



## **Minutes of Regular Meeting of the Board of Alderman**

**For the City of Valley View, Texas 11/07/2022**

- 1. Call meeting to order** – Mayor Chalk called the meeting to order at 6:01pm.
- 2. Pledge of Allegiance & Invocation** – Mayor Pro Tem Wilkerson gave the Invocation.
- 3. Mayor Comments**

**Mayor Chalk thanked those in attendance.**

#### **4. Public Comments**

This is the opportunity for the public to address the Board on any matter on the agenda, except public hearings. Comments related to public hearings will be heard when the specific hearing begins. Comments related to non-public hearing items will only be heard at this time. Public comments are limited to three (3) minutes per speaker, unless otherwise required by law. To address the Board, please sign in prior to the start of the Board Meeting. The Board is not permitted to take action on or discuss any item not listed on the agenda. The Board may only: (1) make a statement of fact regarding the item; (2) make a statement concerning the policy regarding the item; or (3) propose the item be placed on a future agenda. (Tex. Govt Code § 551.042.) Comments should be respectful with no personal attacks. To preserve the order and decorum of the meeting of the Board, any person who makes profane, slanderous, or threatening remarks or who becomes disruptive during the meeting will be asked to leave. (Texas Penal Code §§ 38.13, 42.05).

**None.**

#### **5. CONSENT ITEMS**

Scott Otto, Chief of Police, gave an update on the calls for service and stated he was looking into some training options for some of the officers. He also updated that one of the Tahoes was in the shop for service.

**Alderman Sandmann made a motion to approve the Consent Items. Alderman Scoggin seconded the motion and the motion passed 4-0**

- 6. Discuss and consider presentation from Valley View Chamber of Commerce regarding benches on City Square, possible action.**

Tamera Whitlow, President of the Valley View Chamber of Commerce, stated they had purchased the two benches as previously discussed for the square – one in honor of Beverly Kelly and one in honor of Bob Carr. She said they were ready to get them installed and were looking for approval of placement. Alderman Scoggin asked how close to the existing picnic tables they would be. Ms. Whitlow said they would not interfere. She advised they were proposing placement at the Northeast side and Southwest side, within the sidewalk area.

Mrs. Morgan, City Secretary, asked if they were still planning to have a concrete pad for the base. Ms. Whitlow stated they would, to help keep weeds and mud from developing underneath them.

Mrs. Morgan asked about the material of the benches and Ms. Whitlow stated they were a recycled product and should be long lasting with no painting required. She added that the Chamber would like the Parks Commission to take over the bench program to add benches to the park.

Mrs. Morgan asked if they would be installed by the Christmas Parade and Ms. Whitlow stated they would.

Alderman Scoggin confirmed they would sit on a concrete pad. Ms. Whitlow said they would and they would be bolted to it. Mrs. Morgan stated she would verify no conflict with electric, water, or sewer lines in the proposed area.

**Alderman Sandmann made a motion to approve the proposed location of two benches on the square by the Valley View Chamber of Commerce. Mayor Pro Tem Wilkerson seconded the motion and the motion passed 4-0.**

**7. Discuss and consider presentation from TMRS, possible action.**

Anthony Mills, TMRS, gave a packet of information and explained what TMRS is and how it works. He updated the Board on the City's current rates and how those rates are derived. Mr. Mills said the City is using the same plan it has had since joining in 2014. He stated many cities, including most surrounding Valley View are at a 2-1 ratio with 7% while Valley View is currently at 1-1 with 5%.

Mrs. Morgan gave scenarios of annual costs giving the new figures presented by Mr. Mills. Mayor Pro Tem Wilkerson asked if an employee leaves early and cashes out, do they receive the City contributions or just their own. Mr. Mills stated they only get what they have put in. He added that only City contributions are drawn if an employee retires.

**Alderman Scoggin made a motion to move forward with changing to a 2-1 matching ratio with TMRS and keeping the 5% rate. Alderman Sandmann seconded the motion and the motion passed 4-0.**

**8. Discuss and consider options for renewal of waste services contract with Republic Services, possible action.**

**Cheryl Brock, Republic Services, presented 2 options available for a Contract Renewal. She explained what the options were and how they were derived. She advised that the average increase in cost per year over the last 4 years has been 4%, with no increase last year and an 8% increase this year. She stated that Republic Services does not typically do a fuel option, but they could try to work that out as well.**

**Mrs. Morgan asked what "CPI" in the presented material. Ms. Brock said it is the Consumer Price Index for water, sewer, & trash.**

**Alderman Sandmann confirmed the price is set to go up next year and Mrs. Morgan stated it increased November 1.**

Mayor Pro Tem Wilkerson asked what the fuel charge is. Mrs. Morgan explained that it's a percentage over a set number of the average fuel cost.

