committee Resolution.pdf](#)

2. MAYOR AND CITY COUNCIL ANNOUNCEMENTS REGARDING SPECIAL EVENTS, CURRENT ACTIVITIES, AND LOCAL ACHIEVEMENTS.

[13-1544](#) Proclamation recognizing Emergency Medical Services (EMS) Week May 19-25.

Executive Summary

The American College of Emergency Physicians (ACEP) was instrumental in establishing EMS Week when President Gerald Ford declared November 3 - 10, 1974 as the first "National Emergency Medical Services Week." This annual observance continued for four more years and was then reinstated by ACEP in 1982.

Attachments: [Proc.EMS week.pdf](#)

[13-1542](#) Proclamation recognizing Motorcycle Safety Awareness campaign.

Executive Summary

Each year the Motorcycle Safety Awareness Campaign asks us to help promote their annual event.

Attachments: [Proc. Motorcycle safety.pdf](#)

[13-1548](#) Recognize employees for their service to the City of Sachse.

Executive Summary

Each quarter the City Council recognizes the Employee of the Quarter and employees with 5, 10, 15, 20, and 25 year service anniversaries.

3. CITIZEN INPUT.

The public is invited at this time to address the Council. The Mayor will ask you to come to the Microphone and state your name and address for the record. If your remarks pertain to a specific Agenda item, please hold them until that item, at which time the Mayor may solicit your comments.

The City Council is prohibited from discussing any item not on the posted agenda according to the Texas Open Meetings Act.

4. REGULAR AGENDA ITEMS.

- [13-1543](#) Consider a resolution to canvass of the May 11, 2013, City election - sales tax election and charter amendment election.

Executive Summary

The City election was held on Saturday, May 11, 2013 This item is provided for the City Council to canvass or finalize the results.

Attachments: [Res. returns.pdf](#)
[Election returns.pdf](#)

- [13-1547](#) Consider an ordinance adopting the amendments to the Home Rule Charter approved by the voters of the City at an election on May 11, 2013.

Executive Summary

Ordinance prepared by the City Attorney to formalize the adoption of the charter amendments approved at our election on May 11, 2013.

Attachments: [Ordinance.adopt amendments.pdf](#)

- [13-1506](#) Consider appointments to Boards and Commissions.

Executive Summary

The City Council will consider appointments for vacancies on city boards.

5. ADJOURNMENT.

Vision Statement: Sachse is a friendly, vibrant community offering a safe and enjoyable quality of life to all who call Sachse home.

The City of Sachse reserves the right to reconvene, recess or realign the regular session or called Executive Session or order of business at any time prior to adjournment. Note: The Sachse City Council reserves the right to convene into Executive Session pursuant to the Texas Government Code, Title 5, Chapter 551 regarding posted items on the regular meeting agenda.

State law prohibits the introduction or discussion of any item of business not posted at least seventy-two (72) hours prior to the meeting time. Therefore, during Citizen Input for example, the Council is prohibited by state law to deliberate or take action on any issues introduced by the public other than to take them under advisement. Posted: May 17, 2013; 5:00 p.m. Terry Smith, City Secretary _____.

If you plan to attend this public meeting and you have a disability that requires special arrangements at the meeting, please contact Terry Smith, City Secretary, at (972) 495-1212, 48 business hours prior to the scheduled meeting date. Reasonable accommodations will be made to assist your needs.



Legislation Details (With Text)

File #: 13-1541 **Version:** 1 **Name:** Consider approval of the minutes of the May 6, 1, 2013, regular meeting.

Type: Agenda Item **Status:** Agenda Ready

File created: 5/13/2013 **In control:** City Council

On agenda: 5/20/2013 **Final action:**

Title: Consider approval of the minutes of the May 6, 2013, regular meeting.

Executive Summary
Minutes from the recent Council meeting.

Sponsors:

Indexes:

Code sections:

Attachments: [Min. .05.06.13.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Consider approval of the minutes of the May 6, 2013, regular meeting.

Executive Summary

Minutes from the recent Council meeting.

Background

Minutes form the most recent Council meeting on May 6, 2013, for review and approval.

Policy Considerations

Not applicable.

Budgetary Considerations

Not applicable.

Staff Recommendations

Approval of the minutes of the May 6, 2013, regular meeting, as a Consent Agenda Item.

REGULAR MEETING
OF THE
CITY COUNCIL OF THE CITY OF SACHSE

MAY 6, 2013

The City Council of the City of Sachse held a Regular Meeting on Monday, May 6, 2013 at 7:30 p.m. at the Sachse City Hall after proper notice. The roll of the duly constituted City Council Members was called which members are as follows, to wit:

Mayor Mike Felix
Mayor Pro Tem Jared Patterson
Councilman Bill Adams
Councilman Brett Franks
Councilwoman Pat McMillan
Councilman Todd Ronnau
Councilman Mark Timm

and all were present.

Staff present: City Manager Billy George, City Secretary Terry Smith, Project Coordinator Denise Vice, Cathy Cade Administrative Assistant, Community Development Director Marc Kurbansade, Police Chief Dennis Veach, Human Resources Manager Laura Morrow, Parks and Recreation Director Lance Whitworth, Library Manager Mignon Morse, City Engineer Greg Peters, Sachse EDC Director Carlos Vigil, Public Works Director Joe Crase, Finance Director Teresa Savage, Interim Fire Chief Rick Coleman.

Invocation and Pledge of Allegiance to U.S. and Texas Flags:

The invocation was offered by Councilman Timm and the pledges were led by Councilwoman McMillan.

1. Consent Agenda:

Councilman Timm moved to approve the Consent Agenda consisting of Items 13-1503 Consider approval of the minutes of the April 15, 2013, regular meeting; 13-1509 Consider receiving the Monthly Revenue and Expenditure Report for the period ending March 31, 2013; 13-1510 Consider acceptance of the Quarterly Budget and Investment Reports for the quarter ended March 31, 2013; 13-1493 Resolution No. 3472 of the City Council of the City of Sachse, Texas, approving the terms and conditions of the agreement for professional services between the City of Sachse, Texas, and Freese and Nichols, Inc.; authorizing its execution by the City Manager, and providing for an effective date; 13-1499 Resolution No. 3473 of the City Council of the City of Sachse, Texas, approving the Sachse Public Library Circulation Policy; 13-1500 Resolution No. 3474 of the City Council of the City of Sachse, Texas, approving the terms and conditions of the agreement for professional services between the City of Sachse, Texas, and SRF Consulting Group, Inc.; authorizing its execution by the City Manager, and providing for an effective date; 13-1512 Consider the application of Woodbridge Properties, LLC for approval of a Preliminary Plat for Mansions at Sachse Addition, being a single 18.71-acre lot, generally located on the northwest side of SH78/KCRC Railroad, approximately 200 feet north of Ranch Road;

and 13-1513 Consider the application of Mr. James Becker for approval of a Preliminary Plat for Barnyard Gate Daycare Addition, being a single 2.751-acre lot, generally located on the north side of Bunker Hill Road, approximately 625 feet south of State Highway 7. The motion was seconded by Councilwoman McMillan and passed unanimously.

2. Mayor and City Council Announcements regarding special events, current activities and local achievements:

13-1504 Recognition of Bill Alexander's service to the City.

13-1515 Recognize employees for their service to the City of Sachse.

13-1529 Staff Briefing: Engineering Department Update

Mayor Pro Tem Patterson stated Kroger has brown paper bags with receipts attached - a donation to Crossroads the only food and clothing pantry in Sachse at First Baptist Church. He also announced the birth of his second child, Austin Wade Patterson. Both mother and baby are doing well.

Councilman Franks stated that on Saturday the Library hosted the Mad Hatter Tea Party at the Senior Center. It was a joyful occasion and Mayor Felix was the Mad Hatter. The event was a fundraiser for the Library.

Councilman Ronnau stated that a couple weeks ago, his son had breathing problems. They called 9-1-1 and a few moments later the Police and Fire Departments arrived and resolved the issue. He thanked both departments for their service.

Mayor Felix noted the upcoming events: May 10th is the Tri-Chamber Golf Tournament; May 11th is Election Day, the Bicycle Rodeo, at Armstrong Elementary, and the Pet Shot Clinic, at the Animal Shelter; May 18th is the Seniors Sock Hop and May 27th is the Memorial Day event and City Holiday.

3. Citizen Input:

No comments were made.

4. Regular Agenda Items:

13-1481 Consider a request for installation of one speed hump on Creek Crossing Drive, between Hickory Estates Drive and Royal Oak Estates Court in accordance with the City of Sachse Speed Hump Policy:

Following staff briefing, Mayor Felix opened the Agenda Item for public input.

Chris Strickler 7332 Royal Oaks Estates, stated he was against the speed humps and requested other alternatives that do not impact emergency services.

Nova Watkins 6730 Falcon Crest, stated she was against the speed humps because of the impact on emergency services.

Matt Dalton 5629 Creek Crossing, stated he was requesting the speed humps because of the large volume of cars in the neighborhood that are speeding. His son was almost hit by a car. His brick mailbox was destroyed by a car.

Sarah Dalton 5619 Creek Crossing, stated she is in favor of the speed hump because all the homes along the street are affected by the speeding cars.

Following discussion, Councilwoman McMillan moved to approve the request for installation of one speed hump on Creek Crossing Drive, between Hickory Estates Drive and Royal Oak Estates Court in accordance with the City of Sachse Speed Hump Policy. The motion died for lack of a Second.

Following further discussion, Councilman Adams moved to deny the request for installation of one speed hump on Creek Crossing Drive, between Hickory Estates Drive and Royal Oak Estates Court in accordance with the City of Sachse Speed Hump Policy. The motion died for lack of a Second.

Following additional discussion, Councilwoman McMillan moved table this issue until additional information can be brought back on speed humps. The motion was seconded by Councilman Timm and carried with Mayor Pro Tem Patterson and Councilman Adams voting no.

13-1491 The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, Section § 551.087 (Economic Development) to deliberate on economic development incentives and financial prospects for a property located Northwest of Heritage Park Drive and Hudson Drive:

Consider any action necessary as a result of executive session.

Mayor Pro Tem Patterson moved to adjourn to Executive Session at 9:09 p.m. The motion was seconded by Councilman Ronnau and passed unanimously.

Councilman Timm moved to return to Open Session at 9:46 p.m. The motion was seconded by Councilman Ronnau and passed unanimously.

Consider any action necessary as a result of executive session.

Mayor Felix stated no action was necessary as a result of Executive Session.

5. Adjournment:

There being no further business, Councilman Timm made a motion to adjourn. The motion was seconded by Councilman Ronnau and carried unanimously. The meeting adjourned at 9:48 p.m.

ATTEST:

APPROVED:

CITY SECRETARY

MAYOR



Legislation Details (With Text)

File #:	13-1540	Version:	1	Name:	Consider acceptance of the resignation of Jeff Bickerstaff from the Parks and Recreation Commission
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	5/13/2013	In control:		In control:	City Council
On agenda:	5/20/2013	Final action:		Final action:	
Title:	Consider acceptance of the resignation of Jeff Bickerstaff from the Parks and Recreation Commission.				
	Executive Summary Mr. Bickerstaff has resigned his seat on the Commission to accept his City Council position as provided by the City Charter.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	J. Bickerstaff resignation.pdf				

Date	Ver.	Action By	Action	Result
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Title

Consider acceptance of the resignation of Jeff Bickerstaff from the Parks and Recreation Commission.

Executive Summary

Mr. Bickerstaff has resigned his seat on the Commission to accept his City Council position as provided by the City Charter.

Background

The Sachse Home Rule Charter Section 5.02(2) (f) states no member with any commission shall continue in such position upon acceptance of an elected position. Thus, Mr. Bickerstaff has resigned his seat on the Commission to accept his City Council seat.

Policy Considerations

None.

Budgetary Considerations

None.

Staff Recommendations

Acceptance of the resignation of Jeff Bickerstaff from the Parks and Recreation Commission, as a Consent Agenda Item.

May 9, 2013

Terry Smith
City Secretary
City of Sachse
3815 Sachse Road
Sachse, Texas 75048

RE: Letter of Resignation – City of Sachse Parks and Recreation Commission

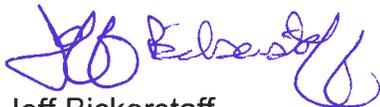
Mr. Smith:

Section 5.02(2)(f) of the Home Rule Charter of the City of Sachse (Filing for Office), states in part that no member with any commission shall continue in such position upon acceptance of an elected position. With my scheduled acceptance and taking of the oath of office for City Council, Place 6 on June 3, 2013, my continued membership with the Sachse Parks and Recreation Commission would violate said section of the Sachse Home Rule Charter.

Therefore, this letter will confirm my resignation as a member of the Sachse Parks and Recreation Commission, effective at 5:00 p.m., May 10, 2013.

My opportunity to serve on the Sachse Parks and Recreation Commission the past 12 years has been highly rewarding for me, both professionally and personally. I'm grateful for the unwavering support of the Parks and Recreation Department staff, specifically Parks and Recreation Director Lance Whitworth and Activity Coordinator Cynthia Wiseman. Both are to be commended for their tireless efforts to consistently keep the Sachse parks system one of the best in the Dallas-Fort Worth Metroplex.

Respectfully submitted,



Jeff Bickerstaff
Chairman
Sachse Parks and Recreation Commission



Legislation Details (With Text)

File #:	13-1552	Version:	1	Name:	2013 Type B Roadway Interlocal
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	5/17/2013	In control:		In control:	City Council
On agenda:	5/20/2013	Final action:		Final action:	

Title: Consider a resolution of the City Council of the City of Sachse, Texas, approving the Interlocal Agreement between the City and Dallas County for the City to retain and authorize Dallas County to maintain certain designated roadways located within the city limits; and providing for an effective date.

Executive Summary

This proposed Master Interlocal Agreement between the City of Sachse and Dallas County is a 5-year agreement that establishes a standard framework for maintenance of County "Type E" and "Type B" roadways located within the city. For any individual project, an individual Project Specific Agreement is required.

Sponsors:

Indexes:

Code sections:

- Attachments:** [Dallas County Transmittal.pdf](#)
[Dallas County Maintenance Interlocal.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Consider a resolution of the City Council of the City of Sachse, Texas, approving the Interlocal Agreement between the City and Dallas County for the City to retain and authorize Dallas County to maintain certain designated roadways located within the city limits; and providing for an effective date.

Executive Summary

This proposed Master Interlocal Agreement between the City of Sachse and Dallas County is a 5-year agreement that establishes a standard framework for maintenance of County "Type E" and "Type B" roadways located within the city. For any individual project, an individual Project Specific Agreement is required.

Background

Certain County roads that are located within the city limits have been maintained with joint agreements for years. A recent example is the Merritt Road rehabilitation project which was partially funded by Dallas County.

Under the agreement, the City/County cost participation is shared at an equal percentage (50/50). There are some costs that are the sole responsibility of the City. Those costs include:

1. Informing the public of the proposed maintenance activity.

2. Acquiring right-of-way necessary to complete the project.
3. Locating all manholes, water valves, and other utilities;
4. Making all utility relocations or adjustments necessary of the project.
5. Remediation of any hazardous or regulated materials, or other environmental hazard on or near the project site.
6. When necessary, provide appropriate traffic control support.

Policy Considerations

Approval of this Interlocal Agreement will continue the partnership between the City of Sachse and Dallas County for the maintenance of "Type B" roadways in the City of Sachse.

Budgetary Considerations

Under the terms of the agreement, the City and County will share maintenance costs equally exclusive of specific items listed above.

Staff Recommendations

Approval of a resolution of the City Council of the City of Sachse, Texas, approving the Interlocal Agreement between the City and Dallas County for the City to retain and authorize Dallas County to maintain certain designated roadways located within the city limits; and providing for an effective date, as a Consent Agenda Item.



**DALLAS COUNTY
PUBLIC WORKS**

RECEIVED APR 1 REC'D

March 20, 2013

Mr. Billy George
City Manager
City of Sachse
3815 Sachse Road, Building B
Sachse, TX 75048

Re: Dallas County Master Interlocal Agreement Governing Co-Sponsored and/or
Co-Funded Road & Bridge Maintenance Projects

Dear Mr. George:

Dallas County has recently initiated efforts to standardize our approach to documenting road and bridge maintenance agreements affecting projects co-sponsored and/or funded with the various municipalities making up the county. In this regard, we have formulated the attached proposed Master Interlocal Agreement which sets out our respective responsibilities, obligations and expectations when undertaking qualified road maintenance activities.

