



Sachse, Texas

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

Meeting Agenda City Council

Monday, March 2, 2015

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, March 2, 2015, 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.

[15-2715](#) Consider approval of the minutes of the February 16, 2015, regular meeting.

Executive Summary

Minutes from the recent Council meeting.

Attachments: [Minutes.02.16.15.pdf](#)

[15-2709](#) Consider receiving the Monthly Revenue and Expenditure Report for the period ending January 31, 2015.

Executive Summary

The Finance Department will prepare a report each month to update the City Council regarding revenues and expenditures for the City. The attached reports are for the month ended January 31, 2015.

Attachments: [GF 01-31-2015.pdf](#)
[UF 01-31-2015.pdf](#)
[DS 01-31-2015.pdf](#)
[SEDC 01-31-2015.pdf](#)
[Sales Tax Analysis February.pdf](#)

[15-2708](#)

Consider a resolution of the City Council of the City of Sachse, Texas authorizing creation of an employee benefits trust; designating all members of the City Council to be trustees of said trust; and authorizing the trust to purchase various forms of insurance for the benefit of City officers, employees, qualified retirees and their dependents.

Executive Summary

It is recommended to implement a single non-profit employee benefits trust to exempt the City from paying state premium taxes that equates to 1.75% of premium costs.

Attachments: [Health Benefits Trust - Sachse](#)

[15-2706](#)

Consider an ordinance of the City of Sachse, Texas, directing the City Manager to erect a No U-Turn sign for eastbound traffic on State Highway 78 at the median opening for Williford Road; providing a repealing clause; providing a severability clause; and providing an effective date.

Attachments: [Location Map - No U-Turn Sign PDF](#)
[SH 78 at Williford - ENG - No U-Turn Memo PDF](#)
[Ordinance No U-Turn on SH 78 at Williford Road](#)

[15-2710](#)

A Resolution of the City Council of the City of Sachse, Texas, opposing Senate Bill 343 and other legislation which would erode the authority of a home rule municipality; finding compliance with the open meetings law; and providing an effective date hereof.

Executive Summary

Senate Bill (SB) 343 would restrict the ability of local elected officials to pass or enforce ordinances, rules or regulations that are not identical to state protections, restricting local governments to only protecting the attributes covered under state law: race, color, religion, sex, familial status, or national origin. Basically, the bill would prohibit cities from enacting laws that are stricter than state laws. The bill is currently in the Senate Affairs Committee.

Attachments: [Sachse Resolution opposing SB 34370329](#)

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

[15-2703](#) Recognition of service to the City for Mr. Jack Bickler.

Executive Summary

Mr. Bickler has resigned his seat on the Planning & Zoning Commission, and this item is to recognize his service to the City.

Attachments: [JackBickler recognition.pdf](#)

[15-2711](#) Employee recognition.

Executive Summary

City Engineer Greg Peters was recognized as the 2015 Young Engineer of the Year for the Preston Trail Chapter of the Texas Society of Professional Engineers.

[15-2699](#) Presentation of Texas Municipal Library Directors Association 2014 Achievement of Excellence Award to the Sachse Public Library.

Executive Summary

The "Achievement of Excellence of Libraries Award" is selected every year by the Texas Municipal Library Directors Association (TMLDA) members. The Sachse Public Library has received this prestigious award for the ninth year. Of the 555 public library systems in the State of Texas, only 39 received the 2014 award.

[15-2707](#) Staff Briefing: Human Resources.

Executive Summary

Each month a briefing is given to City Council providing an update of recent actions and events for a specific department. This month the Human Resources Department will brief the council.

Attachments: [HR Update 2015.pdf](#)

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. Time limit is 3 minutes per speaker.

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.

[15-2702](#) Consider appointments to Boards and Commissions.

Executive Summary

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

[15-2712](#)

Discuss and consideration of peer organizations to be used for comparison in the City's Salary and Benefits Market Study, as well as discussion of the City's compensation philosophy.

Executive Summary

Evergreen will lead a discussion of peer organizations to be used for comparison in the City's Salary and Benefits Market Study, as well as the City's compensation philosophy. The discussion will focus on how to define market peers and how to develop a compensation philosophy based on the following factors: market positioning, reward strategy, total compensation, and compensation structure.

[15-2705](#)

Discuss the status of the widening of Sachse Road: a joint project with Dallas County.

Executive Summary

Dallas County and the City of Sachse are partners in the widening of 5th Street and Sachse Road. The schematic engineering design for the reconstruction and widening of 5th Street from State Highway 78 to Sachse Road, and Sachse Road from 5th Street to the northeast Dallas County line is complete. The engineering consultant is currently working on completing the preliminary design (anticipated completion this month). Staff will provide the City Council with an update on the project, discuss the first phase of final design & construction, and present the project timeline developed by Dallas County.

Attachments: [Sachse Road Update Presentation PDF](#)

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, 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: February 27, 2015; 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 #: 15-2715 **Version:** 1 **Name:** Consider approval of the minutes of the most recent Council meeting.
Type: Agenda Item **Status:** Agenda Ready
File created: 2/27/2015 **In control:** City Council
On agenda: 3/2/2015 **Final action:**
Title: Consider approval of the minutes of the February 16, 2015, regular meeting.

Executive Summary
Minutes from the recent Council meeting.

Sponsors:

Indexes:

Code sections:

Attachments: [Minutes.02.16.15.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Consider approval of the minutes of the February 16, 2015, regular meeting.

Executive Summary
Minutes from the recent Council meeting.

Background
Minutes from a recent Council meeting on February 16, 2015, for review and approval.

Policy Considerations
Not applicable.

Budgetary Considerations
Not applicable.

Staff Recommendations
Approval of the minutes of the February 16, 2015, regular meeting as a Consent Agenda Item.

REGULAR MEETING
OF THE
CITY COUNCIL OF THE CITY OF SACHSE
FEBRUARY 16, 2015

The City Council of the City of Sachse held a Regular Meeting on Monday, February 16, 2015 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 Jeff Bickerstaff
Councilman Charles Ross
Councilman Brett Franks
Councilman Paul Watkins
Councilman Cullen King
Councilman Bill Adams

and all were present except Mayor Pro Tem Bickerstaff.

Staff present: Interim City Manager Alan Dickerson, City Secretary Terry Smith, Executive Assistant Michelle Sirianni, Community Development Director Dan McGinn, Interim Police Chief Todd Renshaw, Human Resources Manager Stacy Buckley, Parks and Recreation Director Lance Whitworth, Library Manager Mignon Morse, City Engineer Greg Peters, Public Works Director Joe Crase, Fire Chief Rick Coleman, and Finance Director Teresa Savage.

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

The invocation was offered by Councilman Watkins and the pledges were led by Councilman Adams.

1. Consent Agenda:

Councilman King moved to remove 15-2691 Consider an ordinance of the City Council of the City of Sachse, Texas ("CITY"), authorizing certain budget amendments pertaining to the fiscal year 2014-2015 budget; from the Consent Agenda. The motion was seconded by Councilman Watkins and carried unanimously.

Councilman Franks moved to approve the Consent Agenda consisting of: 15-2688 Consider approval of the minutes of the February 2, 2015, regular Meeting; 15-2650 Consider a resolution of the City Council of the City of Sachse, Texas, approving the terms and conditions of a Second Amended and Restated Development Agreement by and between the City of Sachse, Texas, and Jackson Meadows Partners, LP; authorizing its execution by the City Manager; 15-2658 Consider a resolution of the City Council of the City of Sachse, Texas, amending the Master Fee Schedule adopted by Resolution 3433 by amending Engineering Fees to include a fee for a Traffic Calming Application; and providing for an effective date; and 15-2692 Consider acceptance of the resignation of Jack Bickler on the Planning and Zoning Commission. The motion was seconded by Councilman King and carried unanimously.

Councilman King moved to withdraw item 15-2691. The motion was seconded by Councilman Franks and carried unanimously.

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

15-2690 Staff Briefing: Sachse Community Development Department update on 2014 development activity.

Mayor Felix introduced the Interim Police Chief Todd Renshaw. And the Interim City Manager Alan Dickerson.

Councilman Watkins noted he and his wife served at the Buckner Center for humanitarian effort. It was a volunteer effort Shoes for Souls - to provide shoes for 7 needy countries.

Councilman King noted the Sachse Historical Society will hold their annual Meeting on March 8th. He also stated the Library will sponsor on February 28 a rain harvesting program.

Mayor Felix noted the following events: March 21st at 9:00 a.m. is the Sachse Baseball Association opening day ceremony and parade; March 21st is also the Sock Hop at the Senior Center; March 28th is the Easter egg hunt; and April 11th is the Great American Cleanup.

3. Citizen Input: Christine Benator 3605 Pleasant Valley Road, stated there are hundreds of garbage trucks from Garland using Pleasant Valley Road and the noise, debris and pot holes need attention. She suggested the County help fund a road from the Turnpike directly to the Hinton Landfill.

4. Regular Agenda Items:

15-2689 Adjourn to Executive Session pursuant to the provisions of Texas Government Code Section 551.071: To discuss pending litigation: Ryan Cole vs. Michael Hunter, Martin Cassidy, Carl Carson and the City of Sachse, Texas Civil Action No. 2:12-cv-00607.

Consider any action necessary as a result of Executive Session.

At 7:58 p.m. Councilman Ross moved to recess to Executive Session. The motion was seconded by Councilman Watkins and carried unanimously.

15-2684 Adjourn to Executive Session pursuant to the provisions of Texas Government Code Section 551.072: a. Discuss potential acquisition of real estate related to water system improvements in the City.

Consider any action necessary as the result of executive session

15-2694 Adjourn to Executive Session pursuant to the provisions of Texas Government Code Section 551.071: Discussion of renewal of term of Wastewater Treatment Contract with the City of Garland.

Consider any action necessary as a result of Executive Session.

At 8:50 p.m. Councilman Ross moved to return to open session. The motion was seconded by Councilman Watkins and carried unanimously.

15-2689 Mayor Felix stated there was no action necessary.

15-2684 Mayor Felix stated there was no action necessary.

15-2694 Mayor Felix stated there was no action necessary.

5. Adjournment:

There being no further business, Councilman King moved to adjourn. The motion was seconded by Councilman Watkins and carried unanimously. The meeting adjourned at 8:52 p.m.