Alderman Sandmann asked if there was a cost for overflowing carts. Ms. Brock stated that is was only for dumpsters. Mayor Pro Tem Wilkerson advised that is not how the sheet reads. Ms. Brock stated she would get confirmation, but thought it only applied to dumpsters.

Mrs. Morgan asked if the City contract affected commercial accounts that get billed direct from Republic Services and Ms. Brock confirmed it does.

Alderman Sandmann asked if the City could just wait until it's time to go for a full bid, since there is time.

Ms. Brock advised the collection is going to the automated trucks. Mrs. Morgan stated she's getting more frequent calls of damaged or broken carts.

Mayor Pro Tem Wilkerson asked if the fuel option has been cheaper and Mrs. Morgan stated that this was the first year it has come into play.

Alderman Scoggin asked when the contract was up. Mrs. Morgan stated November 1, 2023. Ms. Brock stated she did not think there would be a contract without a 4% annual increase option, as the CPI for the year was 3%.

**Alderman Sandmann made a motion to wait for full bid process closer to the expiration of the current contract. Mayor Pro Tem Wilkerson seconded the motion and the motion passed 4-0.**

**9. Discuss and consider options for filling vacant Alderman seat, possible action.**

Mrs. Morgan stated there had been no applicants.

**No Action.**

**10. Discuss and consider Ordinance 11102022-01 an Ordinance of the City of Valley View, Texas prohibiting the discharge of oils, fats, grease, and other harmful substances into the City's sewer and wastewater system; providing a penalty not to exceed \$500.00 per offense; providing severability, a cumulative repealer clause, notice, publication, and an effective date, possible action.**

Mrs. Morgan advised this was created on the advice of Kevin Ware, KJE Engineering, following the cleanout and cameraing of the sewer lines through town.

**Mayor Pro Tem Wilkerson made a motion to approve Ordinance 11102022-01 an Ordinance of the City of Valley View, Texas prohibiting the discharge of oils, fats, grease, and other harmful substances into the City's sewer and wastewater system. Alderman Scoggin seconded the motion and the motion passed 4-0.**

**11. Discuss and consider Ordinance 11102022-02 an Ordinance of the City of Valley View setting the Fee Schedule for Valley View, Texas, possible action.**

Mrs. Morgan stated this included the changes, as previously discussed in workshops. Those changes include increased trash rates, inclusion of fees for new permits created, and changes to rates associated with impounded vehicles.

**Mayor Pro Tem Wilkerson made a motion to approve Ordinance 11102022-02 an Ordinance of the City of Valley View setting the Fee Schedule for Valley View, Texas. Alderman Scoggin seconded the motion and the motion passed 4-0.**

- 12.** Discuss and consider a recommendation from the Parks Commission for square holiday decorations, possible action.

Mrs. Morgan stated the Parks Commission had not had a quorum, but those present expressed their interest in the snowflake designed pole lights. She showed a sample of the 36” design and stated there are 6 poles, but that 4 of the snowflakes would be within the approved budget for these.

**Alderman Sandmann made a motion to approve the purchase of 4 lighted snowflakes for the square. Alderman Scoggin seconded the motion and the motion passed 4-0.**

- 13. EXECUTIVE SESSION:** In accordance with Texas Government Code, Section 551.001, et seq., the Board of Aldermen will recess into Executive Session to discuss the following:

a. Section 551.071 Legal Advice: to seek the advice of the City Attorney regarding (A) pending or contemplated litigation; or (B) a settlement offer; or (2) on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551: authority to regulate recreational vehicles; need for cyber security

b. Section 551.072 Real Property: To deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person: Vertical Bridge Tower site; 308 W. O’Buch Street; 101 S. Lee Street

**Entered into Executive Session at 7:27pm**

**Reconvened into Open Session at 7:39pm**

**Alderman Sandmann made a motion to approve the bid from Pedro Amador for construction and updates to 101 S. Lee Street. Alderman Scoggin seconded the motion and the motion passed 4-0.**

- 14. Adjourn.**

**Alderman Scoggin made a motion to adjourn at 7:42pm and Mayor Pro Tem Wilkerson seconded the motion. The motion passed 3-0.**

**Minutes of the Board of Aldermen were approved this 8<sup>th</sup> day of December, 2022.**