It is our desire to execute this five-year agreement with each municipal entity making up the County, such that when evaluating joint road maintenance project proposals going forward, we are able to expeditiously consider same, and to execute simplified agreements addressing the parameters thereof. It is vitally important that we have such master interlocal agreements in place to facilitate timely action, when required. I ask that you review and consider the proposed agreement attached. Provided it meets with your approval, I further ask that you present same to your local governing body for its consideration and adoption. Once approved by your local governing bodies, please return to my attention for further handling before the Dallas County Commissioners Court.

I am certain that the processes that we are attempting to establish will better serve our mutual interests in orderly and timely facilitating our joint road maintenance projects. We appreciate your timely consideration and handling of this matter. Should you have questions, comments or concerns, please contact Ms. Antoinette Bacchus, P.E., Assistant Director of Public Works, at 214-653-7151 or via email at Antoinette.Bacchus@dallascounty.org.

Sincerely,

A handwritten signature in black ink, appearing to read "A. Blair", written over a horizontal line.

Alberta L. Blair, P.E.
Director of Public Works

Attachment (Master Road & Bridge Interlocal Agreement)

cc: Joe Crase, Public Works Director
Antoinette Bacchus, P.E., Assistant Director of Public Works
Mike Cantrell, Commissioner, Road and Bridge District 2
Tracie Enna, Executive Assistant, Road and Bridge District 2
Bennie Lay, Road and Bridge Superintendent, District 2
Paul E. Hamilton, Assistant District Attorney

STATE OF TEXAS §

COUNTY OF DALLAS §

**MASTER INTERLOCAL AGREEMENT BETWEEN DALLAS COUNTY
AND THE CITY OF SACHSE, TEXAS, PERTAINING TO TRANSPORTATION-
RELATED MAINTENANCE ON OR ABOUT CERTAIN DESIGNATED ROADWAYS
SITUATED WITHIN THE TERRITORIAL LIMITS OF THE CITY OF SACHSE**

WHEREAS, This Master Interlocal Agreement (“Agreement”) is entered into by the authority of Chapter 791 of the Texas Government Code and Chapter 251 of the Texas Transportation Code to provide authorization for local governments to contract amongst themselves for the performance of governmental functions and services;

WHEREAS, On occasion, the County of Dallas, Texas, hereinafter called "County", and the City of Sachse, Texas, hereinafter called "City", desire to enter into an Interlocal Agreement for the purpose of City retaining and authorizing County, through its Road & Bridge forces, to maintain various “Type E” Roadways, situated wholly within the territorial limits of City; and

WHEREAS, “Type E” Roadway Projects shall be defined as improvements and maintenance of streets, alleys, roads, bridges and drainage facilities for a local governmental entity as defined under V.T.C.A., Government Code, Chap. 791. Dallas County Code, Sec. 102-3(5). and,

WHEREAS, On occasion, the County and City desire to enter into an Interlocal Agreement for the purpose of jointly coordinating, facilitating and/or funding maintenance activity on certain duly qualified “Type B” Roadways, also situated wholly within the territorial limits of City; and

WHEREAS, “Type B” Roadway Projects shall be defined as improvements and maintenance of thoroughfares and bridges of major cross-county importance which are either existing or proposed. The Regional Thoroughfare Plan for North Central Texas Council of Governments shall be used as a guide to determine which thoroughfares are of major cross-county importance. Dallas County Code, Sec. 102-3(2), and,

WHEREAS, On occasion, the County and City desire to enter into an Interlocal Agreement for purpose of City authorizing and retaining County, through its Road & Bridge forces, to perform minor transportation-related maintenance services, including but not limited to pothole repair, cleaning and clearing of drainage culverts, roadway debris removal, and the like, which services

do not fall squarely within the purview of “Type E” or “Type B” Roadway Projects, such projects to be performed on or about public roadways and alleyways situated wholly within the territorial limits of City; and

WHEREAS, This collaboration between County and City is consistent with Strategy 4.2 of the Dallas County’s Strategic Plan in that it fosters partnership between County and local cities therein on local transportation projects;

NOW THEREFORE, THIS AGREEMENT is hereby made and entered into between County and City for the mutual consideration stated herein:

I. PURPOSE

City has requested in the past, and will likely request in the foreseeable future (1) that County participate in the funding only of, certain roadway maintenance projects (“projects”) on City’s street system, which projects shall be duly qualified “Type B” Roadway Projects, (2) that County provide certain roadway maintenance services on City’s street system, which projects shall be duly qualified “Type B” or “Type E” Roadway Projects, or (3) that County, through its Road & Bridge forces, perform certain minor transportation-related maintenance services on or about City’s streets and alleyways which do not fall squarely within the collaborations contemplated by either of the aforementioned. The terms and conditions set forth herein provide the cooperative framework for County and City to jointly undertake one or more of these transportation-related maintenance projects on or about public roadways situated wholly within the incorporated and territorial jurisdiction of the City, said roadway being of significance to Dallas County.

Each roadway maintenance project commenced hereunder shall be fully and specifically set forth and described in a separate Project Specific Agreement (“PSA”), and shall be approved by specific order of the Dallas County Commissioners Court, as well as the governing body of City. Projects considered hereunder that are neither Type B, C or E roadway maintenance or improvements, as those type project are defined by Dallas County Code, Sec 102-3, and that do not exceed the amount of \$25,000 may be approved by the Directors of Public Works, for each respective entity, and shall be binding on the entities just as if approved by the governing bodies.

Projects undertaken pursuant to this Agreement are for the benefit of the City and County, and not the purposeful benefit of any third parties. It is the express intention of City and County that any person or entity, other than City or County, receiving services or benefits hereunder shall be deemed incidental beneficiaries only.

Nothing herein shall be construed so as to prevent County and City from collaborating and working jointly, without prior and formal approval of their respective governing bodies, in cases of national, state or local emergencies or natural disasters.

II. CITY'S CONTRIBUTION

For duly qualified "Type B" Roadway Projects contemplated hereunder, City shall be responsible for the total funding and payment for the roadway maintenance services, less any amounts contributed by County, which contributions, if any, may not exceed fifty percent (50%) of the total project costs, and may be made through commitment of County's financial resources or in-kind services, i.e. use of County's labor, equipment and/or materials.

For all other projects contemplated hereunder, City shall be responsible for one hundred percent (100%) of the funding for services provided in whole or in part through use of County Road & Bridge personnel, equipment and/or materials.

All expenditures herein undertaken by City or County for the performance of these government functions shall be made from current revenues available to them.

III. CITY'S OBLIGATIONS

Prior to the commencement of any project hereunder, City shall clearly detail the location, scope and nature of the services it desires performed, whether by County or a third party. Should City desire that County, through deployment of its Road & Bridge workforces, perform such services, County shall prepare a written and detailed proposal for City's consideration and approval, indicating all work to be performed by County, and at what costs and expense to City. Should City desire that roadway maintenance be performed by a third party, City shall prepared a written and detailed proposal for County's consideration and approval, again indicating all work to be performed by the third party, and at what expense to City and County.

Before any such work commences, City and County must have a clear and mutual understanding of the scope of services to be provided and the costs associated with each such project. Said mutual understanding shall be evidenced by supplemental documentation, i.e. project specific proposals, which shall only be binding once approved by County and the governing body of City. Said proposals, if approved, shall be confirmed in writing, which shall be considered supplemental hereto.

For all projects wherein the County is obligated to provide maintenance and/or services, immediately upon County's commencement of work duly authorized by them, City shall set aside, segregate and escrow for County's benefit, the full agreed amounts for costs and expenses for each project undertaken. County may elect to bill against segregated funds on a monthly basis for services performed during the course of the month, or it may bill against the segregated funds in full once a project is completed. In either event, County shall be paid promptly, and in

full once the project is completed.

Where required by nature of the projects undertaken, City, at its own expense, shall be responsible for the following: (1) informing the public of the proposed maintenance or construction activity, (2) acquiring any right-of-way necessary to complete the project under consideration, (3) locating all manholes, water valves, and other utilities within the project, (4) making all utility relocations or adjustments necessary for the project, (5) remediation of any hazardous or regulated materials, or other environmental hazard on or near the project site, and (6) where necessary, providing appropriate traffic control support, including but not limited to flagging, cones, barricades, shadow vehicles, arrow boards, signage, police presence, etc., to enable the project to be completed in a timely and safe manner. City agrees to accomplish these functions, if required by projects under consideration, in a timely and efficient manner to insure that such activity will not delay the County's timely performance of its maintenance activities.

City agrees to permit County, at County's expense, to conduct routine special studies of traffic conditions within City, which studies might include traffic counts, measurements of speeds, delays, congestion, and the like.

IV. COUNTY'S CONTRIBUTION

For all projects contemplated hereunder, County shall contribute as follows:

1. For all duly qualified "Type B" Roadway Projects, County shall contribute an amount not to exceed fifty percent (50%), which contribution may be made through pledge and commitment of County Road and Bridge funds, use of County Road and Bridge personnel and/or equipment, or a combination of the two, and
2. For all other duly qualified projects, County's contribution hereunder shall be limited solely to supplying labor, materials and/or equipment necessary to provide roadway maintenance services, all of which shall be provided at City's, or another funding source's expense.

V. COUNTY'S OBLIGATIONS

County shall not undertake performance of any project hereunder, until such time as same has been specifically approved per the protocol set forth in Section I, above. Once so approved, if called upon to do so, County shall perform all services contemplated hereunder in a timely, good and workmanlike manner, consistent with professional industry standards. Further, County shall not assign its rights, or delegate its duties and obligations hereunder to any third party without prior written approval of City. Nothing herein shall be construed to prohibit County from using subcontractors, where reasonably necessary, to aid in the completion of projects.

Should County, in executing any project contemplated hereunder, encounter adverse conditions unforeseen by City or County, County shall immediately bring same to attention of City, and await direction and guidance from City on resolution of same. Where reasonably required by nature of the unknown condition, County may cease performance hereunder until such time as adverse conditions are rectified or remedied by City, and such delay shall not constitute a material breach of this Agreement.

VI. TERM

The initial term of this Agreement shall be from the date of last execution by any required signatory party hereto until December 31, 2017. However, either party hereto, shall have the absolute right to terminate this Agreement, without cause, at any time, upon providing sixty (60) days written notice to the other party. If necessary, notice of termination shall be tendered consistent with the notice provisions and protocol stated below.

VII. LIABILITY

Nothing stated herein shall be construed as a waiver of all the protections afforded County as a sovereign governmental unit. To the extent afforded by Texas Tort Claims Act, County shall be responsible only for claims, demands, judgments and the like attributable to the sole acts and omissions of its agents, officers and/or employees. County assumes no liability or responsibility for the acts and omissions of City, their employees, agents, officers or others working through them in any capacity.

Nothing stated herein shall be construed as a waiver of all the protections afforded City as a sovereign governmental unit. To the extent afforded by the Texas Tort Claims Act, City shall be responsible only for claims, demands, judgments and the like attributable to the sole acts and omissions of its agents, officers and/or employees. City assumes no liability or responsibility for the acts and omissions of County, their employees, agents, officers or others working through them in any capacity.

VIII. MISCELLANEOUS PROVISIONS

A. Entire Agreement. This Agreement and any attachments hereto sets forth the entire agreement between the parties respecting the subject matter contained herein, and supersedes all prior and contemporaneous understandings and agreements, whether oral or in writing, between the parties respecting the same.

B. Severability. If any term, covenant, condition or provision of this Agreement shall be declared invalid by a tribunal of competent jurisdiction, the remaining terms, covenants, conditions, and provisions shall remain in full force and effect, and shall in no way be affected, impaired or invalidated thereby.

C. Not an Agent. County and City mutually agree that neither entity acting hereunder shall be considered an agent of the other, and that each entity is responsible, if at all, for its own acts, forbearance, and deeds.

D. Venue. This Agreement and all matters pertinent thereto shall be construed and enforced in accordance with the laws of the State of Texas and venue shall lie exclusively in Dallas County, Texas.

E. Amendment. This Agreement may be supplemented and/or amended at any time through the mutual consent of both County and City, so long as all amendments, changes, revisions, and discharges of this Agreement, in whole or in part, are reduced to writing and executed by the parties thereto.

F. Notice. All notices, requests, demands, and other communication under this Agreement shall be tendered in writing and shall be deemed to have been duly given when either delivered in person, via e-mail, or via certified mail, postage prepaid, return receipt requested to the respective parties as follows:

COUNTY:

Director of Public Works
Dallas County
411 Elm Street, Fourth Floor
Dallas, Texas 75202

and

Commissioner _____
Dallas County Commissioner, District #__
411 Elm Street, Second Floor
Dallas, Texas 75202

CITY: City Manager
City of Sachse
3815-B Sachse Rd.
Sachse, TX 75048

G. Counterparts. This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

H. Headings. The headings and titles used herein are for sake of convenience only, and not intended to affect the interpretation or construction of such provisions.

I. **Contingent.** This Agreement is expressly contingent upon formal approval by the Dallas County Commissioners Court and the governing body of the City of Sachse, Texas.

The City of _____, State of Texas, has executed the Agreement pursuant to duly authorized City Council Action on the _____ day of _____, 2013.

The County of Dallas, State of Texas, has executed this agreement pursuant to Commissioners Court Order Number _____ and passed on the _____ day of _____, 2013.

Executed this the _____ day of _____, 2013.

Executed this the _____ day of _____, 2013.

CITY OF Sachse :

COUNTY OF DALLAS:

MIKE FELIX
MAYOR

CLAY LEWIS JENKINS
COUNTY JUDGE

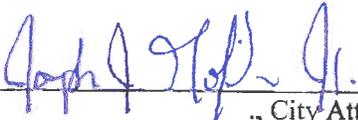
ATTEST:

APPROVED AS TO FORM:
CRAIG WATKINS
DISTRICT ATTORNEY

CITY SECRETARY

TERESA GUERRA SNELSON
CHIEF, CIVIL DIVISION

APPROVED AS TO FORM:


_____, City Attorney

Paul E. Hamilton
Assistant District Attorney

*By law, the District Attorney's Office may only advise or approve contracts or legal documents on behalf of its clients. It may not advise or approve a contract or legal document on behalf of other parties. Our review of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval, and should seek review and approval by their own respective attorney(s).



Legislation Details (With Text)

File #: 13-1551 **Version:** 1 **Name:** Award Bid for the Pleasant Valley Water System Improvements
Type: Agenda Item **Status:** Agenda Ready
File created: 5/17/2013 **In control:** City Council
On agenda: 5/20/2013 **Final action:**

Title: Consider a resolution of the City Council of the City of Sachse, Texas, awarding the bid for the Pleasant Valley Water System Improvements from Merritt Road to Eastview Drive as a capital improvement project to P.C. Contractors, LLC, in the amount not to exceed one hundred ninety thousand dollars and no cents (\$190,000.00); authorizing the City Manager to execute such agreement in a form approved by the City Attorney; and providing an effective date.

Executive Summary

The City of Sachse has a water system improvement project for the construction of water improvements in Pleasant Valley Road from Merritt Road to Eastview Drive. The project was designed by BW2 Engineers, Inc., and bids were opened on May 7, 2013. This item is to award the bid to the lowest responsible bidder, which is P.C. Contractors, LLC in the amount not to exceed \$190,000.00.

Sponsors:

Indexes:

Code sections:

Attachments: [Project Location Map](#)
[Attachment 2 Pleasant Valley Bid Tabulation](#)
[resolution for Pleasant Valley Water System Improvements award](#)

Date	Ver.	Action By	Action	Result
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Title

Consider a resolution of the City Council of the City of Sachse, Texas, awarding the bid for the Pleasant Valley Water System Improvements from Merritt Road to Eastview Drive as a capital improvement project to P.C. Contractors, LLC, in the amount not to exceed one hundred ninety thousand dollars and no cents (\$190,000.00); authorizing the City Manager to execute such agreement in a form approved by the City Attorney; and providing an effective date.