ATTEST:

APPROVED:

CITY SECRETARY

MAYOR



Legislation Details (With Text)

File #: 15-2709 **Version:** 1 **Name:** Monthly Revenue and Expenditure Report for January 2015
Type: Agenda Item **Status:** Agenda Ready
File created: 2/24/2015 **In control:** City Council
On agenda: 3/2/2015 **Final action:**

Title: Consider receiving the Monthly Revenue and Expenditure Report for the period ending January 31, 2015.

Executive Summary

The Finance Department will prepare a report each month to update the City Council regarding revenues and expenditures for the City. The attached reports are for the month ended January 31, 2015.

Sponsors:

Indexes:

Code sections:

- Attachments:** [GF 01-31-2015.pdf](#)
[UF 01-31-2015.pdf](#)
[DS 01-31-2015.pdf](#)
[SEDC 01-31-2015.pdf](#)
[Sales Tax Analysis February.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Consider receiving the Monthly Revenue and Expenditure Report for the period ending January 31, 2015.

Executive Summary

The Finance Department will prepare a report each month to update the City Council regarding revenues and expenditures for the City. The attached reports are for the month ended January 31, 2015.

Background

Included in the report are unaudited summaries for the General Fund, Utility Fund, Debt Service Fund, and Sachse Economic Development Corporation, for the period ended January 31, 2015, as well as an analysis of sales tax receipts for the first five months of the fiscal year.

Policy Considerations

City Charter requires that the City Manager submit monthly a report covering revenues and expenditures.

Budgetary Considerations

None

Staff Recommendations

Staff recommends that the City Council receive the Monthly Revenue and Expenditure Report for the period ending January 31, 2015 as a Consent Agenda item.

City of Sachse
 Monthly Revenue and Expenditure Report
 January 31, 2015
 (Unaudited)

GENERAL FUND

33% of Year Completed

	Annual Budget	Current Month Actual	Actual YTD	YTD Actual as a Percent of Budget	Note Reference 33%
Revenue Summary					
Property Tax	\$ 7,700,541	\$ 1,501,051	\$ 7,169,710	93.11%	A
Sales Tax	1,184,444	96,516	408,931	34.53%	
Franchise Fees	1,486,816	178,114	534,790	35.97%	
Licenses and Permits	527,220	35,477	249,065	47.24%	
Service Fees	614,027	46,138	234,201	38.14%	
Fines	250,000	12,349	62,711	25.08%	
Interest Income	5,000	(1,673)	493	9.86%	B
Miscellaneous Income	154,613	4,386	52,097	33.70%	
Intergovernmental Revenue	899,864	74,989	299,954	33.33%	
Total Revenue	\$ 12,822,525	\$ 1,947,347	\$ 9,011,952	70.28%	
Expenditure Summary					
City Manager	\$ 345,708	\$ 33,842	\$ 113,425	32.81%	
City Secretary	169,012	17,544	57,907	34.26%	
Human Resources	292,304	26,334	81,561	27.90%	
Finance	552,435	55,742	199,500	36.11%	
Municipal Court	185,400	17,842	47,992	25.89%	
Parks & Recreation	899,087	73,032	263,793	29.34%	
Senior Programs	115,061	9,738	35,980	31.27%	
Library Services	327,083	30,331	105,790	32.34%	
Community Development	677,969	70,821	234,797	34.63%	
Streets & Drainage	1,057,273	64,805	299,356	28.31%	
Facility Maintenance	389,947	30,653	110,423	28.32%	
Police	3,808,914	372,021	1,284,941	33.74%	
Animal Control	177,431	17,656	61,305	34.55%	
Fire/EMS	2,869,257	267,869	867,122	30.22%	
Combined Services	561,690	21,032	295,137	52.54%	B
City Engineer	290,568	29,096	90,664	31.20%	
Total Expenditures	\$ 12,719,139	\$ 1,138,358	\$ 4,149,693	32.63%	
Total Revenue Over/Under Expenses	\$ 103,386	\$ 808,989	\$ 4,862,258		

Explanation of Major Variances:

- A** Property Tax receipts peak in December and January
- B** January interest allocation not posted, negative amount is investment expense
- C** Total annual property and liability premium paid in October

City of Sachse
 Monthly Revenue and Expenditure Report
 January 31, 2015
 (Unaudited)

UTILITY FUND

33% of Year Completed

	Annual Budget	Current Month Actual	Actual YTD	YTD Actual as a Percent of Budget	Note Reference 33%
Revenue Summary					
Water Revenue	\$ 4,135,178	\$ 319,061	\$ 1,468,246	35.51%	
Sewer Revenue	3,712,681	297,658	1,187,045	31.97%	
Fees	168,200	16,749	66,641	39.62%	
Interest Income	2,000	(391)	166	8.28%	A
Miscellaneous Income	-	-	-		
Total Revenue	\$ 8,018,059	\$ 633,077	\$ 2,722,097	33.95%	
Expenditure Summary					
Utility Administration	\$ 262,207	\$ 27,827	\$ 85,952	32.78%	
Water Operations	4,252,457	332,091	1,366,490	32.13%	
Sewer Operations	3,061,482	240,289	797,090	26.04%	
Meter Reading	217,977	(6,195)	61,167	28.06%	
Total Expenditures	\$ 7,794,123	\$ 594,013	\$ 2,310,699	29.65%	
Total Revenue Over/Under Expenses	\$ 223,936	\$ 39,064	\$ 411,397		

Explanation of Major Variances:

A January interest allocation not posted, negative amount is investment expense

Monthly Revenue and Expenditure Report
January 31, 2015
(Unaudited)

Debt Service Fund

33% of Year Completed

	Annual Budget	Current Month Actual	Actual YTD	YTD Actual as a Percent of Budget	Note Reference 33%
Revenue Summary					
Property Tax	\$ 2,964,058	\$ 567,943	\$ 2,715,472	91.61%	
Interest Income	1,500	(247)	102	6.80%	B
Total Revenue	\$ 2,965,558	\$ 567,696	\$ 2,715,574	91.57%	
Expenditure Summary					
Fees	\$ 1,000	\$ -		0.00%	
Principal	1,195,000	-		0.00%	A
Interest	1,762,191			0.00%	A
Total Expenditures	\$ 2,958,191	\$ -	\$ -	0.00%	
Total Revenue Over/Under Expenses	\$ 7,367	\$ 567,696	\$ 2,715,574		

A Principal payments are due in February and interest payments in February and August

B January interest allocation not posted, negative amount is investment expense

City of Sachse
 Monthly Revenue and Expenditure Report
 January 31, 2015
 (Unaudited)

SACHSE ECONOMIC DEVELOPMENT CORPORATION

33% of Year Completed

	Annual Budget	Current Month Actual	Actual YTD	YTD Actual as a Percent of Budget	Note Reference
Revenue Summary					
Sales Tax	\$ 583,222	\$ 45,424	\$ 199,200	34.16%	
Other Income	\$ -	\$ -			
Interest Income	7,500	(2,034)	1,421	18.94%	A
Total Revenue	\$ 590,722	\$ 43,390	\$ 200,621	33.96%	
Expenditure Summary					
Expenditures	586,553	33,555	103,479	17.64%	
Total Expenditures	\$ 586,553	\$ 33,555	\$ 103,479	17.64%	
Total Revenue Over/Under Expenses	\$ 4,169	\$ 9,835	\$ 97,142		

Explanation of Major Variances:

A January interest allocation not posted, negative amount is investment expense

CITY OF SACHSE
2014/2015 SALES TAX ANALYSIS

FY 2014	Total Sales Tax	General Fund Sales Tax	General Fund Year-To-Date	YTD Percent of Budget	FY 2015	Total Sales Tax	General Fund Sales Tax	General Fund Year-To-Date	YTD Percent of Budget
October	93,523	62,349	62,349	7.25%	October	149,053	85,169	85,169	7.30%
November	151,568	101,046	163,395	19.01%	November	227,089	129,759	214,928	18.43%
December	99,161	56,661	220,055	25.60%	December	162,100	92,624	307,552	26.37%
January	107,510	61,431	281,486	32.75%	January	158,992	90,848	398,400	34.16%
February	189,230	108,126	389,612	45.33%	February	257,209	146,969	545,369	46.75%
March	104,381	59,643	449,256	52.26%	March				
April	97,372	55,638	504,894	58.74%	April				
May	187,319	107,034	611,928	71.19%	May				
June	153,599	87,766	699,694	81.40%	June				
July	129,621	74,065	773,760	90.02%	July				
August	199,329	113,897	887,656	103.27%	August				
September	141,803	81,026	968,683	112.69%	September				
TOTAL	1,654,417	968,683			TOTAL	954,444	545,369		
BUDGET		859,583			BUDGET		1,166,444		



Legislation Details (With Text)

File #:	15-2708	Version:	1	Name:	Employee Benefits Trust
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	2/24/2015	In control:		In control:	City Council
On agenda:	3/2/2015	Final action:		Final action:	

Title: Consider a resolution of the City Council of the City of Sachse, Texas authorizing creation of an employee benefits trust; designating all members of the City Council to be trustees of said trust; and authorizing the trust to purchase various forms of insurance for the benefit of City officers, employees, qualified retirees and their dependents.

Executive Summary

It is recommended to implement a single non-profit employee benefits trust to exempt the City from paying state premium taxes that equates to 1.75% of premium costs.

Sponsors:

Indexes:

Code sections:

Attachments: [Health Benefits Trust - Sachse](#)

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 creation of an employee benefits trust; designating all members of the City Council to be trustees of said trust; and authorizing the trust to purchase various forms of insurance for the benefit of City officers, employees, qualified retirees and their dependents.

Executive Summary

It is recommended to implement a single non-profit employee benefits trust to exempt the City from paying state premium taxes that equates to 1.75% of premium costs.

Background

State law imposes a tax upon the receipt of gross premiums and revenues associated with such benefits. However, Chapter 222.002(c)(5) of the Texas Insurance Code allows for a single purpose non-profit trust to be created which authorizes the exemption of such taxes on the health insurance premiums. The trust account will be established at the City's current financial institution. ACH payments for health insurance premiums will be deducted from this account, and transfers from the City's pooled cash account will be added in an amount to cover the billed amount of health insurance premiums. The trustees are members of the City Council and each Trustee's term coincides with his or her term of office as a member of the City Council. Whenever a Trustee ceases to be a member of the City Council, the person succeeding him or her in office will automatically be appointed to serve as a successor Trustee of the trust. The Trustees will meet annually in order to carry out all duties necessary

for proper operation and administration of the trust.

Policy Considerations

No policy considerations at this time.

Budgetary Considerations

Creation of a single non-profit employee benefits trust to exempt the City from paying state premium taxes would result in a savings of 1.75% of premium costs for health insurance. The health insurance expenses will still be budgeted and charged to the various departments incurring the expenses.

Staff Recommendations

Staff recommends approval of a resolution of the City Council of the City of Sachse, Texas authorizing creation of an employee benefits trust; designating all members of the City Council to be trustees of said trust; and authorizing the trust to purchase various forms of insurance for the benefit of City officers, employees, qualified retirees and their dependents, as a Consent Agenda Item.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS, AUTHORIZING CREATION OF AN EMPLOYEE BENEFITS TRUST; DESIGNATING ALL MEMBERS OF THE CITY COUNCIL TO BE TRUSTEES OF SAID TRUST; AND AUTHORIZING THE TRUST TO PURCHASE VARIOUS FORMS OF INSURANCE FOR THE BENEFIT OF CITY OFFICERS, EMPLOYEES, QUALIFIED RETIREES, AND THEIR DEPENDENTS.

* * * *

WHEREAS, the City of Sachse, Texas (the "City") provides or offers various employee benefits to its employees, including health, dental, and life insurance, and disability benefits; and

WHEREAS, state law imposes a tax upon the receipt of gross premiums and revenues associated with such benefits; and

WHEREAS, state law also authorizes the exemption of such premiums and revenues from state law, provided that the City establishes and maintains the funds under the ownership and control of a single, nonprofit trust; and

WHEREAS, the City Council of the City finds it to be in the public interest to authorize the creation of an Employee Benefits Trust for the reasons provided above; now, therefore,

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

Section 1. The City Council hereby authorizes creation of an Employee Benefits Trust, designating all members of the City Council to be Trustees of said Trust, and authorizing the Trust to purchase various forms of insurance for the benefit of City officers, employees, qualified retirees, and their dependents, all of which is pursuant to the Declaration of Trust attached as Exhibit "A."

PASSED, APPROVED, AND RESOLVED this --th day of ---- 2015.

, Mayor

ATTEST:

, City Secretary

**EXHIBIT “A”
DECLARATION OF TRUST**

I.

CREATION OF TRUST

The City of Sachse (“City”), as Settlor or creator of the trust, designates the members of the City of Sachse City Council to be Trustees and declares that the City holds in trust the funds described in Schedule A attached hereto and incorporated herein by reference, which is the property of the City, and all substitutions and additions to such funds, for the purpose of providing or offering, whether now or possibly in the future, life, disability, sick, accident, and other health benefits to the City’s officers, employees, and qualified retirees and their dependents.

II.

PURPOSE

This is a nonprofit trust created for the purpose of providing or offering, whether now or possibly in the future, City officers, employees, and qualified retirees and their dependents with life, disability, sickness, accident, and other health benefits either directly or through the purchase of insurance and to perform operations in furtherance thereof. The Trust is intended to qualify as a tax-exempt trust performing an essential governmental function within the meaning of Section 115 of the Internal Revenue Code (the “Code”).

III.

DURATION

The Trust shall continue until terminated by operation of law or by majority vote of the Trustees.

IV.

TRUSTEES: COMPOSITION, OFFICERS, COMPENSATION, AND MEETINGS

A. Composition. The Trustees are the members of the City Council, and each Trustee’s term is contemporaneous with his or her term of office as a Member of the City Council. Whenever a Trustee ceases to be a member of the City Council, the person succeeding him or her in office will automatically be appointed to serve as a successor Trustee of the Trust.

B. Officers. The Mayor shall serve as Chairman and shall preside at meetings of the Trustees and shall have all such other powers as are conferred herein or by majority vote of the Trustees at a duly called meeting at which a quorum is present. The Mayor Pro Tem shall serve as Vice Chairman and shall preside at meetings of the Trustees whenever the Chairman is absent. The Secretary shall rotate, coinciding with the City’s Fiscal Year, between the Council members

based upon their designated places, skipping the Mayor Pro Tem and beginning with the Councilmember for Place 1. The Secretary will oversee the preparation of meeting agendas, giving notice of meetings to the Trustees, and the minutes of the meetings of the Trustees.

C. Compensation. The Trustees shall be reimbursed for all reasonable and necessary expenses incurred by them in the performance of their duties and will otherwise receive no compensation for their service as Trustees.

D. Meetings. A meeting of the Trustees may be called by the Chairman or on written request to the Chairman by two or more Trustees. Trustees shall have at least three days written notice of any meeting. For purposes of this section, electronic mail notice is written notice.

V.

RIGHTS, POWERS, AND DUTIES OF TRUSTEES; QUORUM AND VOTING

A. Rights, Powers, and Duties. In addition to all other powers and duties conferred on them by this Trust document and imposed or authorized by law, the Trustees shall have the following powers and duties, but only to the extent permissible for a single purpose non-profit trust under Section 222.002(c)(5) of the Texas Insurance Code:

1. The Trustees shall carry out all of the duties necessary for the proper operation and administration of the Trust on behalf of the covered persons and shall have all the powers necessary and desirable for the effective administration of the affairs of the Trust.

2. The Trustees have the general power to make and enter into all contracts, leases, and agreements necessary or convenient to carry out any of the powers granted by this Trust document or by law or to effectuate the purpose of the Trust. All such contracts, leases, and agreements or any other legal documents herein authorized shall be approved by the Trustees by majority vote at a duly called meeting at which a quorum is present and signed by the Chairman on behalf of the Trust. The Trustees may also designate another Trustee to sign such documents.

3. The Trustees shall use the Trust's funds to accomplish the purpose of the Trust, as described in Section II herein, and to operate and administer the Trust solely in the interest of the covered City officers, employees, and qualified retirees and dependents thereof and for the exclusive purpose of providing or offering benefits to such persons and defraying the reasonable expenses of administration of the Trust. To this end, the Trustees may purchase life, disability, or accident and health insurance to provide or offer coverage for participating City officers, employees, and qualified retirees and their dependents. The Trustees may also adopt a health benefits plan that covers eligible City officers, employees, and qualified retirees, and their dependents.

4. The Trustees may accept contributions to the Trust funds from any source including contributions from covered persons receiving benefits from the Trust.

5. The Trustees shall be authorized to contract with any qualified organization to perform any of the functions necessary for providing or offering life, disability, sick, accident,

and other health benefits, including but not limited to excess loss insurance, stop loss insurance, claims administration, administrative services, and any other services that the Trustees shall deem expedient for the proper operation of the Trust. When required by law or desired by the Trustees, the Trustees shall seek sealed competitive bids or sealed competitive proposals with respect to contracts required to carry out the operations of the Trust and to affect the purpose of the Trust.

6. The Trustees shall arrange for the investing of the funds of the Trust so as to keep the same invested according to law and at the best interest rates obtainable for the benefit of the covered persons. The Trustees may hire money managers and shall adopt an investment policy for its own use and that of its agents in making investments. The Trustees shall select a depository for the Trust's funds and provide for the proper security of any and all investments. The Trustees shall designate signatories for the Trust's depository accounts.

7. The Trustees may purchase insurance for the Trustees and any other fiduciaries appointed by the Trustees and for the Trust itself to cover liability or losses occurring by reason of the act or omission of any one or more of the Trustees or any other fiduciary appointed by them. Any insurance purchased by the Trustees must give the insurer recourse against the Trustees or other fiduciaries concerned for breach of any fiduciary obligation or fiduciary duty owed to the Trust.

8. The Trustees shall arrange for proper accounting and reporting procedures for the Trust's funds and shall also provide for an annual audit of the Trust's financial affairs by a certified public accountant.

9. The Trustees may retain legal counsel to represent the Trust and the Trustees in all legal proceedings as well as to advise the Trust and the Trustees on all matters pertaining to the operation and administration of the Trust.

10. The Trustees have the authority to terminate the Trust at any time.

11. Upon termination of the Trust, the Trustees shall provide for the payment of Trust obligations, debts, losses, and other liabilities and shall provide for the disposition of the remaining Trust funds in accordance with Section IX herein.

B. Quorum and Voting. A majority of the Trustees shall constitute a quorum for the transaction of business at any meeting of the Trustees and the vote of a majority of the Trustees present shall be required for approval of any action at such meeting. The vote of such majority of the Trustees at such meeting shall constitute action of the Trustees as a group.

VI.

BENEFICIARIES

The beneficiaries of the Trust are the City officers, employees, and qualified retirees and their dependents who are covered by a life, disability, sick, accident, or other health benefits plan purchased or adopted by the Trust (also called “covered persons” herein). Beneficiaries may make contributions to the Trust for use by the Trustees in fulfilling the purposes of the Trust. No beneficiary shall have any claim against the funds or any other property of the Trust. The rights and interests of the beneficiaries are limited to the insurance or health benefits specified in any policy purchased or plan adopted by the Trustees.

VII.

TRUST FUNDS

The Trust funds consist of the funds described in Schedule A hereto as provided by the Settlor to institute this Trust, future contributions by the Settlor, beneficiary contributions, investment income, and any other money or property which shall come into the hands of the Trustees in connection with the administration of the Trust. The funds of the Trust shall not inure to the benefit of, or be distributed to, any private person, except for the payment of necessary costs and benefits described below. The Trustees may use the Trust’s funds as follows:

1. to pay premiums on group health, accident and life policies or contracts;
2. to make authorized investments and paying fund management fees from the proceeds of the investment.

VIII.

LIABILITY OF TRUSTEES AND OFFICERS

The Trustees shall use ordinary care and reasonable diligence in the exercise of their powers and the performance of their duties hereunder; and they shall not be liable for any mistake of judgment or other action made, taken or omitted by them in good faith, nor for any action taken or omitted by any agent, employee or independent contractor selected with reasonable care; nor for loss incurred through investment of the Trust funds or failure to invest. No Trustee shall be liable for any action taken or omitted by any other Trustee. No Trustee shall be required to give a bond or other security to guarantee the faithful performance of his or her duties hereunder. To the fullest extent permitted by law: (a) the City shall indemnify each Trustee who was, is, or is threatened to be made a party to any threatened, pending, or completed action, suit, or proceeding (“Proceeding”), any appeal therein, or any inquiry or investigation preliminary thereto, by reason of the fact that the Trustee is or was a Trustee; (b) the City shall pay or reimburse a Trustee for expenses incurred (i) in advance of the final disposition of a

Proceeding to which such Trustee was, is or is threatened to be made a party, and (ii) in connection with such Trustee's appearance as a witness or other participation in any Proceeding.