Executive Summary

The City of Sachse has a water system improvement project for the construction of water improvements in Pleasant Valley Road from Merritt Road to Eastview Drive. The project was designed by BW2 Engineers, Inc., and bids were opened on May 7, 2013. This item is to award the bid to the lowest responsible bidder, which is P.C. Contractors, LLC in the amount not to exceed \$190,000.00.

Background

The City’s Capital Improvement Plan (CIP) includes the installation of water system

improvements in Pleasant Valley Road from Merritt Road to Eastview Drive (see Attachment 1 - Project Map). There is not currently an existing water main in this section of Pleasant Valley Road. Based upon the 2011-2012 Capital Improvement Plan, a 12-inch water main in this section will bridge a gap in service between the existing water main in Merritt Road and the existing water main in Pleasant Valley Road east of Eastview Drive. This connection will improve water pressure and flow in the City of Sachse public water system.

Policy Considerations

The project is in the Capital Improvements Program and funding has been allocated for the project from the City of Sachse Utility Fund.

Notice to bidders was published in the *Sachse News* on April 18, 2013 and April 25, 2013. Sealed bids were received in the City Secretary's Office until 2:00 pm, May 7, 2013 and then publicly read aloud in the City Hall Council Chambers in accordance with the Texas Local Government Code.

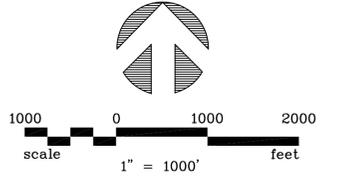
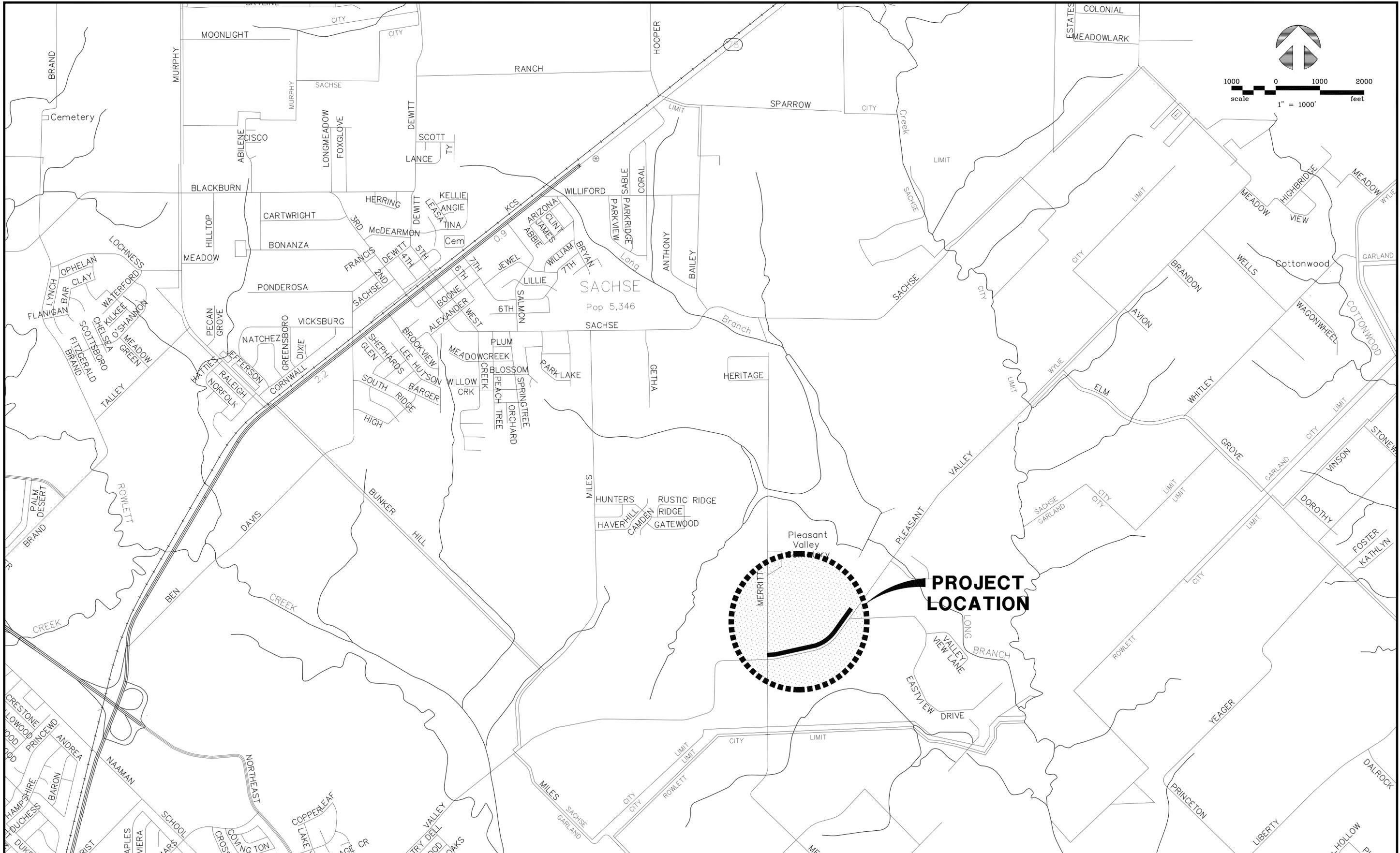
Nine bids were received (see attached bid tabulation Attachment 2). The low bid was received from P.C. Contractors, LLC, of Fort Worth, TX. The references for P.C. Contractors, LLC were checked and found to be satisfactory. P.C. Contractors, LLC has adequate resources to complete the project in a timely manner. The design engineer and City staff recommends awarding the contract to P.C. Contractors, LLC, in the amount not to exceed \$190,000.00

Budgetary Considerations

The funding for this project will be from the City of Sachse Utility Fund in the amount not to exceed \$190,000.00. The low bid was determined by the contractor submitting the low bid. The low base bid was received from P.C. Contractors, LLC in the amount of \$162,814.21, with an additional alternate bid of \$13,926.00, which is below the amount of allocated funds. A budget number of \$190,000.00 is being requested to include funds for project contingency funds, which would only be used if required to complete the project.

Staff Recommendations

Staff recommends the City Council approve a resolution of the City Council of the City of Sachse, Texas, awarding the bid for the Pleasant Valley Water System Improvements from Merritt Road to Eastview Drive as a capital improvement project to P.C. Contractors, LLC, in the amount not to exceed one hundred ninety thousand dollars and no cents (\$190,000.00); authorizing the City Manager to execute such agreement in a form approved by the City Attorney; and providing an effective date, as a Consent Agenda Item.



PROJECT LOCATION

NO.	DATE	REVISION	REVIEWED
6			
5			
4			
3			
2			
1			

DRAWN: _____ BW2
 DESIGN: _____ MRB
 REVIEWED: _____ JFW
 SCALE: _____ 1"=1000'
 DATE: _____ APRIL 2013
 DWG. NAME: _____ 1504LOMAP



BW2 Engineers, Inc.
 1919 S. Shiloh Road
 Suite 500, L.B. 27
 Garland, Texas 75042
 (972) 864-8200 (T) (972) 864-8220 (F)
 Firm Registration No. F-5290



WATER SYSTEM IMPROVEMENTS
PLEASANT VALLEY ROAD WATER LINE
PROJECT LOCATION MAP
CITY OF SACHSE

SHEET NO. 2
 OF 12 SHEETS
 JOB NO. 11-1504

PLEASANT VALLEY ROAD WATER LINE PROJECT

BID TABULATION SHEET

ITEM NO.	DESCRIPTION	UNIT	Bid Quantities	P.C. Contractors		War Horse Enterprises		XIT Paving & Construction		Moss Brothers		Dickerson Const. Co.,	
				Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
BASE BID													
1	Mobilization, bonds, and insurance	L.S.	1.00	\$11,041.00	\$11,041.00	\$6,590.35	\$6,590.35	\$20,700.00	\$20,700.00	\$10,000.00	\$10,000.00	\$10,300.00	\$10,300.00
2	Sawcut, remove/replace existing concrete driveway	S.Y.	60.00	\$50.03	\$3,001.80	\$68.00	\$4,080.00	\$50.00	\$3,000.00	\$82.00	\$4,920.00	\$95.00	\$5,700.00
3	Sawcut, remove/replace existing asphalt pavement	S.Y.	25.00	\$53.66	\$1,341.50	\$125.00	\$3,125.00	\$70.00	\$1,750.00	\$82.00	\$2,050.00	\$90.00	\$2,250.00
4	Sawcut, remove/replace existing concrete sidewalk	S.F.	25.00	\$5.13	\$128.25	\$6.50	\$162.50	\$27.00	\$675.00	\$22.00	\$550.00	\$8.00	\$200.00
5	Furnish/install 12" PVC including Class "B-1" embedment	L.F.	2,124.00	\$26.88	\$57,093.12	\$36.61	\$77,759.64	\$39.00	\$82,836.00	\$46.00	\$97,704.00	\$46.00	\$97,704.00
6	Furnish/install 12" PVC including Class "B-1" by wet boring	L.F.	50.00	\$112.85	\$5,642.50	\$104.27	\$5,213.50	\$132.00	\$6,600.00	\$120.00	\$6,000.00	\$200.00	\$10,000.00
7	Cut out/remove existing 6" W. L., 12"x6" reducer, 6" 90 degree bend	EA.	1.00	\$1,212.00	\$1,212.00	\$2,384.06	\$2,384.06	\$1,700.00	\$1,700.00	\$3,800.00	\$3,800.00	\$2,200.00	\$2,200.00
8	Furnish/install fire hydrant with valve and appurtenances	EA.	5.00	\$4,006.00	\$20,030.00	\$3,170.58	\$15,852.90	\$3,700.00	\$18,500.00	\$4,000.00	\$20,000.00	\$3,500.00	\$17,500.00
9	Furnish/install 12" gate valve	EA.	3.00	\$2,623.00	\$7,869.00	\$2,055.05	\$6,165.15	\$2,300.00	\$6,900.00	\$2,200.00	\$6,600.00	\$2,000.00	\$6,000.00
10	Furnish/install 12" x 6" tee	EA.	5.00	\$928.00	\$4,640.00	\$859.94	\$4,299.70	\$920.00	\$4,600.00	\$1,100.00	\$5,500.00	\$800.00	\$4,000.00
11	Furnish/install 12" 90 degree bend	EA.	1.00	\$971.00	\$971.00	\$893.96	\$893.96	\$880.00	\$880.00	\$1,100.00	\$1,100.00	\$950.00	\$950.00
12	Furnish/install 12" 11 1/4 degree bend	EA.	4.00	\$778.00	\$3,112.00	\$744.11	\$2,976.44	\$680.00	\$2,720.00	\$1,000.00	\$4,000.00	\$725.00	\$2,900.00
13	Furnish/install blow off valve assembly	EA.	1.00	\$3,854.00	\$3,854.00	\$3,459.06	\$3,459.06	\$2,900.00	\$2,900.00	\$3,200.00	\$3,200.00	\$3,500.00	\$3,500.00
14	Connect to proposed 12" water line	EA.	1.00	\$1,281.00	\$1,281.00	\$1,449.25	\$1,449.25	\$1,650.00	\$1,650.00	\$1,050.00	\$1,050.00	\$1,000.00	\$1,000.00
15	Furnish/install new 1" service line (long)	EA.	2.00	\$1,614.00	\$3,228.00	\$1,012.48	\$2,024.96	\$1,230.00	\$2,460.00	\$3,200.00	\$6,400.00	\$2,100.00	\$4,200.00
16	Furnish/install new 1" service line (short)	EA.	6.00	\$840.00	\$5,040.00	\$826.30	\$4,957.80	\$900.00	\$5,400.00	\$1,550.00	\$9,300.00	\$625.00	\$3,750.00
17	Cut and plug existing 6" water line	EA.	1.00	\$276.00	\$276.00	\$417.79	\$417.79	\$250.00	\$250.00	\$3,150.00	\$3,150.00	\$1,100.00	\$1,100.00
18	Connect existing service lines to proposed water line	EA.	17.00	\$477.00	\$8,109.00	\$453.35	\$7,706.95	\$350.00	\$5,950.00	\$150.00	\$2,550.00	\$500.00	\$8,500.00
19	Furnish/install concrete thrust blocking	C.Y.	13.00	\$201.00	\$2,613.00	\$105.00	\$1,365.00	\$100.00	\$1,300.00	\$165.00	\$2,145.00	\$200.00	\$2,600.00
20	Furnish/install trench safety system	L.F.	2,124.00	\$1.46	\$3,101.04	\$0.37	\$785.88	\$1.00	\$2,124.00	\$0.10	\$212.40	\$1.00	\$2,124.00
21	Hydromulch	S.Y.	7,000.00	\$0.55	\$3,850.00	\$1.85	\$12,950.00	\$0.40	\$2,800.00	\$0.25	\$1,750.00	\$1.50	\$10,500.00
22	Block sodding	S.Y.	2,000.00	\$3.58	\$7,160.00	\$5.95	\$11,900.00	\$2.15	\$4,300.00	\$1.00	\$2,000.00	\$5.00	\$10,000.00
23	Furnish/install erosion control with SWPPP	L.S.	1.00	\$6,578.00	\$6,578.00	\$9,122.00	\$9,122.00	\$10,000.00	\$10,000.00	\$4,250.00	\$4,250.00	\$7,500.00	\$7,500.00
24	Furnish/install construction barricading, signage, and traffic control	L.S.	1.00	\$1,642.00	\$1,642.00	\$2,750.00	\$2,750.00	\$2,500.00	\$2,500.00	\$550.00	\$550.00	\$1,500.00	\$1,500.00
				Base Bid Total	\$162,814.21		\$188,391.89		\$192,495.00		\$198,781.40		\$215,978.00
ALTERNATE BID													
25	Furnish/install 12" PVC with 20" steel encasement	LF	29	\$251.00	\$7,279.00	\$254.27	\$7,373.83	\$257.00	\$7,453.00	\$250.00	\$7,250.00	\$300.00	\$8,700.00
26	Furnish/install 12" PVC including Class "B-1" embedment	LF	18	\$222.00	\$3,996.00	\$42.61	\$766.98	\$110.00	\$1,980.00	\$47.00	\$846.00	\$135.00	\$2,430.00
27	Furnish/install 12" valve	EA	1	\$2,651.00	\$2,651.00	\$2,055.05	\$2,055.05	\$2,300.00	\$2,300.00	\$2,100.00	\$2,100.00	\$2,000.00	\$2,000.00
				Alternate Bid Total	\$13,926.00		\$10,195.86		\$11,733.00		\$10,196.00		\$13,130.00