IX.

AMENDMENT, REVOCATION AND TERMINATION

This Declaration of Trust and the Trust created herein shall terminate when and if required by operation of law. The Trustees shall have the power to amend, modify, terminate or revoke, in whole or in part, this Declaration of Trust and the Trust created herein by majority vote at a duly called meeting at which a quorum is present. Notwithstanding the foregoing, the Trustees shall have no power to amend Section II of this Declaration of Trust. Beneficiaries of the Trust shall have no right to amend this Declaration of Trust, and their approval shall not be a condition or requirement for an authorized amendment by the Trustees. Upon termination of the Trust, the Trustees shall pay all obligations, debts, losses, and other liabilities of the Trust. Thereafter, the Trustees shall first use the remaining trust funds to pay covered claims of persons covered under the Town's health benefits plan that may be in effect at the time of termination of the Trust and then, either apply any remaining balance of the funds to provide the benefits described herein or transfer such funds to a successor whose income is excluded under Section 115(1) of the Code. Notwithstanding the foregoing, the Trustees, upon termination of the Trust and payment of all Trust obligations may, by vote of a majority of the Trustees, transfer the remaining funds or any portion thereof to the trustees of any trust or trusts established by the City for a substantially similar purpose to be applied for uses substantially similar to those set forth in Section II herein.

X.

GOVERNING LAW

This Declaration of Trust and the Trust created herein shall be construed and governed by the laws of the State of Texas in force from time to time.

XI.

MISCELLANEOUS

Whenever the context so admits and such treatment is necessary to interpret this Declaration of Trust in accordance with its apparent intent, the use herein of the singular shall include the plural, and vice versa, and the use of the feminine, masculine, or neuter gender shall be deemed to include the other genders.

The captions or headings above the various Sections of this Declaration of Trust have been included only to facilitate the location of the subjects covered by each Section but shall not be used in construing this Declaration Trust.

If any clause or provision of this Declaration of Trust proves to be or is adjudged invalid or void for any reason, such invalid or void clause, provision, or portion shall not affect the whole, but the balance of the provisions hereof shall remain operative and shall be carried into effect insofar as is legally possible.

[REMAINDER OF PAGE INTENTIONALLY BLANK; SIGNATURE PAGE FOLLOWS.]

IN WITNESS HEREOF, the undersigned parties have executed this Declaration of Trust, consisting of ten (10) pages and Schedule A attached hereto, on the dates of their respective acknowledgments below. By joining in the execution of this Declaration of Trust, the Trustees acknowledge receipt of the property described in Schedule A, signify acceptance of the Trust created hereunder, and covenant that the Trust will be executed with all due fidelity. This Trust is effective as of the last date of signature below.

City Manager, Settlor

Date

, Trustee

Date

ACKNOWLEDGMENTS

THE STATE OF TEXAS §
 §
COUNTY OF ----- §

This instrument was acknowledged before me on this ____ day of _____
2015, by -----, Mayor of the City of Sachse on behalf of the City.

Notary Public In and For the State of Texas

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF ----- §

This instrument was acknowledged before me on this ____ day of _____
2015, by -----.

Notary Public In and For the State of Texas

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF ----- §

This instrument was acknowledged before me on this ____ day of _____
2015, by -----.

Notary Public In and For the State of Texas

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF ----- §

This instrument was acknowledged before me on this _____ day of _____
2015, by -----.

Notary Public In and For the State of Texas

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF ----- §

This instrument was acknowledged before me on this _____ day of _____
_____2015, by -----.

Notary Public In and For the State of Texas

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF ----- §

This instrument was acknowledged before me on this _____ day of _____
2015, by -----.

Notary Public In and For the State of Texas

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF----- §

 This instrument was acknowledged before me on this _____ day of _____
2015, by -----.

Notary Public In and For the State of Texas

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF ----- §

 This instrument was acknowledged before me on this _____ day of _____
2015, by -----.

Notary Public In and For the State of Texas

(SEAL)

SCHEDULE A

The following is a list of the assets initially transferred by the City of Sachse, Texas, to the Trust:

City of Sachse's first month (**May 2015**) contributions for Employee and Dependents Medical/Pharmacy Benefits.

City of Sachse's Employee and Dependents first month (**May 2015**) of Plan Year's payroll deductions or contributions for Medical/Pharmacy Benefits.



Legislation Details (With Text)

File #: 15-2706 **Version:** 1 **Name:** Consider an ordinance of the City of Sachse, Texas, directing the City Manager to erect a No U-Turn sign for eastbound traffic on State Highway 78 at the median opening for Williford Road; providing a repealing clause; providing a severability clause; and

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

File created: 2/23/2015 **In control:** City Council

On agenda: 3/2/2015 **Final action:**

Title: Consider an ordinance of the City of Sachse, Texas, directing the City Manager to erect a No U-Turn sign for eastbound traffic on State Highway 78 at the median opening for Williford Road; providing a repealing clause; providing a severability clause; and providing an effective date.

Sponsors:

Indexes:

Code sections:

- Attachments:** [Location Map - No U-Turn Sign PDF](#)
[SH 78 at Williford - ENG - No U-Turn Memo PDF](#)
[Ordinance No U-Turn on SH 78 at Williford Road](#)

Date	Ver.	Action By	Action	Result
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Title

Consider an ordinance of the City of Sachse, Texas, directing the City Manager to erect a No U-Turn sign for eastbound traffic on State Highway 78 at the median opening for Williford Road; providing a repealing clause; providing a severability clause; and providing an effective date.

Executive Summary

At the intersection of State Highway 78 and Williford Road, east-bound traffic (driving toward Wylie) will attempt U-Turns where no left turn lane is present. This results in vehicles coming to a near stop in the inside lane of east-bound State Highway 78. This item provides the opportunity to establish a No U-Turn at the east-bound median opening for Williford Road on State Highway 78.

Background

City staff has witnessed east-bound drivers attempt to make a U-Turn on State Highway 78 at Williford Road where no left turn lane exists. This results in vehicles coming to a near stop in the center lane of east-bound State Highway 78 at the Williford Road intersection.

Creating an enforceable No U-Turn for the east-bound traffic on State Highway 78 at Williford Road will achieve the goal of reducing the impediments to east-bound traffic of motorists attempting to make a U-turn movement where no turn lane is present.

If the ordinance is adopted by the City Council, staff will coordinate with TxDOT regarding City staff installation of the sign.

Policy Considerations

Provide for efficient movement of traffic through the City.

Budgetary Considerations

The City of Sachse will be responsible for the purchase and installation of the sign. The material cost is anticipated to be \$75.00. The funds for the materials will come from the Public Works Street Maintenance budget. Public Works staff will install the sign.

Staff Recommendations

Staff recommends that the City Council of the City of Sachse, Texas, adopt an ordinance of the City of Sachse, Texas, directing the City Manager to erect a No U-Turn sign for eastbound traffic on State Highway 78 at the median opening for Williford Road; providing a repealing clause; providing a severability clause; and providing an effective date, as a Consent Agenda Item.

Location Map





ENGINEERING

To: Alan Dickerson

From: Greg A. Peters, P.E.

CC: file

Date: February 24, 2015

Re: ENGINEERING INVESTIGATION: REGULATORY TRAFFIC SIGN ON STATE HIGHWAY 78 AT WILLIFORD ROAD

The Engineering Department reviewed the traffic conditions for State Highway 78 at Williford Road related to east-bound traffic on State Highway 78 performing u-turn turning movements through the median break at the SH 78 and Williford Road intersection.

The findings include:

- 1) The current prima facie speed limit on State Highway 78 is 45 miles per hour in the City of Sachse.
- 2) There is no left turn lane in State Highway 78 at Williford Road for eastbound traffic. There is a left turn lane in State Highway 78 at Williford Road for westbound traffic to turn left onto Williford Road.
- 3) Williford Road ends at State Highway 78 and per the City of Sachse Thoroughfare Plan, there are no future plans to extend Williford Road across to the north side of State Highway 78 in the future.
- 4) The north side of State Highway 78 in this location is bound by the Kansas City Southern Railroad Right-of-way, which is 100 feet in width. There are no existing businesses or residences on the north side of State Highway 78 at Williford Road that would necessitate u-turn turning movements of east-bound traffic on State Highway 78 at this location to provide access.
- 5) Staff has witnessed eastbound vehicles on State Highway 78 come to a complete stop in the inside (left) lane and make a u-turn turning movement through the intersection to head westward on State Highway 78.
- 6) Section 2B of the Manual on Uniform Traffic Control Devices contains standards regarding regulatory traffic signs, including the application and design of the signs, and stated the following:
 - Regulatory signs shall be used to inform road users of selected traffic laws or regulations and indicate the applicability of the legal requirements.
 - Regulatory signs shall be installed at or near where the regulations apply. The signs shall clearly indicate the requirements imposed by the regulations and shall be designed and installed to provide adequate visibility and legibility in order to obtain compliance.

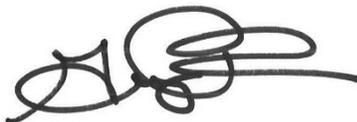
Below is a photo of the intersection:



Looking to the east on State Highway 78 at Williford Road (image courtesy of Google Earth)

Staff recommends placing a regulatory traffic sign at the following location:

- “No U-Turn” sign (R3-4) on State Highway 78, facing eastbound traffic, located west of the median break for Williford Road.

A handwritten signature in black ink, appearing to read "Greg A. Peters".

Greg A. Peters, P.E., CFM
City Engineer

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SACHSE, TEXAS, DIRECTING THE CITY MANAGER TO ERECT A NO U-TURN SIGN FOR EASTBOUND TRAFFIC ON STATE HIGHWAY 78 AT THE MEDIAN OPENING FOR WILLIFORD ROAD; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The Code of Ordinances of the City of Sachse provides that the City Manager shall install traffic control devices when directed to do so by ordinance of the City Council ; and

WHEREAS, the City Council has determined that, to protect the health and safety of its citizens, a no u-turn sign should be erected in the median of State Highway 78, west of the median opening for Williford Road;

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

SECTION 1. The City Council hereby designates a no u-turn sign in the median of State Highway 78 west of Williford Road, and such no u-turn sign to conform to the manual and specification adopted under Texas Transportation Code § 544.001 and located in accordance with Texas Transportation Code § 544.003.

SECTION 2. All provisions of the Ordinances of the City of Sachse, Texas, in conflict with the provisions of this ordinance are hereby repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. If any article, paragraph, subdivision, clause or provision of this ordinance be adjudged invalid or held unconstitutional for any reason, such judgment or holding shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid or unconstitutional.

SECTION 4. This ordinance shall take effect immediately from and after its passage, and publication of the caption, as the law and charter in such cases provide.

DULY RESOLVED AND PASSED by the City Council of the City of Sachse, Texas, the _____
day of _____, 2015.

CITY OF SACHSE, TEXAS

Mike Felix, Mayor

DULY ENROLLED:

Terry Smith, City Secretary



Legislation Details (With Text)

File #: 15-2710 **Version:** 1 **Name:** Senate Bill 343
Type: Agenda Item **Status:** Agenda Ready
File created: 2/25/2015 **In control:** City Council
On agenda: 3/2/2015 **Final action:**

Title: A Resolution of the City Council of the City of Sachse, Texas, opposing Senate Bill 343 and other legislation which would erode the authority of a home rule municipality; finding compliance with the open meetings law; and providing an effective date hereof.

Executive Summary

Senate Bill (SB) 343 would restrict the ability of local elected officials to pass or enforce ordinances, rules or regulations that are not identical to state protections, restricting local governments to only protecting the attributes covered under state law: race, color, religion, sex, familial status, or national origin. Basically, the bill would prohibit cities from enacting laws that are stricter than state laws. The bill is currently in the Senate Affairs Committee.

Sponsors:

Indexes:

Code sections:

Attachments: [Sachse Resolution opposing SB 34370329](#)

Date	Ver.	Action By	Action	Result
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Title

A Resolution of the City Council of the City of Sachse, Texas, opposing Senate Bill 343 and other legislation which would erode the authority of a home rule municipality; finding compliance with the open meetings law; and providing an effective date hereof.

Executive Summary

Senate Bill (SB) 343 would restrict the ability of local elected officials to pass or enforce ordinances, rules or regulations that are not identical to state protections, restricting local governments to only protecting the attributes covered under state law: race, color, religion, sex, familial status, or national origin. Basically, the bill would prohibit cities from enacting laws that are stricter than state laws. The bill is currently in the Senate Affairs Committee.

Background

SB 343 was introduced by Senator Don Huffines of Dallas. Since 1909, the State of Texas has granted cities with a population of greater than 5,000 broad discretion to make local decisions under the "home-rule charter city" provision of the state constitution. This bill would be a significant change to over a century of Texas tradition.

Local governments throughout the state have enacted ordinances that address local issues with local solutions, including passing non-discrimination ordinances that prohibit

discrimination based on attributes such as race, sex, color, ethnicity, national origin, age, familial status, marital status, military status, sexual orientation, disability, gender identity, religion, pregnancy, genetic information and student status. SB 343 would restrict the ability of local elected officials to pass or enforce ordinances, rules or regulations that are not identical to state protections, restricting local governments to only protecting the attributes covered under state law: race, color, religion, sex, familial status, or national origin. For example, veteran status is not a protected attribute under state law, but ordinances in San Antonio, Houston and Plano protect our veterans from discrimination in housing, employment and public accommodations.

Regarding this bill, the Texas Municipal League says, “SB 343 would totally upend the relationship between Texas cities and state government, making Texas like the state of New York. City voters and locally elected officials would have to get the state legislature’s permission to enact any local ordinance.”

Policy Considerations

The Home Rule Charter of the City of Sachse as adopted by the citizens of Sachse at an election held on April 5, 1986 and placed in effect by the City Council of the City of Sachse on May 29, 1986...as amended by elections in 1988, 1990, 1994, 2006 and 2013.

Budgetary Considerations

[N/A]

Staff Recommendations

Staff recommends approval of a Resolution opposing Senate Bill 343 and other legislation which would erode the authority of a home rule municipality; finding compliance with the open meetings law; and providing an effective date hereof, as a Consent Agenda Item.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SACHSE, TEXAS, OPPOSING SENATE BILL 343 AND ANY OTHER LEGISLATION WHICH WOULD ERODE THE AUTHORITY OF A HOME RULE MUNICIPALITY; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

WHEREAS, in 1868, a federal judge named Dillon issued a ruling that cities can do only what their state government expressly authorizes them to do; and

WHEREAS, after that federal court decision, the people of Texas determined that centralized control over local matters is not a desirable form of government and, in 1912, adopted a constitutional amendment affirming Texas' commitment to local decision making; and

WHEREAS, Article XI, Section 5, of the Texas Constitution authorizes cities over 5,000 population to adopt by election a home rule charter, which charter grants the citizens of that city the power of self-government; and

WHEREAS, the City of Sachse was incorporated in 1956 and adopted its Home Rule Charter in 1986; and

WHEREAS, Senate Bill 343, filed by Senator Don Huffines during the 84th Texas Legislative Session, would drastically alter the relationship that has existed for over 100 years between Texas cities and the state government by causing Texas to revert to the rule created in Dillon's 1868 federal court decision and would, in effect, require City of Sachse voters and local elected officials to seek and obtain the permission of the Texas legislature to enact any local ordinance.

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

SECTION 1. That the City Council of the City of Sachse strongly opposes Senate Bill 343 and any legislation that would erode the authority of a home rule municipality to adopt local ordinances and regulations or otherwise reduce the power of self-governance presently afforded to residents of the City of Sachse and other home rule municipalities within the State of Texas pursuant to Article XI, Section 5 of the Texas Constitution.

SECTION 2. That the City Council of the City of Sachse officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council is posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Resolution and the subject matter thereof has been discussed, considered and

formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

SECTION 3. That this Resolution shall be effective immediately upon approval.

DULY RESOLVED AND ADOPTED by the City Council of the City of Sachse, Texas, this 2nd day of March, 2015.

CITY OF SACHSE, TEXAS

Mike Felix, Mayor

ATTEST:

Terry Smith, City Secretary

APPROVED AS TO FORM:



Peter G. Smith, City Attorney
(PGS:KBL:2-25-15:TM 70329)



Legislation Details (With Text)

File #: 15-2703 **Version:** 1 **Name:** Recognition of service to the for City for Mr. Jack Bickler

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

File created: 2/20/2015 **In control:** City Council

On agenda: 3/2/2015 **Final action:**

Title: Recognition of service to the City for Mr. Jack Bickler.

Executive Summary
Mr. Bickler has resigned his seat on the Planning & Zoning Commission, and this item is to recognize his service to the City.

Sponsors:

Indexes:

Code sections:

Attachments: [JackBickler recognition.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
Recognition of service to the City for Mr. Jack Bickler.

Executive Summary
Mr. Bickler has resigned his seat on the Planning & Zoning Commission, and this item is to recognize his service to the City.

Background
Mr. Bickler has served recently on the Planning & Zoning Commission. He could not attend the meeting tonight due to his traveling out of state. Plaque will be mailed to him.

Policy Considerations
None.

Budgetary Considerations
None.

Staff Recommendations
Recognition of service to the City for Mr. Jack Bickler.



CERTIFICATE OF APPRECIATION

IN THE NAME AND BY THE AUTHORITY
OF THE CITY OF SACHSE, TEXAS

is presented to

Jack Bickler

In grateful recognition of Outstanding
Public Service faithfully rendered to the
City of Sachse

**Planning & Zoning Commission
2014 – 2015**

**PRESENTED BY:
MAYOR, CITY COUNCIL AND STAFF
OF THE CITY OF SACHSE, TEXAS
MARCH 2, 2015**



Legislation Details (With Text)

File #:	15-2711	Version:	1	Name:	Employee Recognition
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	2/25/2015	In control:		In control:	City Council
On agenda:	3/2/2015	Final action:		Final action:	
Title:	Employee recognition.				

Executive Summary

City Engineer Greg Peters was recognized as the 2015 Young Engineer of the Year for the Preston Trail Chapter of the Texas Society of Professional Engineers.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title

Employee recognition.

Executive Summary

City Engineer Greg Peters was recognized as the 2015 Young Engineer of the Year for the Preston Trail Chapter of the Texas Society of Professional Engineers.

Background

The Preston Trail Chapter of the Texas Society of Professional Engineers (TSPE) is a local chapter that was founded in 1970. The chapter encompasses the area north and east of Dallas, including Rockwall, Rowlett, Garland, Sachse, Wylie, Murphy, Richardson, Plano, Allen, McKinney, Carrollton, Frisco, and other neighboring communities. The organization supports and promotes the profession of engineering, actively participates in youth education through school involvement, speaking at career days, and hosting the local Mathcounts Competition; and provides scholarships to local students choosing to pursue a college degree in engineering.

The chapter annually selects one chapter member as the Engineer of the Year, and one chapter member as the Young Engineer of the Year. For the 2015 year, City Engineer Greg Peters was selected as the Young Engineer of the Year.

Policy Considerations

None

Budgetary Considerations

None

Staff Recommendations

None



Legislation Details (With Text)

File #: 15-2699 **Version:** 1 **Name:** TMLDA Award 2014
Type: Agenda Item **Status:** Agenda Ready
File created: 2/18/2015 **In control:** City Council
On agenda: 3/2/2015 **Final action:**
Title: Presentation of Texas Municipal Library Directors Association 2014 Achievement of Excellence Award to the Sachse Public Library.

Executive Summary

The "Achievement of Excellence of Libraries Award" is selected every year by the Texas Municipal Library Directors Association (TMLDA) members. The Sachse Public Library has received this prestigious award for the ninth year.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title

Presentation of Texas Municipal Library Directors Association 2014 Achievement of Excellence Award to the Sachse Public Library.

Executive Summary

The "Achievement of Excellence of Libraries Award" is selected every year by the Texas Municipal Library Directors Association (TMLDA) members. The Sachse Public Library has received this prestigious award for the ninth year. Of the 555 public library systems in the State of Texas, only 39 received the 2014 award.

Background

The "Achievement of Excellence in Libraries Award" is selected annually by a committee of members from the Texas Municipal Library Directors Association. The winning libraries must demonstrate excellence in all of the following categories: conduct a Summer Reading Program, provide services to underserved populations, provide enhanced service to the public during the past year, provide current marketing materials, develop a set of policies and procedures for the library which have been reviewed and updated within the last five years, provide cultural, topical and educational programming for adults and families, provide literacy support for all ages, invest in collaborative efforts, establish staff training, and provide a web presence.