PLEASANT VALLEY ROAD WATER LINE PROJECT

BID TABULATION SHEET

ITEM NO.	DESCRIPTION	UNIT	Bid Quantities	Dowager Utility Constuuction		Jeske Construction Co.		Saber Development Corporation		Atkins Bros.	
				Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
BASE BID											
1	Mobilization, bonds, and insurance	L.S.	\$ 1.00	\$8,000.00	\$8,000.00	\$ 6,000.00	\$6,000.00	\$ 20,000.00	\$ 20,000.00	\$3,000.00	\$3,000.00
2	Sawcut, remove/replace existing concrete driveway	S.Y.	60.00	\$60.00	\$3,600.00	72.00	\$4,320.00	\$75.00	\$4,500.00	\$70.00	\$4,200.00
3	Sawcut, remove/replace existing asphalt pavement	S.Y.	25.00	\$50.00	\$1,250.00	72.00	\$1,800.00	\$75.00	\$1,875.00	\$70.00	\$1,750.00
4	Sawcut, remove/replace existing concrete sidewalk	S.F.	25.00	\$20.00	\$500.00	5.50	\$137.50	\$7.00	\$28.00	\$7.00	\$175.00
5	Furnish/install 12" PVC including Class "B-1" embedment	L.F.	2,124.00	\$60.00	\$127,440.00	53.00	\$112,572.00	\$66.45	\$141,139.80	\$79.00	\$167,796.00
6	Furnish/install 12" PVC including Class "B-1" by wet boring	L.F.	50.00	\$120.00	\$6,000.00	53.00	\$2,650.00	\$120.00	\$6,000.00	\$200.00	\$10,000.00
7	Cut out/remove existing 6" W. L., 12"x6" reducer, 6" 90 degree bend	EA.	1.00	\$500.00	\$500.00	1,670.00	\$1,670.00	\$2,500.00	\$2,500.00	\$3,000.00	\$3,000.00
8	Furnish/install fire hydrant with valve and appurtenances	EA.	5.00	\$4,000.00	\$20,000.00	4,280.00	\$4,280.00	\$2,950.00	\$14,750.00	\$3,200.00	\$16,000.00
9	Furnish/install 12" gate valve	EA.	3.00	\$2,400.00	\$7,200.00	2,780.00	\$8,340.00	\$2,100.00	\$6,300.00	\$2,000.00	\$6,000.00
10	Furnish/install 12" x 6" tee	EA.	5.00	\$1,000.00	\$5,000.00	560.00	\$2,800.00	\$720.00	\$3,600.00	\$1,000.00	\$5,000.00
11	Furnish/install 12" 90 degree bend	EA.	1.00	\$800.00	\$800.00	830.00	\$830.00	\$750.00	\$750.00	\$900.00	\$900.00
12	Furnish/install 12" 11 1/4 degree bend	EA.	4.00	\$800.00	\$3,200.00	580.00	\$2,320.00	\$600.00	\$2,400.00	\$900.00	\$3,600.00
13	Furnish/install blow off valve assembly	EA.	1.00	\$3,000.00	\$3,000.00	4,220.00	\$4,220.00	\$3,900.00	\$3,900.00	\$6,100.00	\$6,100.00
14	Connect to proposed 12" water line	EA.	1.00	\$4,000.00	\$4,000.00	620.00	\$620.00	\$800.00	\$800.00	\$2,000.00	\$2,000.00
15	Furnish/install new 1" service line (long)	EA.	2.00	\$1,200.00	\$2,400.00	945.00	\$1,890.00	\$1,025.00	\$2,050.00	\$1,300.00	\$2,600.00
16	Furnish/install new 1" service line (short)	EA.	6.00	\$800.00	\$4,800.00	945.00	\$5,670.00	\$725.00	\$4,350.00	\$900.00	\$5,400.00
17	Cut and plug existing 6" water line	EA.	1.00	\$200.00	\$200.00	280.00	\$280.00	\$150.00	\$150.00	\$500.00	\$500.00
18	Connect existing service lines to proposed water line	EA.	17.00	\$400.00	\$6,800.00	945.00	\$16,065.00	\$675.00	\$11,475.00	\$400.00	\$6,800.00
19	Furnish/install concrete thrust blocking	C.Y.	13.00	\$100.00	\$1,300.00	110.00	\$1,430.00	\$100.00	\$1,300.00	\$70.00	\$910.00
20	Furnish/install trench safety system	L.F.	2,124.00	\$1.00	\$2,124.00	2.20	\$4,672.80	\$1.00	\$2,124.00	\$2.00	\$4,248.00
21	Hydromulch	S.Y.	7,000.00	\$1.00	\$7,000.00	1.40	\$9,800.00	\$0.65	\$4,550.00	\$1.00	\$7,000.00
22	Block sodding	S.Y.	2,000.00	\$3.00	\$6,000.00	5.60	\$11,200.00	\$4.50	\$9,000.00	\$4.00	\$8,000.00
23	Furnish/install erosion control with SWPPP	L.S.	1.00	\$4,000.00	\$4,000.00	8,900.00	\$8,900.00	\$750.00	\$750.00	\$5,000.00	\$5,000.00
24	Furnish/install construction barricading, signage, and traffic control	L.S.	1.00	\$1,000.00	\$1,000.00	5,560.00	\$5,560.00	\$1,750.00	\$1,750.00	\$3,000.00	\$3,000.00
					\$226,114.00		\$235,147.30		\$ 246,041.80		\$272,979.00
ALTERNATE BID											
25	Furnish/install 12" PVC with 20" steel encasement	LF	29	\$550.00	\$15,950.00	\$205.00	\$5,945.00	\$280.00	\$8,120.00	\$260.00	\$7,540.00
26	Furnish/install 12" PVC including Class "B-1" embedment	LF	18	\$200.00	\$3,600.00	\$53.00	\$954.00	\$68.00	\$1,224.00	\$100.00	\$1,800.00
27	Furnish/install 12" valve	EA	1	\$2,400.00	\$2,400.00	\$2,780.00	\$2,780.00	\$2,100.00	\$2,100.00	\$3,000.00	\$3,000.00
					\$21,950.00		\$9,679.00		\$11,444.00		\$12,340.00

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS, AWARDING THE BID FOR THE PLEASANT VALLEY WATER SYSTEM IMPROVEMENTS FROM MERRITT ROAD TO EASTVIEW DRIVE AS A CAPITAL IMPROVEMENT PROJECT TO P.C. CONTRACTORS, LLC, IN THE AMOUNT NOT TO EXCEED ONE HUNDRED NINETY THOUSAND DOLLARS AND ZERO CENTS (\$190,000.00); AUTHORIZING THE CITY MANAGER TO EXECUTE SUCH AGREEMENT IN A FORM APPROVED BY THE CITY ATTORNEY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is necessary for a contractor to furnish and install water system improvements to Pleasant Valley Road from Merritt Road to Eastview Drive; and

WHEREAS, the City has previously identified the funding source to be the City of Sachse Utility Fund for the project; and

WHEREAS, the City has taken sealed bids and City staff is recommending award to the lowest responsible bidder meeting specifications; and

WHEREAS, the City Council of the City of Sachse, Texas desires to award the contract.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS;

Section 1: That the Bid for the installation of water system improvements to Pleasant Valley Road from Merritt Road to Eastview Drive is hereby awarded to P.C. Contractors, LLC, in the amount not to exceed one hundred ninety thousand dollars and zero cents (\$190,000.00).

Section 2: That the City Manager is authorized, after approval of the City Attorney, to execute a contract with P.C. Contractors, LLC, in the amount not to exceed one hundred ninety thousand dollars and zero cents (\$190,000.00).

Section 3: That this resolution shall take effect immediately from and upon its adoption and it is so resolved.

RESOLVED this 20th day of May, 2013. CITY OF SACHSE, TEXAS

Mike Felix, Mayor

ATTEST:

Terry Smith, City Secretary



Legislation Details (With Text)

File #: 13-1511 **Version:** 1 **Name:** Resolution Authorizing Continued Participation with the Steering Committee of Cities Served by Oncor

Type: Agenda Item **Status:** Agenda Ready

File created: 4/25/2013 **In control:** City Council

On agenda: 5/20/2013 **Final action:**

Title: Consider a Resolution of the City Council of the City of Sachse, Texas, authorizing the continued participation with the Steering Committee of Cities Served by Oncor; and authorizing the payment of ten cents per capita to the Steering Committee of Cities Served by Oncor to fund regulatory and related activities related to Oncor Electric Delivery Company, LLC; and providing for an effective date.

Executive Summary

The City is currently participating in the Steering Committee of Cities Served by Oncor (Steering Committee), and continued participation will assist the City in protecting the interests of the City and customers residing and conducting business with the City limits. The assessment of ten cents per capita is unchanged from the prior year.

Sponsors:

Indexes:

Code sections:

- Attachments:** [Oncor Steering Committee Memo and Report.pdf](#)
[Oncor Steering Committee List of Cities.pdf](#)
[Oncor Steering Committee Invoice.pdf](#)
[2013 Oncor Steering Committee Resolution.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Consider a Resolution of the City Council of the City of Sachse, Texas, authorizing the continued participation with the Steering Committee of Cities Served by Oncor; and authorizing the payment of ten cents per capita to the Steering Committee of Cities Served by Oncor to fund regulatory and related activities related to Oncor Electric Delivery Company, LLC; and providing for an effective date.

Executive Summary

The City is currently participating in the Steering Committee of Cities Served by Oncor (Steering Committee), and continued participation will assist the City in protecting the interests of the City and customers residing and conducting business with the City limits. The assessment of ten cents per capita is unchanged from the prior year.

Background

The City of Sachse is a regulatory authority under the Public Utility Regulatory Act (PURA) and has exclusive original jurisdiction over the rates and services of Oncor Electric Delivery Company, LLC (Oncor) within the municipal boundaries of the city.

The Steering Committee has historically intervened in Oncor rate proceedings and electric utility related rulemakings to protect the interests of municipalities and electric customers residing within municipal boundaries.

The Steering Committee is participating in Public Utility Commission dockets and projects, as well as court proceedings affecting electric utility rates, and in order for the Steering Committee to continue its participation in these activities which affect the provision of electric utility services and the rates to be charged, it must assess its members for such costs.

Policy Considerations

Guidance from the Steering Committee assists City staff and elected officials in decision-making related to Oncor rate proceedings and electric utility related issues.

Budgetary Considerations

The assessment of \$2,032.90 was included in the FY2013 budget, as a charge to the Electric Utility line item to be allocated between departments.

Staff Recommendations

Staff recommends approval of a Resolution of the City Council of the City of Sachse, Texas, authorizing the continued participation with the Steering Committee of Cities Served by Oncor; and authorizing the payment of ten cents per capita to the Steering Committee of Cities Served by Oncor to fund regulatory and related activities related to Oncor Electric Delivery Company, LLC; and providing for an effective date, as a Consent Agenda Item.

MEMORANDUM

TO: Steering Committee of Cities Served by Oncor

FROM: Jay Doegey, Chair

DATE: March 28, 2013

RE: **Action Needed – 2013 Membership Assessment Invoice**

Enclosed please find the 2013 Steering Committee of Cities Served by Oncor (“Steering Committee”) membership assessment invoice and draft resolution for renewal of your membership with the Steering Committee. These items are discussed below. We ask that your city please take action on the membership assessment as soon as possible.

Although the Steering Committee does not require that your city take action by resolution to approve the assessment, some members have requested a resolution authorizing payment of the 2013 membership assessment. Payment of the membership assessment fee shall be deemed to be agreement with the terms of the Steering Committee participation agreement.

Please forward the membership assessment fee and, if applicable, the signed resolution to Jay Doegey, Chair, Steering Committee of Cities Served by Oncor, c/o City Attorney’s Office, Mail Stop 63-0300, P.O. Box 90231, Arlington, Texas 76004-3231. Checks should be made payable to: *Steering Committee of Cities Served by Oncor*. If you have any questions, please feel free to contact me at (817/459-6878) or Geoffrey Gay (ggay@lglawfirm.com, 512/322-5875) or Thomas Brocato (tbrocato@lglawfirm.com, 512/322-5857).

Membership Assessment Invoice and Resolution

The Steering Committee is the most active consumer group advocating the interests of cities and residential and small commercial customers within the cities to keep electric transmission and distribution (*i.e.*, wires) rates reasonable. Steering Committee activities protect the authority of municipalities over the regulated wires service and rates charged by Oncor Electric Delivery Company, LLC.

The work undertaken by the Steering Committee has saved cities and ratepayers millions of dollars in unreasonable charges. In order to continue to be an effective voice before the Public Utility Commission of Texas (“Commission” or “PUC”), ERCOT, the Legislature, and in the courts, the Steering Committee must have your support. The membership assessment is deposited in an account which funds Steering Committee activities.

One of the Steering Committee’s biggest achievements from 2012 was the successful prosecution of a rate case with Lone Star Transmission, LLC (“Lone Star”). Lone Star is a new-entrant to the Texas market and provides only transmission services. Lone Star and other companies (such as, Cross Texas Transmission, LLC (“Cross Texas”) and Wind Energy Transmission Texas, LLC (“WETT”)) were selected by the Commission to construct and operate certain Competitive Renewable Energy Zone transmission projects. The Lone Star case was highly contested and went to

a full hearing before an administrative law judge in the summer of 2012. The result was good for consumers: the judge, and ultimately the Commission, rejected much of Lone Star's overreaching rate request, reducing it nearly by half. CTT and WETT also filed initial rate cases in 2012. Those rate cases settled based upon parameters set in the Lone Star case. Overall, the Steering Committee's participation in these rate cases resulted in a savings of over \$20 million in transmission costs to Texas consumers.

In 2012, the Steering Committee also remained involved in various rulemakings and projects at the PUC. Chief among those rulemakings was the Steering Committee's participation in discussions regarding whether Texas has sufficient generation resources to meet peak summer demand. The Steering Committee vigorously defended against proposals to turn the ERCOT market into a capacity market, which would guarantee higher rates for Texans by paying generation resources even when resources are not providing energy. The Steering Committee was also active in the Commission's re-writing of the energy efficiency rules and the Commission adopted many of the Steering Committee's recommendations. This is important to cities because it keeps the energy efficiency charge on electric bills lower than would be without the participation of the Steering Committee. The Steering Committee also participated in Oncor's Energy Efficiency Cost Recovery Factor ("EECRF") proceeding, which is the annual proceeding to determine the surcharge to fund the Commission's energy efficiency program.

In late 2013 or 2014, it is likely that Oncor's parent company, Energy Future Holdings, will go through bankruptcy. It will be important for the Steering Committee to monitor and perhaps participate in those proceedings to protect city residents and ratepayers.

On December 13, 2012, the Steering Committee approved the 2013 assessment for Steering Committee membership. Based upon the population-based assessment protocol previously adopted by the Steering Committee, the assessment for 2013 is a per capita fee of \$0.10 based upon the population figures for each city shown in the latest TML Directory of City Officials. In addition, the budget provides for \$12,000 to pay \$1,000 per month to the City of Arlington for administrative services. The enclosed invoice represents your city's assessment amount.

To assist you in the assessment process, we have attached several documents to this memorandum for your use:

- Model resolution approving the 2013 assessment (optional, provided for those cities that have requested a resolution to authorize payment)
- Model staff report supporting the resolution
- List of Steering Committee members
- 2013 Assessment invoice

STAFF REPORT ON ASSESSMENT RESOLUTION FOR STEERING COMMITTEE OF CITIES SERVED BY ONCOR

Purpose of the Resolution

The City of _____ is a member of a 150-member city coalition known as the Steering Committee of Cities Served by Oncor. The resolution approves the assessment of a ten cent (\$0.10) *per capita* fee to fund the activities of the Steering Committee.

Why this Resolution is Necessary

The Steering Committee undertakes activities on behalf of municipalities for which it needs funding support from its members. Municipalities have original jurisdiction over the electric transmission and distribution rates and services within the city. The Steering Committee has been in existence since the late 1980s. It took on a formal structure in the early 1990s when cities served by TXU (since renamed as Oncor Electric Delivery Company, LLC) gave up their statutory right to rate case expense reimbursement in exchange for higher franchise fee payments. Empowered by city resolutions and funded by *per capita* assessments, the Steering Committee has been the primary public interest advocate before the Public Utility Commission, ERCOT, the Courts, and the Legislature on electric utility regulation matters for nearly two decades.

The Steering Committee is actively involved in rate cases, appeals, rulemakings, and legislative efforts impacting the rates charged by Oncor Electric Delivery Company, LLC within the City. Steering Committee representation is also strong at ERCOT. It is possible that additional efforts will be necessary on new issues that arise during the year, and it is important that the Steering Committee be able to fund its participation on behalf of its member cities. A per capita assessment has historically been used, and is a fair method for the members to bear the burdens associated with the benefits received from that membership.

Explanation of “Be It Resolved” Paragraphs

I. The City is currently a member of the Steering Committee; this paragraph authorizes the continuation of the City’s membership.

II. This paragraph authorizes payment of the City’s assessment to the Steering Committee in the amount of ten cents (\$0.10) per capita, based on the population figure for the City as shown in the latest TML Directory of City Officials.

III. This paragraph requires notification to the Chair of the Steering Committee, Jay Doegey, that the City has adopted the Resolution.

Payment of Assessment

A copy of the resolution should be mailed with payment of the fee to Jay Doegey, Chair, Steering Committee of Cities Served by Oncor, c/o City Attorney’s Office, Mail Stop 63-0300, P.O. Box 90231, Arlington, Texas 76004-3231. Checks should be made payable to: *Steering Committee of Cities Served by Oncor*.