Policy Considerations

N/A

Budgetary Considerations
N/A

Staff Recommendations
No action necessary.



Legislation Details (With Text)

File #: 15-2707 **Version:** 1 **Name:** City Council Staff Meeting - Human Resources
Type: Agenda Item **Status:** Agenda Ready
File created: 2/24/2015 **In control:** City Council
On agenda: 3/2/2015 **Final action:**
Title: Staff Briefing: Human Resources.

Executive Summary

Each month a briefing is given to City Council providing an update of recent actions and events for a specific department. This month the Human Resources Department will brief the council.

Sponsors:

Indexes:

Code sections:

Attachments: [HR Update 2015.pdf](#)

Date	Ver.	Action By	Action	Result
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Title

Staff Briefing: Human Resources.

Executive Summary

Each month a briefing is given to City Council providing an update of recent actions and events for a specific department. This month the Human Resources Department will brief the council.

Background

Each month a briefing is given to City Council providing an update of recent actions and events for a specific department. This month the Human Resources Department will brief the council.

Policy Considerations

None

Budgetary Considerations

None

Staff Recommendations

None Required.

Human Resources Update 2015



Areas of Responsibility

- Benefits
- Compensation/Classification
- Employee Relations
- Payroll
- Performance Management
- Policies/Procedures
- Recruiting/Retention
- Training
- Workers Compensation

2014 Recruiting Activity

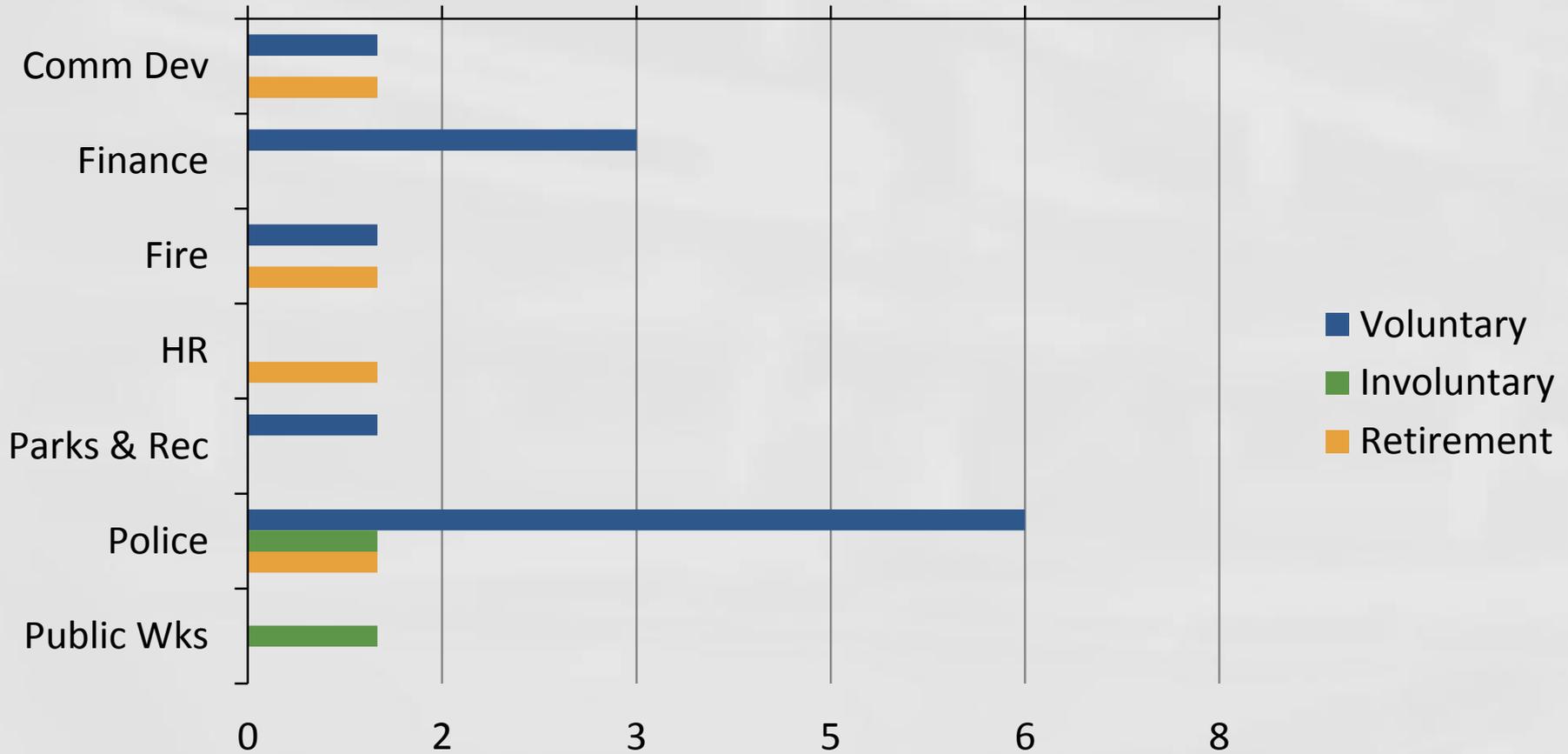
- Applications Received-2,736
- New Hires (all positions)-31
- Public Safety Hiring
 - Four police officer exams conducted
 - Four part-time firefighter exams conducted

Typical time to fill non-public safety positions is 6-8 weeks. Public safety positions typically require 10-12 weeks to fill.

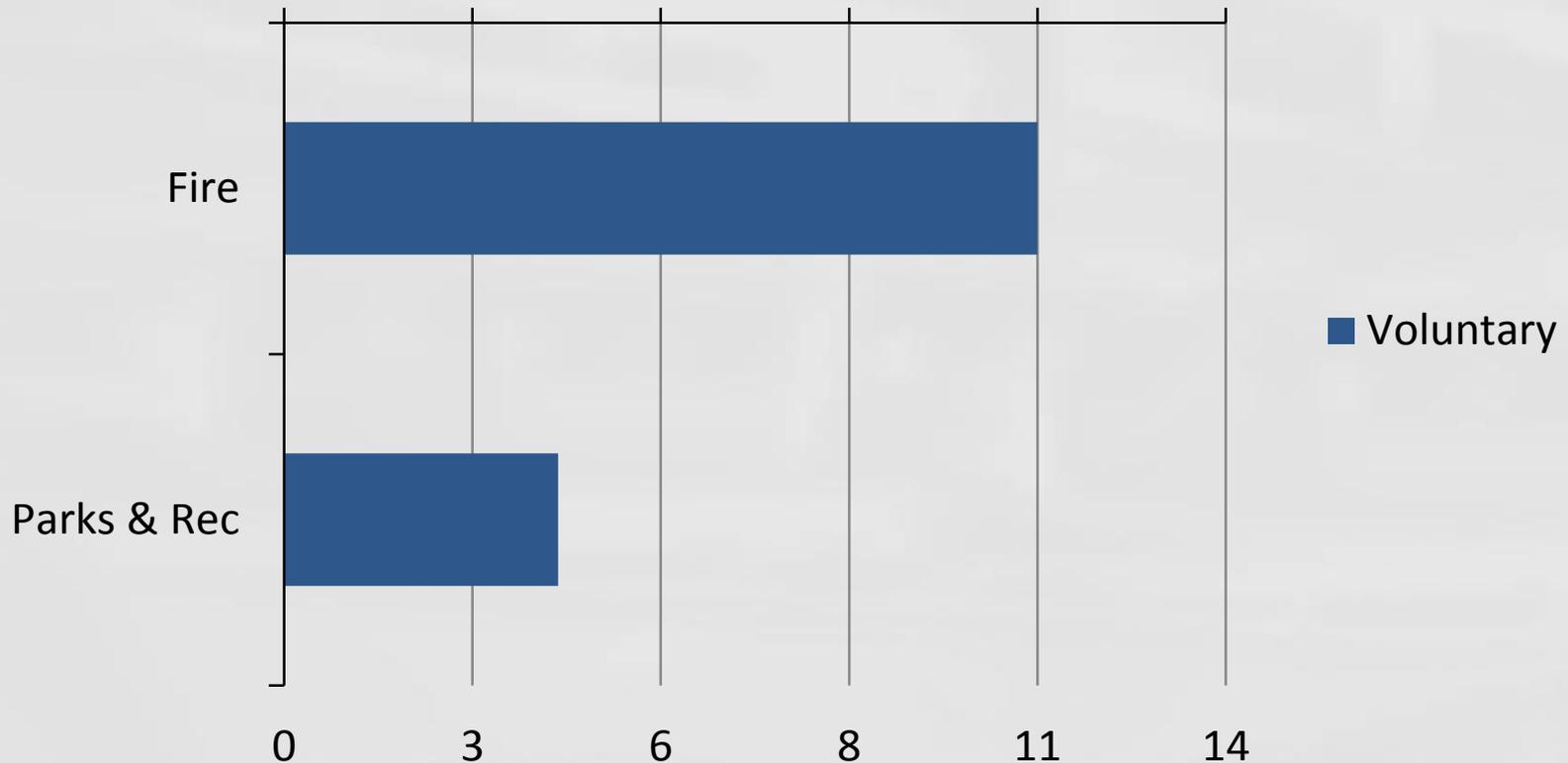
Turnover 2014-All Positions

- Turnover Rate = 23%
 - Average Turnover Benchmark = 16%
 - Voluntary-33, Involuntary-3 and Retirement-5
 - Turnover Rate Among New Hires (full-time only)-14.28%
- Police Department Turnover
 - Dispatch = 1
 - Records Clerk = 1
 - Police Officer = 6
- Fire Department Turnover
 - Firefighter EMT/Paramedic = 11
 - Secretary = 1