STEERING COMMITTEE CITIES SERVED BY ONCOR (150)

Addison	Flower Mound	Oak Point
Allen	Forest Hill	Odessa
Alvarado	Fort Worth	O'Donnell
Andrews	Frisco	Ovilla
Anna	Frost	Palestine
Archer City	Gainesville	Pantego
Argyle	Garland	Paris
Arlington	Glenn Heights	Plano
Azle	Grand Prairie	Pottsboro
Bedford	Granger	Prosper
Bellmead	Grapevine	Ranger
Belton	Gunter	Rhome
Benbrook	Haltom City	Richardson
Beverly Hills	Harker Heights	Richland Hills
Big Spring	Heath	River Oaks
Breckenridge	Henrietta	Roanoke
Bridgeport	Hewitt	Robinson
Brownwood	Highland Park	Rockwall
Buffalo	Honey Grove	Rosser
Burkburnett	Howe	Rowlett
Burleson	Hurst	Sachse
Caddo Mills	Hutto	Saginaw
Cameron	Iowa Park	Seagoville
Canton	Irving	Sherman
Carrollton	Jolly	Snyder
Cedar Hill	Josephine	Southlake
Celina	Justin	Springtown
Centerville	Kaufman	Stephenville
Cleburne	Keller	Sulphur Springs
Coahoma	Kerens	Sunnyvale
Colleyville	Killeen	Sweetwater
Collinsville	Krum	Temple
Comanche	Lake Worth	Terrell
Commerce	Lakeside	The Colony
Coppell	Lamesa	Trophy Club
Copperas Cove	Lancaster	Tyler
Corinth	Lewisville	University Park
Crowley	Lindale	Venus
Dallas	Little Elm	Waco
Dalworthington Gardens	Little River Academy	Watauga
DeLeon	Malakoff	Waxahachie
De Soto	Mansfield	White Settlement
Denison	McKinney	Wichita Falls
Duncanville	Mesquite	Willow Park
Early	Midland	Woodway
Eastland	Midlothian	Wylie
Edgecliff Village	Murchison	
Eules	Murphy	567089
Everman	Nacogdoches	
Fairview	New Chapel Hill	
Farmers Branch	North Richland Hills	
Fate	Oak Leaf	

Oncor Cities Steering Committee

c/o Jay Doegey, City Attorney
Post Office Box 90231
MS # 63-0300
Arlington, TX 76004-3231

Invoice

Date	Invoice #
3/27/2013	13-124

Bill To
City of Sachse

Item	Population	Per capita	Amount
2013 Assessment	20,329	0.10	2,032.90
Total			\$2,032.90

Please make check payable to: Oncor Cities Steering Committee and mail to Oncor Cities Steering Committee, c/o Jay Doegey, Chair, Arlington City Attorney's Office, PO Box 90231, Mail Stop 63-0300, Arlington, Texas 76004-3231

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS, AUTHORIZING THE CONTINUED PARTICIPATION WITH THE STEERING COMMITTEE OF CITIES SERVED BY ONCOR; AND AUTHORIZING THE PAYMENT OF TEN CENTS PER CAPITA TO THE STEERING COMMITTEE OF CITIES SERVED BY ONCOR TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ONCOR ELECTRIC DELIVERY COMPANY, LLC; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Sachse is a regulatory authority under the Public Utility Regulatory Act (PURA) and has exclusive original jurisdiction over the rates and services of Oncor Electric Delivery Company, LLC (Oncor) within the municipal boundaries of the city; and

WHEREAS, the Steering Committee has historically intervened in Oncor (formerly known as TXU) rate proceedings and electric utility related rulemakings to protect the interests of municipalities and electric customers residing within municipal boundaries; and

WHEREAS, the Steering Committee is participating in Public Utility Commission dockets and projects, as well as court proceedings, affecting electric utility rates; and

WHEREAS, the City is a member of the Steering Committee of Cities Served by Oncor; and

WHEREAS, in order for the Steering Committee to continue its participation in these activities which affects the provision of electric utility service and the rates to be charged, it must assess its members for such costs;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS, THAT:

SECTION 1. The City is authorized to continue its membership with the Steering Committee of Cities Served by Oncor to protect the interests of the City of Sachse and protect the interests of the customers of Oncor Electric Delivery Company, LLC residing and conducting business within the City limits.

SECTION 2. The City is further authorized to pay its 2013 assessment to the Steering Committee in the amount of ten cents (\$0.10) per capita, \$2,032.90 based on population of 20,329.

SECTION 3. A copy of this Resolution and approved assessment fee payable to *“Steering Committee of Cities Served by Oncor”* shall be sent to:

Jay Doegey
Chair, Steering Committee of Cities Served by Oncor
c/o Arlington City Attorney's Office, Mail Stop 63-0300
Post Office Box 90231
Arlington, Texas 76004-3231

SECTION 4. This Resolution shall take effect immediately from and after its passage, and it is accordingly so resolved.

DULY RESOLVED AND ADOPTED by the City Council of the City of Sachse, Texas, this the _____ day of _____, 2013.

CITY OF SACHSE, TEXAS

Mike Felix, Mayor

ATTEST:

Terry Smith, City Secretary



Legislation Details (With Text)

File #: 13-1544 **Version:** 1 **Name:** Emergency Medical Services (EMS) Week May 19-25.
Type: Agenda Item **Status:** Agenda Ready
File created: 5/13/2013 **In control:** City Council
On agenda: 5/20/2013 **Final action:**
Title: Proclamation recognizing Emergency Medical Services (EMS) Week May 19-25.

Executive Summary

The American College of Emergency Physicians (ACEP) was instrumental in establishing EMS Week when President Gerald Ford declared November 3 - 10, 1974 as the first "National Emergency Medical Services Week." This annual observance continued for four more years and was then reinstated by ACEP in 1982.

Sponsors:

Indexes:

Code sections:

Attachments: [Proc.EMS week.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Proclamation recognizing Emergency Medical Services (EMS) Week May 19-25.

Executive Summary

The American College of Emergency Physicians (ACEP) was instrumental in establishing EMS Week when President Gerald Ford declared November 3 - 10, 1974 as the first "National Emergency Medical Services Week." This annual observance continued for four more years and was then reinstated by ACEP in 1982.

Background

This year Sachse Fire Rescue is requesting the proclamation. The proclamation will be received by members of the fire departments EMS team for their hard work in our recent implementation of a new patient care reporting system and new Lifepak 15 monitor defibrillators. Mayor Felix will present a proclamation.

Policy Considerations

None.

Budgetary Considerations

None.

Staff Recommendations

Mayor Felix present the proclamation recognizing Emergency Medical Services (EMS) Week
May 19-25.

PROCLAMATION

WHEREAS, emergency medical service is a vital public service; and

WHEREAS, each year, trauma is a major cause of death and disability; and

WHEREAS, volunteer and paid emergency medical services teams provide lifesaving care in Sachse, 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate for those who experience sudden illness or injury; and

WHEREAS, the members of emergency medical service teams, whether paid or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their skills; and

WHEREAS, the people of Sachse benefit daily from the knowledge and skills of these highly trained individuals; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical service providers by designating Emergency Medical Service Week

NOW, THEREFORE, by the powers vested in me as Mayor of the great City of Sachse, Texas, I do hereby proclaim May 19th through May 25th as

“EMERGENCY MEDICAL SERVICES WEEK”

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Sachse, Texas to be affixed this the 20th day of May 2013.



Mike J. Felix
Mayor



Legislation Details (With Text)

File #: 13-1542 **Version:** 1 **Name:** Proclamation recognizing Motorcycle Safety Awareness campaign.

Type: Agenda Item **Status:** Agenda Ready

File created: 5/13/2013 **In control:** City Council

On agenda: 5/20/2013 **Final action:**

Title: Proclamation recognizing Motorcycle Safety Awareness campaign.

Executive Summary
Each year the Motorcycle Safety Awareness Campaign asks us to help promote their annual event.

Sponsors:

Indexes:

Code sections:

Attachments: [Proc. Motorcycle safety.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Proclamation recognizing Motorcycle Safety Awareness campaign.

Executive Summary
Each year the Motorcycle Safety Awareness Campaign asks us to help promote their annual event.

Background
This year we have 2 groups requesting the proclamation promoting safety awareness: Blacksheep Motorcycle Club (Who comes in annually) and Weasles Road Club. Mayor Felix will present a proclamation to each group.

Policy Considerations
None.

Budgetary Considerations
None.

Staff Recommendations
Mayor Felix present the proclamation recognizing Motorcycle Safety Awareness.

PROCLAMATION

WHEREAS, today's society is finding more citizens involved in motorcycling on the roads of our country, and

WHEREAS, motorcyclists are roughly unprotected and much more likely to be injured or killed in a crash than other vehicle drivers, and

WHEREAS, campaigns have helped inform riders and motorists alike on motorcycle safety issues to reduce motorcycle related risks, injuries and most of all fatalities, through a comprehensive approach to motorcycle safety, and

WHEREAS, it is the responsibility of all who put themselves behind the wheel, to become aware of motorcyclists, regarding them with the same respect as any other vehicle traveling the highways of the country, and

WHEREAS, urging all citizens of our community to become aware of the inherent danger involved in operating a motorcycle and give the operator the respect on the road they deserve.

NOW, THEREFORE, by the powers vested in me as Mayor of the great City of Sachse, Texas, I do hereby recognize

Motorcycle Safety Awareness in the City of Sachse

in recognition of their annual safety campaign.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Sachse, Texas to be affixed this the 20th day of May, 2013.



Mike J. Felix
Mayor



Legislation Details (With Text)

File #: 13-1548 **Version:** 1 **Name:** Employee Recognition for Service May 2013
Type: Agenda Item **Status:** Agenda Ready
File created: 5/14/2013 **In control:** City Council
On agenda: 5/20/2013 **Final action:**

Title: Recognize employees for their service to the City of Sachse.

Executive Summary
Each quarter the City Council recognizes the Employee of the Quarter and employees with 5, 10, 15, 20, and 25 year service anniversaries.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title
Recognize employees for their service to the City of Sachse.

Executive Summary
Each quarter the City Council recognizes the Employee of the Quarter and employees with 5, 10, 15, 20, and 25 year service anniversaries.

Background

5 Year Service Award

Kyle Potraza, Fire Rescue Specialist

Kyle's passion, enthusiasm, and knowledge make him a major asset to Sachse Fire Rescue. He holds an Intermediate Firefighter Certification from the Texas Commission on Fire Protection, and assists the department with computer issues. Kyle is also President of the Firefighter's Association.

10 Year Service Award

Marty Cassidy, Police Lieutenant

Lieutenant Cassidy has performed every function in the police department throughout his career. Besides supervising the Criminal Investigation, Communications, and Records divisions, he is also responsible for IT issues and the Police fleet. Marty has great knowledge in many areas of Public Safety and serves the City well.

...Policy Considerations

None

...Budgetary Considerations
None

...Staff Recommendation
Staff recommends that presentations be made by Mayor Felix.



Legislation Details (With Text)

File #:	13-1543	Version:	1	Name:	Consider canvass of the May 21, 2012, City Officers (City Council) election.
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	5/13/2013	In control:		In control:	City Council
On agenda:	5/20/2013	Final action:		Final action:	

Title: Consider a resolution to canvass of the May 11, 2013, City election - sales tax election and charter amendment election.

Executive Summary

The City election was held on Saturday, May 11, 2013 This item is provided for the City Council to canvass or finalize the results.

Sponsors:

Indexes:

Code sections:

Attachments: [Res. returns.pdf](#)
[Election returns.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Consider a resolution to canvass of the May 11, 2013, City election - sales tax election and charter amendment election.

Executive Summary

The City election was held on Saturday, May 11, 2013 This item is provided for the City Council to canvass or finalize the results.

Background

Dallas County has provided the results from our election on Saturday. The results of the election are not final until a canvass of the results by the City Council. Attached are the results from Dallas County Elections. These are the same results reported last Saturday night because there were no mail or provisional ballots.

Overall, the election process went very smoothly. Our election officials did a great job.

Policy Considerations

None.

Budgetary Considerations

Election costs are being calculated by Dallas County Elections and will be provided by their auditors, 90 days after the election. Costs should increase due to all the propositions- (lines on the ballot).

Staff Recommendations

Council approve a resolution to canvass of the City election held on May 11, 2013.

RESOLUTION NO. _____

Whereas, State Law and the Sachse Home Rule Charter call for the City Election each year; and

Whereas, on May 11, 2013 the City of Sachse conducted its annual election for a sales tax election and home rule charter amendment election administered thru a contract with Dallas County Elections; and

Whereas, the election is complete and the returns are attached for the official City Council canvass.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS:

That the City of Sachse hereby completes the official canvass for the City elections on May 11, 2013, with the election returns provided by Dallas County Elections as follows:

<u>Sales Tax Election - Street Maintenance</u>	Early Voting		+	Election Day		=	Total	
	For	Against		For	Against	For	Against	
	83	24		69	31	152	55	

“The adoption of a local sales and use tax in the City of Sachse, Texas, at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets.”

Charter Amendments

<u>Proposition 1</u>	Early Voting		+	Election Day		=	Total	
	For	Against		For	Against	For	Against	
	96	11		90	9	186	20	

<u>Proposition 2</u>	Early Voting		+	Election Day		=	Total	
	For	Against		For	Against	For	Against	
	77	26		66	28	143	54	

<u>Proposition 3</u>	Early Voting		+	Election Day		=	Total	
	For	Against		For	Against	For	Against	
	92	13		74	25	166	38	

<u>Proposition 4</u>	Early Voting		+	Election Day		=	Total	
	For	Against		For	Against	For	Against	
	96	10		90	9	186	19	

Proposition 5

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
91	15		88	9		179	24

Proposition 6

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
87	16		79	18		166	34

Proposition 7

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
94	12		85	12		179	24

Proposition 8

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
88	17		76	19		164	36

Proposition 9

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
89	17		82	15		171	32

Proposition 10

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
91	15		83	13		174	28

Proposition 11

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
98	9		88	8		186	17

Proposition 12

Early Voting		+	Election Day		=	Total	
For	Against		For	Against		For	Against
95	11		79	15		174	26

<u>Proposition 13</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	97	10	83	13	180	23
<u>Proposition 14</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	92	13	79	10	171	23
<u>Proposition 15</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	84	19	74	19	158	38
<u>Proposition 16</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	92	13	80	14	172	27
<u>Proposition 17</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	82	23	74	19	156	42
<u>Proposition 18</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	81	23	69	24	150	47
<u>Proposition 19</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	89	16	80	14	169	30
<u>Proposition 20</u>	Early Voting	+	Election Day	=	Total	
	For	Against	For	Against	For	Against
	91	14	81	15	172	29

<u>Proposition 21</u>	Early			Election			
	Voting	+		Day	=	Total	
	For	Against		For	Against	For	Against
	89	13		76	14	165	27

<u>Proposition 22</u>	Early			Election			
	Voting	+		Day	=	Total	
	For	Against		For	Against	For	Against
	86	18		81	14	167	32

<u>Proposition 23</u>	Early			Election			
	Voting	+		Day	=	Total	
	For	Against		For	Against	For	Against
	79	25		71	24	150	49

<u>Proposition 24</u>	Early			Election			
	Voting	+		Day	=	Total	
	For	Against		For	Against	For	Against
	86	18		75	18	161	36

<u>Proposition 25</u>	Early			Election			
	Voting	+		Day	=	Total	
	For	Against		For	Against	For	Against
	89	13		79	16	168	29

<u>Proposition 26</u>	Early			Election			
	Voting	+		Day	=	Total	
	For	Against		For	Against	For	Against
	80	21		64	23	144	44

<u>Proposition 27</u>	Early			Election			
	Voting	+		Day	=	Total	
	For	Against		For	Against	For	Against
	82	19		70	20	152	39

Ballots Cast 209

That this resolution shall become effective immediately from and after its passage, and it is accordingly so resolved.

Page 5, Resolution No. _____

DULY RESOLVED AND ADOPTED by the City Council of the City of Sachse, Texas,
on this the 20th day of May, 2013.

ATTEST:

APPROVED:

CITY SECRETARY

MAYOR

MEMO

DALLAS COUNTY ELECTIONS DEPARTMENT

Phone: 214-819-6372 Fax: 214-819-6374

To: TERRY SMITH

Date: 5/16/2013

Entity: SACHSE

Pages: 93, including cover sheet

Fax #: (972) 530-0426

From: Jana Onyon

Phone #: (972) 495-1212

Subject: 2013 Joint Election Results for Canvass

Attached is your entities Unofficial Final Election Results for the Joint Election held on May 11, 2013. These reports are for your entities official canvass. Last Day for official canvass of returns by governing authority of political subdivision is Wednesday, May 22, 2013 (Sec. 67.003)

Included is your Cumulative Report, Precinct by Precinct results by Total, Election Day, Early Voting In-Person and Early Voting Mail. Provisional and ADA Election Day will be included if there are results.

After your canvassing date, DCED will file precinct by precinct returns to the Secretary of State for all candidates and measures in your election. (Sec. 67.017)

For further assistance please contact Jana Onyon, or Mandy Bush at the above number.

Central Counting Station

	TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Pro	ED_ADA
PRECINCTS COUNTED (OF 7)	7	100.00					
REGISTERED VOTERS - TOTAL	12,216						
BALLOTS CAST - TOTAL	209		109	0	100	0	0
VOTER TURNOUT - TOTAL		1.71					

Sachse - Sales Tax Election

VOTE FOR 1
 (WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	152	73.43	83	0	69	0	0
Against (En Contra)	55	26.57	24	0	31	0	0
Total	207		107	0	100	0	0
Over Votes	0		0	0	0	0	0
Under Votes	2		2	0	0	0	0

Sachse - Prop 1

VOTE FOR 1
 (WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	186	90.29	96	0	90	0	0
Against (En Contra)	20	9.71	11	0	9	0	0
Total	206		107	0	99	0	0
Over Votes	0		0	0	0	0	0
Under Votes	3		2	0	1	0	0

Sachse - Prop 2

VOTE FOR 1
 (WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	143	72.59	77	0	66	0	0
Against (En Contra)	54	27.41	26	0	28	0	0
Total	197		103	0	94	0	0
Over Votes	0		0	0	0	0	0
Under Votes	12		6	0	6	0	0

Sachse - Prop 3

VOTE FOR 1
 (WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	166	81.37	92	0	74	0	0
Against (En Contra)	38	18.63	13	0	25	0	0
Total	204		105	0	99	0	0
Over Votes	0		0	0	0	0	0
Under Votes	5		4	0	1	0	0

Sachse - Prop 4

VOTE FOR 1
 (WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	186	90.73	96	0	90	0	0
Against (En Contra)	19	9.27	10	0	9	0	0
Total	205		106	0	99	0	0
Over Votes	0		0	0	0	0	0
Under Votes	4		3	0	1	0	0

	TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Pro	ED_ADA
Sachse - Prop 5							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	179	88.18	91	0	88	0	0
Against (En Contra)	24	11.82	15	0	9	0	0
Total	203		106	0	97	0	0
Over Votes	0		0	0	0	0	0
Under Votes	6		3	0	3	0	0

Sachse - Prop 6							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	166	83.00	87	0	79	0	0
Against (En Contra)	34	17.00	16	0	18	0	0
Total	200		103	0	97	0	0
Over Votes	0		0	0	0	0	0
Under Votes	9		6	0	3	0	0

Sachse - Prop 7							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	179	88.18	94	0	85	0	0
Against (En Contra)	24	11.82	12	0	12	0	0
Total	203		106	0	97	0	0
Over Votes	0		0	0	0	0	0
Under Votes	6		3	0	3	0	0

Sachse - Prop 8							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	164	82.00	88	0	76	0	0
Against (En Contra)	36	18.00	17	0	19	0	0
Total	200		105	0	95	0	0
Over Votes	0		0	0	0	0	0
Under Votes	9		4	0	5	0	0

Sachse - Prop 9							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	171	84.24	89	0	82	0	0
Against (En Contra)	32	15.76	17	0	15	0	0
Total	203		106	0	97	0	0
Over Votes	0		0	0	0	0	0
Under Votes	6		3	0	3	0	0

Sachse - Prop 10							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	174	86.14	91	0	83	0	0
Against (En Contra)	28	13.86	15	0	13	0	0
Total	202		106	0	96	0	0
Over Votes	0		0	0	0	0	0
Under Votes	7		3	0	4	0	0

	TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Pro	ED_ADA
Sachse - Prop 11							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	186	91.63	98	0	88	0	0
Against (En Contra)	17	8.37	9	0	8	0	0
Total	203		107	0	96	0	0
Over Votes	0		0	0	0	0	0
Under Votes	6		2	0	4	0	0

Sachse - Prop 12							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	174	87.00	95	0	79	0	0
Against (En Contra)	26	13.00	11	0	15	0	0
Total	200		106	0	94	0	0
Over Votes	0		0	0	0	0	0
Under Votes	9		3	0	6	0	0

Sachse - Prop 13							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	180	88.67	97	0	83	0	0
Against (En Contra)	23	11.33	10	0	13	0	0
Total	203		107	0	96	0	0
Over Votes	0		0	0	0	0	0
Under Votes	6		2	0	4	0	0

Sachse - Prop 14							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	171	88.14	92	0	79	0	0
Against (En Contra)	23	11.86	13	0	10	0	0
Total	194		105	0	89	0	0
Over Votes	0		0	0	0	0	0
Under Votes	15		4	0	11	0	0

Sachse - Prop 15							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	158	80.61	84	0	74	0	0
Against (En Contra)	38	19.39	19	0	19	0	0
Total	196		103	0	93	0	0
Over Votes	0		0	0	0	0	0
Under Votes	13		6	0	7	0	0

Sachse - Prop 16							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	172	86.43	92	0	80	0	0
Against (En Contra)	27	13.57	13	0	14	0	0
Total	199		105	0	94	0	0
Over Votes	0		0	0	0	0	0
Under Votes	10		4	0	6	0	0

	TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Pro	ED_ADA
Sachse - Prop 17							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	156	78.79	82	0	74	0	0
Against (En Contra)	42	21.21	23	0	19	0	0
Total	198		105	0	93	0	0
Over Votes	0		0	0	0	0	0
Under Votes	11		4	0	7	0	0

Sachse - Prop 18							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	150	76.14	81	0	69	0	0
Against (En Contra)	47	23.86	23	0	24	0	0
Total	197		104	0	93	0	0
Over Votes	0		0	0	0	0	0
Under Votes	12		5	0	7	0	0

Sachse - Prop 19							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	169	84.92	89	0	80	0	0
Against (En Contra)	30	15.08	16	0	14	0	0
Total	199		105	0	94	0	0
Over Votes	0		0	0	0	0	0
Under Votes	10		4	0	6	0	0

Sachse - Prop 20							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	172	85.57	91	0	81	0	0
Against (En Contra)	29	14.43	14	0	15	0	0
Total	201		105	0	96	0	0
Over Votes	0		0	0	0	0	0
Under Votes	8		4	0	4	0	0

Sachse - Prop 21							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	165	85.94	89	0	76	0	0
Against (En Contra)	27	14.06	13	0	14	0	0
Total	192		102	0	90	0	0
Over Votes	0		0	0	0	0	0
Under Votes	17		7	0	10	0	0

Sachse - Prop 22							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
For (A Favor)	167	83.92	86	0	81	0	0
Against (En Contra)	32	16.08	18	0	14	0	0
Total	199		104	0	95	0	0
Over Votes	0		0	0	0	0	0
Under Votes	10		5	0	5	0	0

TOTAL VOTES	%	EV_In Person	EV_Mail	Election Day	EV-ED_Pro	ED_ADA
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Sachse - Prop 23

VOTE FOR 1

(WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	150	75.38	79	0	71	0	0
Against (En Contra)	49	24.62	25	0	24	0	0
Total	199		104	0	95	0	0
Over Votes	0		0	0	0	0	0
Under Votes	10		5	0	5	0	0

Sachse - Prop 24

VOTE FOR 1

(WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	161	81.73	86	0	75	0	0
Against (En Contra)	36	18.27	18	0	18	0	0
Total	197		104	0	93	0	0
Over Votes	0		0	0	0	0	0
Under Votes	12		5	0	7	0	0

Sachse - Prop 25

VOTE FOR 1

(WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	168	85.28	89	0	79	0	0
Against (En Contra)	29	14.72	13	0	16	0	0
Total	197		102	0	95	0	0
Over Votes	0		0	0	0	0	0
Under Votes	12		7	0	5	0	0

Sachse - Prop 26

VOTE FOR 1

(WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	144	76.60	80	0	64	0	0
Against (En Contra)	44	23.40	21	0	23	0	0
Total	188		101	0	87	0	0
Over Votes	0		0	0	0	0	0
Under Votes	21		8	0	13	0	0

Sachse - Prop 27

VOTE FOR 1

(WITH 7 OF 7 PRECINCTS COUNTED)

For (A Favor)	152	79.58	82	0	70	0	0
Against (En Contra)	39	20.42	19	0	20	0	0
Total	191		101	0	90	0	0
Over Votes	0		0	0	0	0	0
Under Votes	18		8	0	10	0	0

City of Sachse

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	TOTAL	PERCENT		TOTAL	PERCENT
01 = REGISTERED VOTERS - TOTAL	12,216		03 = VOTER TURNOUT - TOTAL		1.71
02 = BALLOTS CAST - TOTAL	209				
	01	02	03		
5029 0144-5029	15	.0	.00		
5030 0153-5030	2354	.30	1.27		
5032 0170-5032	1425	.12	.84		
5947 2717-5947	1	.0	.00		
6029 2940-6029	1462	.29	1.98		
6030 2941-6030	4090	.75	1.83		
6032 2942-6032	2869	.63	2.20		

WITH 7 OF 7 PRECINCTS REPORTING

Sachse - Sales Tax Election

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

152 73.43

03 = OVER VOTES

0

02 = Against (En Contra)

55 26.57

04 = UNDER VOTES

2

	01	02	03	04
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5029 0144-5029

0 0 0 0

5030 0153-5030

25 5 0 0

5032 0170-5032

5 7 0 0

5947 2717-5947

0 0 0 0

6029 2940-6029

22 7 0 0

6030 2941-6030

51 23 0 1

6032 2942-6032

49 13 0 1

WITH 7 OF 7 PRECINCTS REPORTING

Sachse - Prop 1

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

186 90.29
20 9.71

03 = OVER VOTES
04 = UNDER VOTES

0
3

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	27	3	0	0
5032 0170-5032	12	0	0	0
5947 2717-5947	0	0	0	0
6029 2940-6029	29	0	0	0
6030 2941-6030	63	10	0	2
6032 2942-6032	55	7	0	1

City of Sachse

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Sachse - Prop 2

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

143 72.59
54 27.41

03 = OVER VOTES
04 = UNDER VOTES

VOTES PERCENT

0
12

	01	02	03	04
5029 0144-5029	0	0	0	0
5030 0153-5030	24	6	0	0
5032 0170-5032	7	4	0	1
5947 2717-5947	0	0	0	0
6029 2940-6029	20	7	0	2
6030 2941-6030	53	19	0	3
6032 2942-6032	39	18	0	6

City of Sachse

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Sachse - Prop 3

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

166 81.37

38 18.63

03 = OVER VOTES

04 = UNDER VOTES

0

5

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

26 4 0 0

5032 0170-5032

8 4 0 0

5947 2717-5947

0 0 0 0

6029 2940-6029

24 4 0 1

6030 2941-6030

63 11 0 1

6032 2942-6032

45 15 0 3

City of Sachse

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VOTES PERCENT

VOTES PERCENT

Sachse - Prop 4

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

186 90.73

19 9.27

03 = OVER VOTES

04 = UNDER VOTES

0

4

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

28 2 0 0

5032 0170-5032

12 0 0 0

5947 2717-5947

0 0 0 0

6029 2940-6029

27 2 0 0

6030 2941-6030

66 8 0 1

6032 2942-6032

53 7 0 3

City of Sachse

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Sachse - Prop 5

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

179 88.18

24 11.82

03 = OVER VOTES

04 = UNDER VOTES

0

6

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

26 4 0 0

5032 0170-5032

11 1 0 0

5947 2717-5947

0 0 0 0

6029 2940-6029

26 3 0 0

6030 2941-6030

64 9 0 2

6032 2942-6032

52 7 0 4

City of Sachse

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Sachse - Prop 6

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

166 83.00

03 = OVER VOTES

0

34 17.00

04 = UNDER VOTES

9

01 02 03 04

5029 0144-5029
5030 0153-5030
5032 0170-5032
5947 2717-5947
6029 2940-6029
6030 2941-6030
6032 2942-6032

0 0 0 0
26 4 0 0
9 2 0 1
0 0 0 0
28 1 0 0
57 17 0 1
46 10 0 7



City of Sachse

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VOTES PERCENT

VOTES PERCENT

Sachse - Prop 7

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

179 88.18

24 11.82

03 = OVER VOTES

04 = UNDER VOTES

0

6

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

26 4 0 0

5032 0170-5032

10 2 0 0

5947 2717-5947

0 0 0 0

6029 2940-6029

29 0 0 0

6030 2941-6030

64 10 0 1

6032 2942-6032

50 8 0 5

City of Sachse

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Sachse - Prop 8

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

164 82.00

36 18.00

03 = OVER VOTES

04 = UNDER VOTES

0

9

01 02 03 04

5029 0144-5029
5030 0153-5030
5032 0170-5032
5947 2717-5947
6029 2940-6029
6030 2941-6030
6032 2942-6032

0 0 0 0
28 2 0 0
9 2 0 1
0 0 0 0
24 5 0 0
59 14 0 2
44 13 0 6



City of Sachse

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VOTES PERCENT

VOTES PERCENT

Sachse - Prop 9

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

171 84.24

32 15.76

03 = OVER VOTES

04 = UNDER VOTES

0

6

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

27 3 0 0

5032 0170-5032

9 3 0 0

5947 2717-5947

0 0 0 0

6029 2940-6029

26 3 0 0

6030 2941-6030

59 14 0 2

6032 2942-6032

50 9 0 4

City of Sachse

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Sachse - Prop 10

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

174 86.14

28 13.86

03 = OVER VOTES

04 = UNDER VOTES

0

7

	01	02	03	04
5029 0144-5029	0	0	0	0
5030 0153-5030	26	4	0	0
5032 0170-5032	10	2	0	0
5947 2717-5947	0	0	0	0
6029 2940-6029	27	2	0	0
6030 2941-6030	60	13	0	2
6032 2942-6032	51	7	0	5

City of Sachse

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VOTES PERCENT

VOTES PERCENT

Sachse - Prop 11

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

186 91.63

17 8.37

03 = OVER VOTES

04 = UNDER VOTES

0

6

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	28	2	0	0
5032 0170-5032	12	0	0	0
5947 2717-5947	0	0	0	0
6029 2940-6029	28	1	0	0
6030 2941-6030	65	8	0	2
6032 2942-6032	53	6	0	4

WITH 7 OF 7 PRECINCTS REPORTING

Sachse - Prop 12

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

174 87.00

26 13.00

03 = OVER VOTES

04 = UNDER VOTES

0

9

01 02 03 04

5029 0144-5029
5030 0153-5030
5032 0170-5032
5947 2717-5947
6029 2940-6029
6030 2941-6030
6032 2942-6032

0 0 0 0
26 4 0 0
12 0 0 0
0 0 0 0
27 1 0 1
60 11 0 4
49 10 0 4



WITH 7 OF 7 PRECINCTS REPORTING

Sachse - Prop 13

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

180 88.67
23 11.33

03 = OVER VOTES
04 = UNDER VOTES

0
6

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	28	2	0	0
5032 0170-5032	10	2	0	0
5947 2717-5947	0	0	0	0
6029 2940-6029	28	1	0	0
6030 2941-6030	61	12	0	2
6032 2942-6032	53	6	0	4

City of Sachse

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May 11, 2013
Dallas County, Texas

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Sachse - Prop 14

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

171 88.14

23 11.86

03 = OVER VOTES

04 = UNDER VOTES

0

15

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

28 2 0 0

5032 0170-5032

11 0 0 1

5947 2717-5947

0 0 0 0

6029 2940-6029

29 0 0 0

6030 2941-6030

55 15 0 5

6032 2942-6032

48 6 0 9

City of Sachse

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Sachse - Prop 15

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

158 80.61

03 = OVER VOTES

0

02 = Against (En Contra)