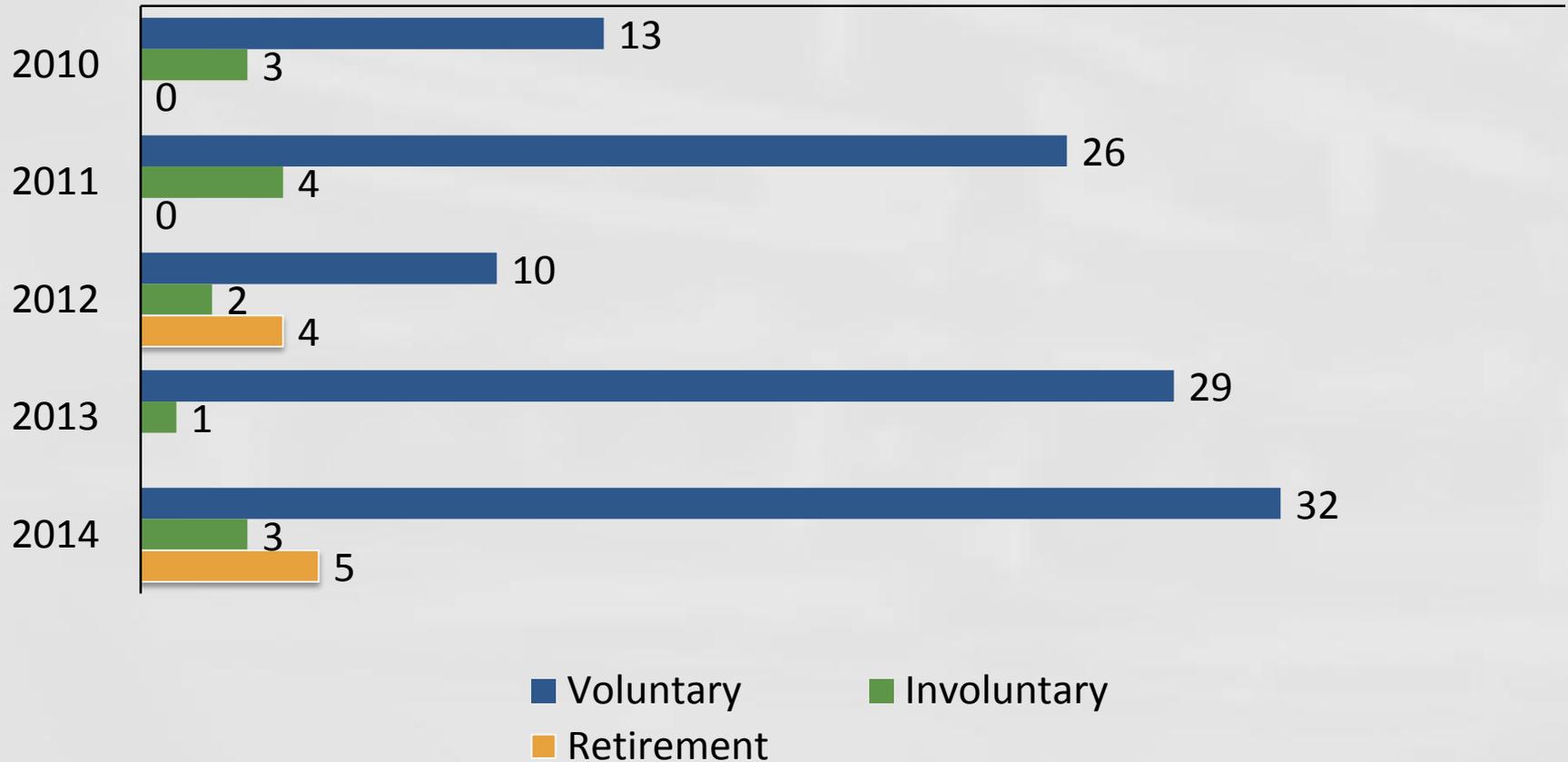
Full-Time Turnover



Part-Time, Seasonal and Temporary Turnover



Annual Turnover-Previous 5 Years



Key Positions Hired 2014

- EDC Director
- Community Development Director
- Human Resource Manager

Programs-Policies-Initiatives

- Wellness Program
- Employee Recognition Program
- CPR Training for Employees
- Implemented Revised FMLA Policy
- E-Cigarette Ordinance Adopted
- RFP for Benefits Consultant
- RFP for Compensation Study
- Expansion of Volunteer Program

DEVELOPMENT

VISION

EMPLOYEES

POLICIES

Wellness Program

- Health Screenings – 41 Participants
- Health Fair & Kick-Off Meetings
- First Wellness Challenge – Survive the Season
 - 8 Week Challenge
 - 14 Participants
 - 71 Pounds Lost
- Upcoming Events
 - 8 Week Step Challenge
 - Brown Bag Seminars
 - Fruitful Fridays



Sachse Shines Program

- Created an Employee Recognition Committee
- Surveys sent out to all Employees
 - 60 Responses Received
 - Committee analyzed results, created program based on feedback



Sachse Shines Program

- Restructured Employee Recognition
 - Sachse Spotlight Award
 - Service Awards distributed at Holiday Lunch
- Employee Softball Team
- Expansion of Employee Newsletter
- Restructured Employee Orientations



Future Goals – Strategic Planning

- Develop programs and resources that attract and retain talented public service professionals
 - Completion and Rollout of Compensation Study
 - Update Personnel Policy
 - Implementation of Electronic Time Reporting System
 - Implementation of Employee Development/Training

VISION

GOALS

ENGAGEMENT

Thank you!





Legislation Details (With Text)

File #: 15-2702 **Version:** 1 **Name:** Consider appointments to Boards and Commissions.
Type: Agenda Item **Status:** Agenda Ready
File created: 2/20/2015 **In control:** City Council
On agenda: 3/2/2015 **Final action:**
Title: Consider appointments to Boards and Commissions.

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

Background
Tonight, we have 4 vacancies total: 2 on TIF Board, both members renewing terms; 1 vacancy on EDC; and 1 vacancy on P&Z

Interviews tonight will be (In order):

<u>Name</u>	<u>Board preference</u>	<u>Attendance during term</u>
Ed Brown	TIF Board- renewal of term	perfect
Bobby Tillman	TIF Board- renewal of term	perfect
Karlos McGhee	EDC	
Gary Zumwalt	EDC, P&Z	
Lyndsey Rhode	EDC, P&Z	

Attached are attached under Workshop #15-2701 are the applications.

Policy Considerations

None.

Budgetary Considerations

none.

Staff Recommendations

Consider appointments to Boards and Commissions, as appropriate.



Legislation Details (With Text)

File #:	15-2712	Version:	1	Name:	Compensation Discussion and Consideration
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	2/25/2015	In control:		In control:	City Council
On agenda:	3/2/2015	Final action:		Final action:	

Title: Discuss and consideration of peer organizations to be used for comparison in the City's Salary and Benefits Market Study, as well as discussion of the City's compensation philosophy.

Executive Summary

Evergreen will lead a discussion of peer organizations to be used for comparison in the City's Salary and Benefits Market Study, as well as the City's compensation philosophy. The discussion will focus on how to define market peers and how to develop a compensation philosophy based on the following factors: market positioning, reward strategy, total compensation, and compensation structure.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title

Discuss and consideration of peer organizations to be used for comparison in the City's Salary and Benefits Market Study, as well as discussion of the City's compensation philosophy.

Executive Summary

Evergreen will lead a discussion of peer organizations to be used for comparison in the City's Salary and Benefits Market Study, as well as the City's compensation philosophy. The discussion will focus on how to define market peers and how to develop a compensation philosophy based on the following factors: market positioning, reward strategy, total compensation, and compensation structure.

Background

On February 2, City Council passed a resolution approving the terms and conditions of a consulting services agreement between the City of Sachse and Evergreen Solutions, LLC to provide human resource management consulting services. The City's Project Manager, Adrienne Johnston, will lead discussion regarding market peers and compensation philosophy for the City of Sachse. Staff is seeking council input in key factors for both of these topics. When seeking to compare the City to its peers, a number of factors should be taken into account.

- Location
- Average home value

- Average income
- Economic mix
- Population
- Turnover
- Full Service Operations

Some specific items that need to be discussed and considered regarding compensation philosophy includes the following items:

- Make sense to employees
- Result in a sense of fairness
- Be a strong recruiting tool
- Encourage retention
- Represent career and salary growth potential

Several key factors should be considered when developing the philosophy:

- Market Position - where does the City want to be in the market?
- Total Compensation - how does the City want to balance salary and benefit cost?
- Structure Design - what type of pay plan does the City want to administer?
- Reward Strategy - what does the organization want to reward?

Policy Considerations

No policy considerations at this time.

Budgetary Considerations

No policy considerations at this time.

Staff Recommendations

No staff recommendations as this project is being based upon by input from the City Council.



Legislation Details (With Text)

File #:	15-2705	Version:	1	Name:	Sachse Road Widening - Staff update
Type:	Agenda Item	Status:		Status:	Agenda Ready
File created:	2/20/2015	In control:		In control:	City Council
On agenda:	3/2/2015	Final action:		Final action:	
Title:	Discuss the status of the widening of Sachse Road: a joint project with Dallas County.				

Executive Summary

Dallas County and the City of Sachse are partners in the widening of 5th Street and Sachse Road. The schematic engineering design for the reconstruction and widening of 5th Street from State Highway 78 to Sachse Road, and Sachse Road from 5th Street to the northeast Dallas County line is complete. The engineering consultant is currently working on completing the preliminary design (anticipated completion this month). Staff will provide the City Council with an update on the project, discuss the first phase of final design & construction, and present the project timeline developed by Dallas County.

Sponsors:

Indexes:

Code sections:

Attachments: [Sachse Road Update Presentation PDF](#)

Date	Ver.	Action By	Action	Result
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Title

Discuss the status of the widening of Sachse Road: a joint project with Dallas County.

Executive Summary

Dallas County and the City of Sachse are partners in the widening of 5th Street and Sachse Road. The schematic engineering design for the reconstruction and widening of 5th Street from State Highway 78 to Sachse Road, and Sachse Road from 5th Street to the northeast Dallas County line is complete. The engineering consultant is currently working on completing the preliminary design (anticipated completion this month). Staff will provide the City Council with an update on the project, discuss the first phase of final design & construction, and present the project timeline developed by Dallas County.

Background

Dallas County partners with cities to fund roadway construction projects through their Major Capital Improvement Program (MCIP). Call for projects are issued every other year and the submitted projects are ranked, prioritized, and selected through an extensive selection process. The City submitted Sachse Road for the 5th call for projects, with the original project limits being identified as Sachse Road from SH 78 to the eastern City limit. The Sachse Road project was funded by Dallas County to cover the costs of preliminary design and a feasibility study.

The preliminary design project limit begins on 5th Street at State Highway 78, extends south through the intersection with Sachse Road and then continues east on Sachse Road to the Dallas County line. While preliminary design is critical for establishing the final configuration of the widened roadway, the construction project has been broken into four phases due to funding limitations. The final configuration of the roadway will determine the cost to construct each phase.