38 19.39

04 = UNDER VOTES

13

01 02 03 04

5029 0144-5029
5030 0153-5030
5032 0170-5032
5947 2717-5947
6029 2940-6029
6030 2941-6030
6032 2942-6032

0 0 0 0
26 4 0 0
10 1 0 1
0 0 0 0
25 3 0 1
53 18 0 4
44 12 0 7



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Sachse - Prop 16

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

172 86.43

03 = OVER VOTES

0

02 = Against (En Contra)

27 13.57

04 = UNDER VOTES

10

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	26	4	0	0
5032 0170-5032	8	3	0	1
5947 2717-5947	0	0	0	0
6029 2940-6029	28	0	0	1
6030 2941-6030	59	13	0	3
6032 2942-6032	51	7	0	5

WITH 7 OF 7 PRECINCTS REPORTING

VOTES PERCENT

VOTES PERCENT

Sachse - Prop 17

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

156 78.79
42 21.21

03 = OVER VOTES
04 = UNDER VOTES

0
11

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	24	6	0	0
5032 0170-5032	8	2	0	2
5947 2717-5947	0	0	0	0
6029 2940-6029	26	2	0	1
6030 2941-6030	58	15	0	2
6032 2942-6032	40	17	0	6

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VOTES PERCENT

VOTES PERCENT

Sachse - Prop 18

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

150 76.14
47 23.86

03 = OVER VOTES
04 = UNDER VOTES

0
12

	01	02	03	04
5029 0144-5029	0	0	0	0
5030 0153-5030	28	2	0	0
5032 0170-5032	8	3	0	1
5947 2717-5947	0	0	0	0
6029 2940-6029	23	5	0	1
6030 2941-6030	51	21	0	3
6032 2942-6032	40	16	0	7

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Sachse - Prop 19

VOTES PERCENT

VOTES PERCENT

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

169 84.92

30 15.08

03 = OVER VOTES

04 = UNDER VOTES

0

10

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

25 5 0 0

5032 0170-5032

9 2 0 1

5947 2717-5947

0 0 0 0

6029 2940-6029

27 1 0 1

6030 2941-6030

59 13 0 3

6032 2942-6032

49 9 0 5

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Sachse - Prop 20

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

172 85.57

29 14.43

03 = OVER VOTES

04 = UNDER VOTES

0

8

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	28	2	0	0
5032 0170-5032	10	2	0	0
5947 2717-5947	0	0	0	0
6029 2940-6029	26	2	0	1
6030 2941-6030	59	13	0	3
6032 2942-6032	49	10	0	4

City of Sachse

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VOTES PERCENT

VOTES PERCENT

Sachse - Prop 21

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

165 85.94
27 14.06

03 = OVER VOTES
04 = UNDER VOTES

0
17

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	26	4	0	0
5032 0170-5032	9	2	0	1
5947 2717-5947	0	0	0	0
6029 2940-6029	25	2	0	2
6030 2941-6030	57	14	0	4
6032 2942-6032	48	5	0	10

WITH 7 OF 7 PRECINCTS REPORTING

Sachse - Prop 22

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

167 83.92

32 16.08

03 = OVER VOTES

04 = UNDER VOTES

0

10

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	26	4	0	0
5032 0170-5032	9	2	0	1
5947 2717-5947	0	0	0	0
6029 2940-6029	24	4	0	1
6030 2941-6030	57	16	0	2
6032 2942-6032	51	6	0	6

City of Sachse

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Sachse - Prop 23

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

150 75.38

03 = OVER VOTES

0

49 24.62

04 = UNDER VOTES

10

	01	02	03	04
5029 0144-5029	0	0	0	0
5030 0153-5030	24	6	0	0
5032 0170-5032	9	2	0	1
5947 2717-5947	0	0	0	0
6029 2940-6029	25	3	0	1
6030 2941-6030	54	19	0	2
6032 2942-6032	38	19	0	6

WITH 7 OF 7 PRECINCTS REPORTING

Sachse - Prop 24

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

161 81.73

03 = OVER VOTES

0

36 18.27

04 = UNDER VOTES

12

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	26	4	0	0
5032 0170-5032	9	3	0	0
5947 2717-5947	0	0	0	0
6029 2940-6029	22	5	0	2
6030 2941-6030	53	18	0	4
6032 2942-6032	51	6	0	6

City of Sachse

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Sachse - Prop 26

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

144 76.60
44 23.40

03 = OVER VOTES
04 = UNDER VOTES

0
21

01 02 03 04

5029 0144-5029	0	0	0	0
5030 0153-5030	27	3	0	0
5032 0170-5032	9	2	0	1
5947 2717-5947	0	0	0	0
6029 2940-6029	22	5	0	2
6030 2941-6030	49	21	0	5
6032 2942-6032	37	13	0	13

WITH 7 OF 7 PRECINCTS REPORTING

Sachse - Prop 27

VOTE FOR 1

01 = For (A Favor)

02 = Against (En Contra)

VOTES PERCENT

VOTES PERCENT

152 79.58

03 = OVER VOTES

0

39 20.42

04 = UNDER VOTES

18

01 02 03 04

5029 0144-5029

0 0 0 0

5030 0153-5030

27 3 0 0

5032 0170-5032

7 3 0 2

5947 2717-5947

0 0 0 0

6029 2940-6029

23 4 0 2

6030 2941-6030

57 15 0 3

6032 2942-6032

38 14 0 11



Legislation Details (With Text)

File #:	13-1547	Version:	1	Name:	Ordinance adopting charter amendments
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	5/14/2013	In control:		In control:	City Council
On agenda:	5/20/2013	Final action:		Final action:	

Title: Consider an ordinance adopting the amendments to the Home Rule Charter approved by the voters of the City at an election on May 11, 2013.

Executive Summary
Ordinance prepared by the City Attorney to formalize the adoption of the charter amendments approved at our election on May 11, 2013.

Sponsors:

Indexes:

Code sections:

Attachments: [Ordinance.adopt amendments.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Consider an ordinance adopting the amendments to the Home Rule Charter approved by the voters of the City at an election on May 11, 2013.

Executive Summary

Ordinance prepared by the City Attorney to formalize the adoption of the charter amendments approved at our election on May 11, 2013.

Background

Pete Smith, City Attorney has advised that state law requires an ordinance adopting the charter amendments following the election canvass.

Policy Considerations

Passage of the Ordinance adopts the amendments and can be later codified into the City's Code of Ordinances (That include the Home Rule Charter).

Budgetary Considerations

None

Staff Recommendations

Approval of an ordinance adopting the amendments to the Home Rule Charter approved by the voters of the City at an election on May 11, 2013.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SACHSE, TEXAS, ADOPTING THE AMENDMENTS TO THE HOME RULE CHARTER APPROVED BY THE VOTERS OF THE CITY OF SACHSE AT AN ELECTION HELD MAY 11, 2013; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council ordered that an election be held in the City of Sachse, Texas, on May 11, 2013, for the purpose of adopting amendments to the Home Rule Charter of the City of Sachse; and

WHEREAS, immediately after said election, the presiding judges and other election officials holding said election made their returns and results thereof to the City Council; and

WHEREAS, the majority of the votes cast at said election were for the adoption of all propositions amending the Home Rule Charter of the City of Sachse, Texas; and

WHEREAS, the City Council canvassed the results of the election on May 20, 2013;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS:

SECTION 1. That Propositions Nos. 1 - 27 setting forth amendments to the Home Rule Charter, approved and adopted by the voters of the City of Sachse, Texas, in an election held for that purpose on May 11, 2013, a copy of which Propositions are attached hereto as Exhibit "A" and made a part hereof for all purposes, are hereby declared to be and constitute duly adopted amendments to the Home Rule Charter of the City of Sachse, Texas.

SECTION 2. That the City Secretary shall record in the Office of the City Secretary, the Charter amendments adopted by the voters of the City; and, pursuant to Section 9.007, TEX. LOC. GOV'T CODE, the Mayor shall certify to the Secretary of the State of Texas, an authenticated copy of this Ordinance and said amendments to the Home Rule Charter under the seal of the City, showing the approval by the qualified voters of the City of Sachse, Texas.

SECTION 3. That this ordinance and the Charter amendments adopted hereby shall take effect immediately from and after the passage of this ordinance, and publication of the caption, as the law and charter in such cases provide.

DULY APPROVED AND PASSED by the City Council of the City of Sachse, Texas on the ____ day of May, 2013.

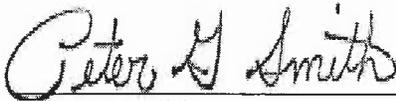
APPROVED:

Mike Felix
Mayor

DULY ENROLLED:

Terry Smith
City Secretary

APPROVED AS TO FORM:



Peter G. Smith
City Attorney
(PGS/05-13-13/60653)

MAYOR'S CERTIFICATE OF AUTHENTICITY

Pursuant to TEX. LOC. GOV'T CODE ANN., Section 9.007, I, Mike Felix, Mayor of the City of Sachse, Texas, hereby certify that the above and foregoing is a true and correct copy of the City of Sachse Ordinance No. _____, adopted by the City Council of the City of Sachse, Texas on the 20th day of May, 2013, and attached thereto as Exhibit "A" is a true and correct copy of the amendments to the City of Sachse Home Rule Charter approved by the voters of the City of Sachse, Texas, at an election held for that purpose on May 11, 2013.

This certificate of authentication executed this _____ day of May, 2013.

Mike Felix
Mayor

ATTEST:

Terry Smith
City Secretary

Seal of the City of Sachse, Texas

EXHIBIT "A"

Sec. 3.01 – COMPOSITION

The council shall be composed of a mayor and six (6) council-members. Each council position shall be designated as a Place, to be determined as set forth in Sec. 3.02 of this Article. The mayor and council members shall be elected at large, and shall serve for a term of three (3) years as prescribed by the Texas Election Code and until his or her successor has been elected and duly qualified. Elections for two places shall be held each year, and the election for mayor shall be held every three years. If the candidate with the highest number of votes in an election receives less than a majority vote, then a runoff election shall be held between the two candidates receiving the highest number of votes. Such runoff election shall be held pursuant to the provisions of the Texas Election Code and applicable ordinances.

Sec. 3.04 – COMPENSATION

Compensation of the members of the city council shall be determined by the city council by ordinance, but no increase in such compensation shall take effect commencement of the terms of mayor and/or council members elected at the next regular election. Members of the city council shall be entitled to reimbursement for actual expenses incurred in the performance of official duties ~~with the approval of city council at a public meeting.~~

Sec. 3.05 - MAYOR AND MAYOR PRO TEM

- (1) The mayor shall be the official head of the city government. He shall be the chairman and shall preside at all meetings of the city council. The mayor shall have the same voting rights and responsibilities as the other members of the city council, but shall have no power to veto. He shall, when authorized by the city council, sign all official documents, such as ordinances, resolutions, conveyances, grant agreements ~~official plats~~, contracts and bonds, unless authorization has been delegated by the city council to the city manager or other official. ~~The mayor~~ He shall perform such other duties consistent with this Charter as may be imposed upon the mayor ~~him~~ by the city council.
- (2) The mayor pro tem shall be a city council member elected by the city council at the first regular meeting after each regular election of the city council members and/or mayor. The mayor pro tem shall temporarily act as mayor during the disability or absence of the mayor, and in this capacity shall have the rights conferred upon the mayor.

Sec. 3.06 - VACANCIES, FORFEITURES AND FILLING OF VACANCIES

- (1) The office of a city council member or the mayor shall become vacant upon his death, resignation, forfeiture of, or removal from office by any manner authorized by law.
- (2) If any member of the city council is absent from four (4) of seven (7) consecutive regular meetings, without explanation acceptable to a majority of the remaining city council members, his office shall be declared vacant at the next regular meeting of the city council by resolution. In addition, any member of the city council who has been absent for six (6) consecutive regular meetings due to any reason shall have his seat declared vacant at the next regular meeting of the city council by resolution.
- (3) Any member of the city council who ceases to possess the required qualifications for office or who is convicted of a felony or of a misdemeanor involving moral turpitude or is convicted of violating state law concerning conflict of interest shall forfeit his office. Every forfeiture shall be declared and enforced by a majority of the city council.
- (4) A vacancy or vacancies in the position of mayor or council member shall be filled by majority vote of the qualified voters at a special election called for such purpose on the next uniform election date as provided by state law. If the candidate with the highest number of votes in such special election receives less than a majority vote, then a runoff election shall be held between the ~~candidate~~ two candidates receiving the highest number of votes ~~and the candidate receiving the next highest number of votes~~. Such special and runoff elections shall be held pursuant to the provisions of the Texas Election Code and applicable ordinances.

~~(5) — Reserved.~~

~~(6) — Reserved.~~

~~(7) — Reserved.~~

Sec. 3.13 - RULES OF PROCEDURE

The city council shall ~~conducts~~ conduct its meetings in accordance with Robert's Rules of Order. The city council shall determine its own order of business. The city council shall provide that the citizens of the city shall have a reasonable opportunity to clearly hear and be heard at public hearings with regard to specific matters under consideration. The city council shall provide for minutes

to be taken and recorded for all meetings as required by law. Such minutes shall be a public record and shall be kept and maintained by the city secretary.

Sec. 3.14 - PASSAGE OF ORDINANCES IN GENERAL

- (1) The city council shall legislate by ordinance only, and the enacting clause of every ordinance shall be "Be it ordained by the City Council of the City of Sachse, Texas ..." Each proposed ordinance shall be introduced in the written or printed form required for adoption. No ordinance shall contain more than one (1) subject which shall be clearly expressed in its caption title. General appropriation ordinances may contain various subjects and accounts for which monies are to be appropriated. After adoption, an ordinance shall not be amended or repealed except by the adoption of another ordinance amending or repealing the original ordinance. Except where an ordinance is repealed in its entirety, the amendatory or repealing ordinance shall set out in full the ordinance sections or subsections to be amended or repealed and shall indicate new language by enclosing it in quotation marks. Copies of proposed ordinances, in the form required for adoption, shall be furnished to members of the city council before the city council meeting at which such ordinance is to be considered first reading. Copies of the proposed ordinance, in the form required for adoption, shall be available at the city offices and shall be furnished to citizens upon request to the city secretary from and after the date on which such proposed ordinance is posted as an agenda item for a city council meeting and, if amended, shall be available and furnished in amended form for as long as the proposed ordinance is before the city council.

- (2) A proposed ordinance which has been amended in substance after its placement on the agenda for a city council meeting may not be voted on at such city council meeting, unless the mayor announces at such city council meeting the amendments to such ordinance. ~~Such amended ordinance shall be placed upon the agenda of a subsequent meeting of the city council in accordance with the provisions of this Article.~~ All persons interested in such ordinance shall have a reasonable opportunity to be heard.

- (3) Every ordinance shall become effective upon adoption or at any later time(s) specified in the ordinance, except that every ordinance imposing any penalty, fine or forfeiture shall become effective only after having been published once in its entirety or summary form after adoption, in a newspaper as required by law, designated as the official newspaper of the city

- (4) The reading aloud of a title and caption of the ordinance shall suffice as a reading provided printed copies of the ordinance in the form required for adoption are in front of all members of the city council. If a majority of the members present request that the ordinance be read in its entirety, it must be read.

Sec. 5.05 - TAKING OF OFFICE

- (1) Each newly elected city council member shall be inducted into office at the first regular or specially called city council meeting following the city council meeting in which the election is canvassed and certified. Such induction into office shall be the ~~second~~ first item of business, with consideration of approval of the minutes of the previous meeting being the ~~first~~ second item of business.
- (2) At such meeting the oath shall be in accordance with the City Charter.

Sec. 6.04 - FORM OF PETITION

- (1) All pages of a petition shall be uniform in size and style and shall be assembled as one instrument for filing. Each signer of a petition must be a ~~registered~~ qualified voter of the City of Sachse and shall personally sign his own name thereto in ink or indelible pencil, and shall write after his name his place of residence within the boundaries of the city, giving name of street and number, if any, and shall also write thereon the date, including the month, day and year his signature was affixed. Petitions shall contain or have attached thereto throughout their circulation the full text of the ordinance proposed or of the ordinance or resolution sought to be reconsidered, or in the case of a recall petition, the identity of the official whose recall is being sought.
- (2) Each page of a petition shall have attached to it, when filed, an affidavit executed by the circulator thereof stating that he personally circulated the paper, the number of signatures thereon, that all the signatures were affixed in his presence, that he believes them to be genuine signatures of the persons whose names they purport to be, and that each signer had an opportunity before signing to read the full text of the ordinance proposed, the ordinance or resolution sought to be reconsidered, or the identity of the official whose recall is being sought.
- (3) Locations for twenty (20) signatures shall be provided on each blank petition.

Sec. 6.09 - CALL OF RECALL ELECTION

If the officer whose removal is sought does not resign, then the city council shall order an election and set the date for holding such recall election. ~~The date selected for the recall election shall be not less than twenty five (25) days nor more than thirty five (35) days after the date the petition was presented to the city council.~~ The city council shall, not less than 25 days nor more than 35 days after the petition is presented to the city council, call a recall election for a date authorized by state law. If, after the recall election date is established, the officer vacates his position, the election shall be cancelled. Any election order so issued shall fully comply with the Texas Election Code.

Sec. 6.12 - RESULTS OF ELECTION

- (1) If a majority of qualified electors voting on a proposed initiative ordinance vote in its favor, it shall be considered adopted upon certification of the election results by the city secretary and shall be treated in all respects in the same manner as ordinances of the same kind adopted by the city council. If conflicting ordinances are approved at the same election, the one receiving the greater number of affirmative votes shall prevail.
- (2) An ordinance adopted by initiative may be repealed or amended at any time after the expiration of two (2) years by a majority vote, or after one (1) year by unanimous vote, of all city council members.
- (3) If a majority of the qualified electors voting on a referred ordinance or resolution vote against the ordinance or resolution, it shall be considered repealed upon certification of the election results by the city secretary. If a majority of the qualified electors voting on a referred ordinance or resolution vote for the ordinance or resolution, the ordinance or resolution shall be considered in effect.
- (4) An ordinance or resolution repealed by referendum may be reenacted at any time after the expiration of two (2) years by a majority vote, or after one (1) year by unanimous vote, of all city council members.
- (5) If a majority of the votes cast on the question of recall at a recall election shall be against the removal of the elected official named on the ballot, he shall continue in office for the remainder of his unexpired term, subject to recall as before within the limitations of Section 6.13 below. If a majority of the votes cast on the question of recall at a recall election shall be for the removal of the elected

official named on the ballot, he shall, regardless of any technical defects in the recall petition, be deemed removed from office upon certification of the election results by the city secretary and the vacancy shall be filled in accordance with the provisions of this Charter for the filling of vacancies.

Sec. 7.02 - SUBMISSION OF BUDGET AND BUDGET MESSAGE

The city manager, shall, not later than the 15th day ~~during the month~~ of August of each year, or other date prescribed by state law, prepare and submit the proposed budget, covering the next ensuing fiscal year, to the city council. In preparing this budget, each employee, officer, board, and department shall assist the city manager by furnishing all necessary information. The city manager's budget document shall contain:

- (1) The city manager's budget message outlining the proposed financial policies for the next fiscal year with explanations of any changes from preceding years in expenditures and any major changes of policy and a complete statement regarding the financial condition of the city.
- (2) An estimate of all revenue from taxes and other sources, including the present tax structure rates and property evaluations for the ensuing year.
- (3) The proposed goals and objectives and expenditures for current operations during the ensuing fiscal year, detailed for each fund by organization unit, and program, purpose or activity, and the method of financing such expenditures.
- (4) A description of all outstanding bonded indebtedness, showing amount, purchaser, date of issue, rate of interest, and maturity date, as well as any other indebtedness which the city has incurred and which has not been paid.
- (5) A statement proposing any capital expenditures necessary for undertaking during the next budget year and recommended provision for financing.
- (6) A list of capital projects which should be undertaken within the next five (5) succeeding years.

Sec. 7.05 - PUBLIC HEARING ON BUDGET

~~At the city council meeting when the budget is submitted, the city council shall name the date and place of a public hearing and shall have published in the official newspaper of the city the time and place, which will be not less than ten (10) days nor more than thirty (30) days after the date of the notice. The city council shall conduct public hearings on the proposed budget as required by state law, and shall conduct at least one public hearing. Notice of the public hearing(s) shall be published in a newspaper of general circulation of the county in which the city is located, unless otherwise prescribed by state law, stating the date, time and place as required by state law. At this hearing, interested citizens may express their opinions concerning items of expenditures, giving their reasons for wishing to increase or decrease any items of expense.~~

Sec. 7.10 - CERTIFICATION: COPIES MADE AVAILABLE

A copy of the budget, as fully adopted, shall be filed with the city secretary and such other places required by state law ~~or~~ and as the city council shall may designate. The final budget shall be printed, mimeographed ~~or otherwise reproduced~~ and sufficient copies shall be made available for the use of all offices, agencies, and for the use of interested persons and civic organizations.

Sec. 7.15 - PURCHASING

- (1) The city council may, by ordinance, give the city manager authority to contract for expenditure without further approval of the city council for all budgeted items not exceeding limits set by the city council. All contracts for expenditures involving more than the set limits must be expressly approved in advance by the city council. All contracts or purchases involving more than the limits set by the city council shall be let to the lowest bidder or the bidder that provides the best value as allowed by state law, whose submittal is among those responsive to the needs of the city after there has been opportunity for competitive bidding as provided by law or ordinance, unless competitive bidding is prohibited or not required by state law. The city council, or the city manager as he is authorized to act for the city, shall have the right to reject any and all bids.
- (2) Emergency contracts as authorized by law and this Charter may be negotiated by the city council, or the city manager if given authority by the city council, without competitive bidding. Such emergency shall be declared by the city manager and approved by the city council, or may be declared by the city council.

Sec. 7.18 - INDEPENDENT AUDIT

At the close of each fiscal year, and at such other times as may be deemed necessary, the city council shall call for an independent audit to be made of all accounts of the city by a certified public accountant. No more than five (5) consecutive annual audits shall be completed by the same firm unless no other certified public accountants have submitted a proposal to provide audit services for the city, in which event the existing certified public accountant may be retained for an additional one (1) year period(s) until another certified public accountant is available and selected by the City. The certified public accountant selected shall have no personal interest, directly or indirectly, in the financial affairs of the city or any of its officers. The report of the audit, with the auditor's recommendations will be made to the city council. Upon completion of the audit, copies of the audit will be placed on file in the city secretary's office as a public record.

Sec. 8.01 - AUTHORITY, COMPOSITION AND PROCEDURES

- (1) The city council shall create and establish or abolish as may be required by the laws of the State of Texas or this Charter, or deemed desirable by the city council, such boards, commissions and committees as it deem necessary to carry out the functions and obligations of the city. The city council shall, by ordinance or resolution, prescribe the purpose, composition, functions, duties, accountability and tenure of each board, commission and committee where such are not prescribed by law or this Charter.
- (2) Individuals who are qualified voters in the city may be appointed by the city council to serve on one (1) or more boards, commissions or committees. Such appointees shall be subject to removal from office by the city council for any cause deemed by the city council sufficient for their removal in the interest of the public service, but only after a public hearing before the city council on charges publicly made if demanded by such member(s) within ten (10) days after receipt of written notification by such member(s). Each appointee will be mailed an official statement of intent to remove by the city council prior to any vote being taken by the city council on said removal. An eighty (80) percent vote of the full membership of the city council is necessary for removal of any appointee to any board, commission or committee. After the vote for removal is made, the city council shall notify each removed appointee by official statement in writing. Except as otherwise provided in this Charter, members of any such board, commission or committee shall serve without compensation but may be reimbursed for actual expenses as approved by the city council.

- (3) All boards, commissions and committees of the city shall keep and maintain minutes of any proceedings held and shall submit the minutes ~~a written report of such proceedings~~ to the city council no more than two (2) weeks after approval of the minutes of each such meeting. All meetings of any board, commission or committee created, established or appointed by this Charter or the city council shall be open to the public, unless otherwise permitted by law, and shall be subject to the laws of this state, as amended, concerning public meetings.
- (4) No officer of the city nor any person who holds a compensated appointive position with the city shall be appointed to any board, commission or committee created or established by this Charter other than in an advisory capacity, except as otherwise provided by state law.
- (5) Any member of a board, commission or committee who is absent from three (3) consecutive regular meetings ~~shall forfeit his~~ may be removed by the City Council from such position on the board, commission or committee and his position shall be filled by the city council ~~within thirty (30) days of his forfeiture~~.
- (6) At the first meeting following annual appointments each board, commission or committee shall elect its officers for the ensuing year.

Sec. 8.02 - BOARDS AND COMMISSIONS ENUMERATED

- (1) Planning and Zoning Commission. There is hereby established a planning and zoning commission, whose purpose, composition, function, duties, and tenure shall be as set out in Article IX of this Charter.
- (2) Board of Adjustment. There is hereby established a board of adjustment and appeals ~~whose purpose, composition, function, duties and tenure shall be as set out in Article IX of this Charter~~ which shall consist of at least five (5) members and may include four (4) alternates, appointed by a majority of the city council for a term of two (2) years. The city council shall, by ordinance, provide standards and procedures for such board to hear and determine appeals of administrative decisions, petition for variances in the case of peculiar and unusual circumstances which would prevent the reasonable use of land and such other matters as may be required by the city council or by Chapter 211 of the Local Government Code, as amended. Each case before the board must

be heard by at least seventy-five percent (75%) of the members and the concurring vote of at least seventy-five percent (75%) members of the board present shall be necessary to reverse any order, requirement, decision or determination of any administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass or to affect any variance in the zoning ordinance. Removal of members of the board of adjustment shall be by the city council for cause on a written charge after a public hearing for the unexpired term by the city council. Alternate board members will be appointed by the city council in the same manner as regular members. Vacancies and removals shall follow the same procedures as for regular members.

- (3) Parks and Recreation. The city council shall appoint a parks and recreation board consisting of seven (7) members who are qualified voters of the City of Sachse. These members shall serve for two (2) year terms. The parks and recreation board will work in an advisory capacity to the city council in the planning and developing of parks and recreation facilities and regulations governing their use. Meetings will be held monthly and shall be conducted at a time, date, and place designated by the chairman.
- (4) Library Board. The city council shall appoint a library board consisting of seven (7) members who are qualified voters of the City of Sachse. Members of the library board shall hold office for two (2) year terms. Meetings of the library board will meet at least once each calendar quarter, at a time, date, and place designated by the chairman. The board will work as an advisory board to the city council relating to the establishment and use of the library, the nature of the services rendered or to be rendered by the library, the manner in which the library service may be coordinated with the services of other libraries which render services to the city and such other matters as the city council may deem beneficial to the City of Sachse.

Sec. 8.03 – APPEALS TO CITY COUNCIL

Subject to the provisions of any law of the State of Texas, an appeal may be taken to the city council from any decision of any board, commission, committee, or other body except from decisions of the planning and zoning commission and the board of adjustment, unless otherwise provided by ordinance. Such appeals shall be perfected by filing a sworn notice of appeal with the city secretary within thirty (30) days from the rendition of the decision of the board, commission, committee or other body. Prior to the institution of any appeal in a court of law by the aggrieved person from a decision of such board, commission, committee or other body, appeal must be first perfected to the city council.

Sec. 9.01 - ORGANIZATION

- (1) The city council shall create and establish a Planning and Zoning Commission which shall consist of seven (7) members, and may include alternates, who shall be appointed by the city council to staggered, overlapping two (2) year terms. The commission members shall be qualified voters in the city. Any vacancy occurring during the unexpired term of a member shall be filled by the city council ~~within thirty (30) days from the date of vacancy for the remainder of the unexpired term.~~ A majority of the members shall constitute a quorum. Removal of members of the planning and zoning commission shall be in accordance with the provisions of Article VIII, Section 8.01(2) of this Charter.
- (2) The commission shall meet at least once a month. The commission shall keep minutes of its proceedings which minutes shall be maintained as a public record by the city secretary. The commission shall serve without compensation.

Sec. 9.04 - THE MASTER COMPREHENSIVE PLAN: PROCEDURE AND LEGAL EFFECT

- (1) The existing ~~master~~ comprehensive plan for the physical development of the city contains recommendations for the growth, development and beautification of the city and its extraterritorial jurisdiction. Additions to and amendments of the ~~master~~ comprehensive plan shall be by resolution, but before any such revision, the commission shall hold at least one (1) public hearing on the proposed action.
- (2) A copy of the proposed revisions to the ~~master~~ comprehensive plan shall be forwarded to the city manager who shall submit the proposal to the city council, together with his recommendations, if any. The city council, after a public hearing, shall adopt or reject

such proposed revision or any part thereof as submitted within sixty (60) days following its submission by the city manager. If the proposed revisions or part thereof should be rejected by the city council, the planning and zoning commission may make modifications and again forward it to the city manager for submission to the city council.

- (3) Following the adoption of the ~~master comprehensive~~ plan by the city council, it shall serve as a guide to all future city council action concerning land use and development regulations and expenditures for capital improvements. ~~Any proposal which deviates from the master comprehensive plan shall not be authorized until and unless the locations and extent thereof shall have been submitted to and approved by the planning and zoning commission. In case of disapproval, the commission shall communicate its reasons to the city council, which shall have the power to overrule such disapproval, and upon such overruling, the city council or the appropriate office, department or agency shall have the authority to proceed. The failure of the commission to act within thirty (30) days after the date of official submission to the commission shall be deemed approval, unless a longer period be granted by the city council or submitting official.~~

~~Sec. 9.05 – BOARD OF ADJUSTMENT~~

~~The city council shall create and establish a board of adjustment which shall consist of five (5) members and four (4) alternates, which shall be appointed by a majority of the city council for a term of two (2) years. The city council shall, by ordinance, provide standards and procedures for such board to hear and determine appeals of administrative decisions, petition for variances in the case of peculiar and unusual circumstances which would prevent the reasonable use of land and such other matters as may be required by the city council or by Chapter 211 of the Local Government Code, as amended. Each case before the board must be heard by at least four (4) members and the concurring vote of at least four (4) members of the board present shall be necessary to reverse any order, requirement, decision or determination of any administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass or to affect any variance in the zoning ordinance. Removal of members of the board of adjustment shall be by the city council for cause on a written charge after a public hearing for the unexpired term by the city council. Alternate board members will be appointed by the city council in the same manner as regular members. Vacancies and removals shall follow the same procedures as for regular members.~~

Sec. 10.02 - ORDINANCE GRANTING FRANCHISE

- (1) The caption ~~A summary~~ of an ordinance granting, renewing, extending or amending a public service or utility franchise, shall be read at one meeting of the city council and also be available for public review at one additional meeting and shall not take effect until thirty (30) days after the second meeting. Within fifteen (15) days following the first reading of the ordinance caption ~~summary~~, the ordinance caption ~~summary~~ shall be published once in a newspaper of general circulation in the city. The expense of such publication shall be borne by the prospective franchisee.
- (2) No franchise shall be granted for a term of more than twenty (20) years from the date of the grant, renewal or extension of any franchise.
- (3) No franchise may be exclusive.



Legislation Details (With Text)

File #: 13-1506 **Version:** 1 **Name:** Consider appointments to Boards and Commissions.
Type: Agenda Item **Status:** Agenda Ready
File created: 4/18/2013 **In control:** City Council
On agenda: 5/20/2013 **Final action:**
Title: Consider appointments to Boards and Commissions.

Executive Summary
The City Council will consider appointments for vacancies on city boards.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title
Consider appointments to Boards and Commissions.

Executive Summary
The City Council will consider appointments for vacancies on city boards.

Background
The City has 2 vacancies on our boards/commissions: Planning & Zoning, and an alternate position on the Board of Adjustment. Staff has advertised these vacancies for several weeks. We have 2 applicants to interview: Paul Watkins and Jeremy Staab.

There was a 3rd applicant but he is out of state for Monday's meeting.

Applications and board lists are under Workshop Agenda Item # 13-1505.

Policy Considerations
None.

Budgetary Considerations
None.

Staff Recommendations
Council Consider appointments to Boards and Commissions as appropriate.