Dallas County selected Huitt Zollars as the engineering consultant for the preliminary design of Sachse Road. Previously in a City Council Workshop, City staff, Dallas County staff, and the consulting engineer presented multiple alignment options for several key locations in the Sachse Road corridor, particularly in Phase 1, 3, and 4. The engineering consultant utilized the feedback from the workshop to move forward with the preliminary design, which is being completed this month.

City staff will prepare for a Community Meeting with citizens in May, in order to provide information on the project and answer citizen questions. Dallas County staff and the design engineer will attend the meeting to assist in answering citizen questions.

Dallas County has identified funding for Phase 1 of the project, and is preparing to move forward with final design of Phase 1 later this year. In June of this year, staff will bring a Project Specific Agreement to the City Council for consideration. This agreement will outline the 50/50 funding match between the County and the City for the design and construction of Phase 1.

Below is a preliminary timeline for Phase 1:

- Schematic Design Complete - December 2014
- Preliminary Design Complete - March 2015
- Final Design Contract (Dallas County) - March 2015
- Community Meeting (City Staff) - May 2015
- Project Specific Agreement (City Council) - June 2015
- Final Plans Complete - Fall 2016
- ROW/Easement Acquisition (Dallas County) - Fall-Winter 2016/17
- Start Construction - Spring-Summer 2017
- Complete Construction - Fall-Winter 2018/19

In addition to the paving and drainage improvements, the City may choose to include landscaping, street lighting, and utility improvements into the scope of the project, at the City's cost. The additional City-scope items will need to be included in the final design of the project in order to be included in the construction documents for Phase 1.

Policy Considerations

The widening and reconstruction of 5th Street and Sachse Road from SH 78 to the City limit is shown on the City's Master Thoroughfare Plan (MTP). The roadway is planned to be a four

-lane divided concrete roadway with curb and gutter and an underground storm drainage system, which will replace the two lane asphalt roadway and borrow ditch drainage system.

Dallas County is serving as project manager for the project and is coordinating the project with the City of Sachse throughout the design process. The reconstruction of Sachse Road is a very complex project. The engineering consultant is finishing the preliminary design for the project. Staff is prepared to discuss the next steps to take for the project.

Budgetary Considerations

The project is in the late stages of preliminary design. Currently the schematic opinion of probable construction cost for Phase 1 is \$5,640,000.00. The City's portion of the cost is 50%, currently estimated to be \$2,820,000.00. As the final design process moves forward, more cost data will be provided to the City of Sachse for review.

Staff Recommendations

None.



Sachse Road Update

City Council
March 2, 2015

Overview

- Project Partners
- Preliminary Design
- Project Phasing
- Phase 1
- Phase 1 Timeline

Project Partners

- City of Sachse
- Dallas County (**Project Lead**)
- City of Wylie (**Future Phase 2**)
- Huitt Zollars (**Design Engineer**)



HUITT-ZOLLARS

Preliminary Design

- Huitt Zollars prepared schematic design documents for the entire length of the project, including:
 - 5th Street from State Highway 78 to Sachse Road
 - Sachse Road from 5th Street to the County Line



Project Phasing

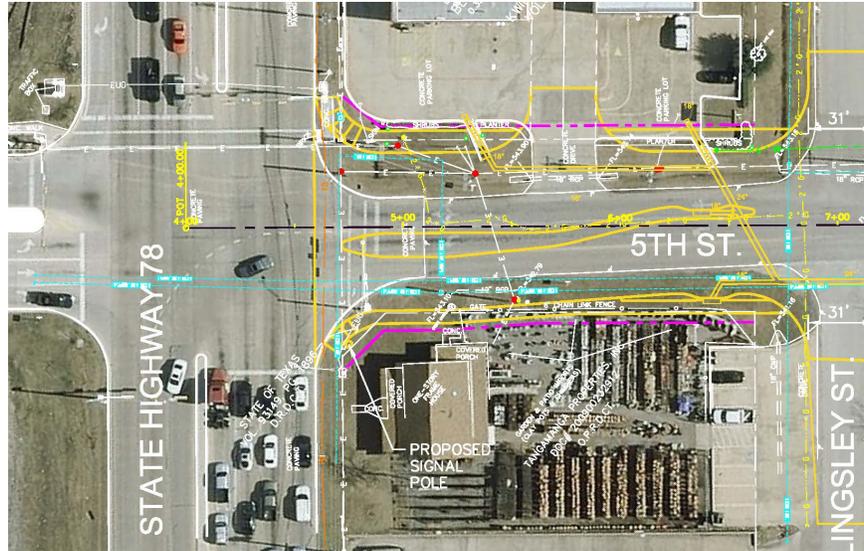


Phase 1 – County funding is available, final design to begin this year
 Phases 2-4 – will require future final design & funding

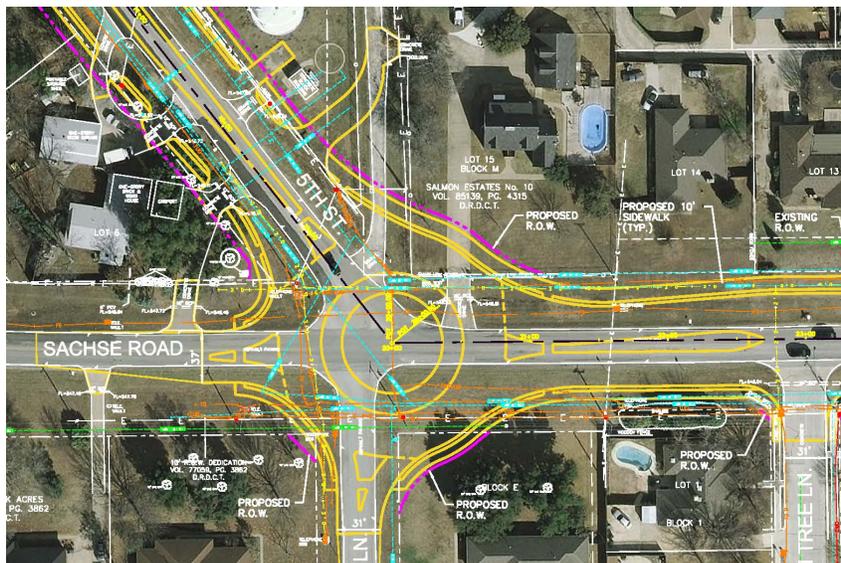
Phase 1 – 5th Street & Sachse Road

- Project Limits are from State Highway 78 to Miles Road
- Project Funding for the project is available from Dallas County (50/50 Match)
- Design Elements include:
 - 4-Lane Divided Concrete Street w/Curb
 - Modern Roundabout – Sachse Rd. @ 5th Street
 - Turn Lanes
 - Median Openings
 - 6' & 10' Wide Concrete Sidewalks
 - Barrier Free Ramps
 - Storm Drainage System

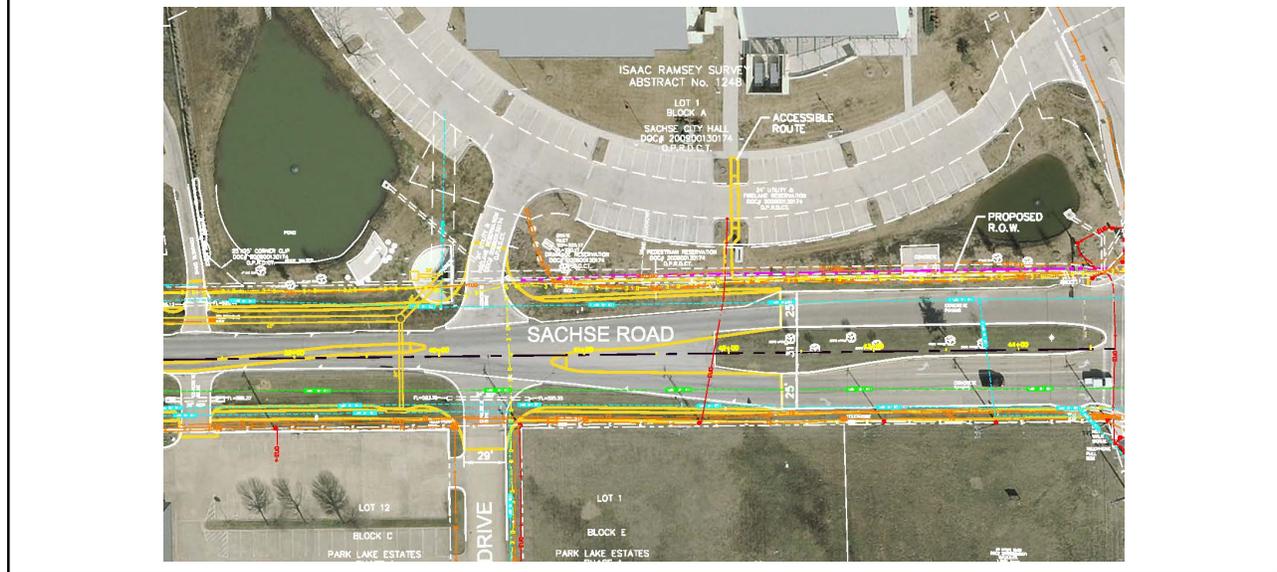
Preliminary Design – SH 78/5th Street Intersection



Preliminary Design - Sachse Road/5th Street Intersection



Preliminary Design - Sachse Road near City Hall



Phase 1 – Potential City Design Elements

- If requested by the City, the following items could be included into the project scope, at the City's expense:
 - Street Lighting
 - Landscaping
 - Hardscaping
 - Additional Utilities in the Right-of-way (Water, Sanitary Sewer)

Phase 1 – Project Funding

- Preliminary Cost Estimate: \$5.64M
 - City of Sachse - \$2.82M
 - Dallas County - \$2.82M

- Potential City Funding Source:
 - The 2006 Bond fund balance may be utilized to fund the project
 - City Council action will be required to allocate the funding

Phase 1 Preliminary Timeline



• Schematic Design Complete	December 2014
• Preliminary Design Complete	March 2015
• Final Design Contract (Dallas County)	March 2015
• Community Meeting (City/County/Engineer)	May 2015
• Project Specific Agreement (City Council)	June 2015
• Final Plans Complete	Fall 2016
• ROW/Easement Acquisition (Dallas County)	Fall-Winter 2016/17
• Start Construction	Spring-Summer 2017
• Complete Construction	Fall-Winter 2018/19

Discussion Topics

- City Design Elements
 - Landscaping
 - Street Lighting
- Roundabout at 5th/Sachse Road
- Spring Community Meeting