

Micki L. Ball
Mayor
Charles Fillinger
Alderman Place 1
Mayor Pro Tem
Gary Bricken
Alderman Place 2
Thomas Repino
Alderman Place 3



John Crickmer
Alderman Place 4
Jennifer Puente
Alderman Place 5
Cassandra Ortiz
City Attorney
Charlotte Rabe
City Secretary

CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS
REGULAR MEETING MINUTES
September 23, 2021 at 6:30 p.m.

- 1. Call to order and quorum call.** Mayor Ball called the meeting to order at 6:31 p.m. Present for the meeting along with Mayor Ball, were Mayor Pro tem Fillinger, Aldermen Bricken, Repino, Crickmer and Alderwoman Puente arrived at 6:45 p.m. Also present were City Secretary Rabe and City Attorney Cassandra Ortiz.
- 2. Pledge of Allegiance.** Mayor Ball led the Pledge.
- 3. Citizens to be heard.** No one signed up to speak.
- 4. Mayor & Administrator Announcements/Updates** Mayor Ball shared what she heard on the news today about the Pfizer booster being given at the Mall of the Americas. She also shared that because of a revised submission, she submitted, we will be receiving an additional three hundred thousand dollars in ARPA (American Rescue Plan Act) funds. Creating a committee to address these funds will be discussed at the next meeting.
- 5. Consent Agenda.** All matters listed under Consent Agenda are considered routine by the City Council of the City of Sandy Oaks and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
 - a)** Approve the minutes from the September 9, 2021 Regular City Council meeting. Mayor Pro tem made a motion to approve the consent agenda as presented. Seconded by Alderman Bricken. Motion passed.
- 5. Police Department** Updates and Announcements from Chief Lopez with possible discussion There were no updates or announcements from Chief Lopez.
- 7. Public Works/Parks Update** and Announcements from Park Advisory Committee (PAC) Chair Tom Repino with possible discussion and/or action. PAC Chair Repino announced they would have their next meeting on the first Tuesday of October. They will be discussing projects in the works, such as the butterfly garden and bench location. They will also discuss if any of the ARPA funds will be available for park use. Still looking for a double door commercial refrigerator.
- 8. Administration**
 - a)** Discuss and/or possible action on M&S Engineering presentation on scope of road bond and maintenance of roads within City. Presentation was not ready for this meeting but will be on the next agenda. Mayor Ball pulled this item.
 - f)** Discuss and/or possible action regarding vacancy on City of Sandy Oaks Planning and Zoning Commission. We have had a vacancy for a while now and recently had to cancel a meeting because a quorum was not present. Mayor Ball nominated James Ellis to fill the unexpired term. Alderman Bricken made a motion to accept the nomination. Seconded by Alderman Repino. Motion passed.
 - g)** Discuss and/or possible action on resignation of Animal Control Officer, Christopher Maldonado. ACO Maldonado has submitted his resignation effective September 17, 2021. Alderman Crickmer made a motion to accept his resignation. Seconded by Alderman Repino. Motion passed
 - h)** Discuss and/or possible action to reconsider Council's action made at the September 9, 2021 Regular Meeting regarding job posting for Animal Control Officer and possible action to job

posting for Animal Control Officer. Mayor Ball said she didn't know if council wanted to keep the same date as voted on before, which was close of business, October 12, 2021 since the position is now vacant. Everyone said yes. Mayor Ball pulled this item. **a)** Discuss and/or possible action on RFPs for Solid Waste Collection, Disposal and Recycling Services received and selection of contractor. Mr. Ryan Schuyler from Waste Connections was the first to speak. He said that his company was the third largest publicly traded solid waste company in North America. He explained they are national but also local and their hauling facility is located on FM 1516. Their proposed price is 18.00 a month with once-a-week pickup, every other week recycling and two bulk/brush pickups annually. Then Mr. Lee Kuhn and Mr. Frank Arredondo from Tiger Sanitation spoke about their proposal. Their proposal for \$19.75 a month was once-a-week pickup, every other week recycling and two bulk/brush pickups annually. After some discussion, Mayor Ball called for a vote for the Tiger Proposal and authorizing the mayor to negotiate the contract for the City. Vote was Repino and Bricken for with Fillinger, Crickmer and Puente against. Mayor Ball then called for a vote for Waste Connections authorizing the mayor to negotiate the contract for the City. Vote was Fillinger, Crickmer and Puente for and Repino and Bricken against. Mayor Ball then announced that Waste Connections would be our new Solid Waste Collection, Disposal and Recycling Services beginning January 1, 2022. Mayor Ball thanked the Tiger representatives for their past service.

6. Animal Control a) Updates and Announcements from Animal Control Advisory Committee ("ACAC") Chair Jennifer Puente with possible discussion and/or action. Chair Puente said that the next ACAC meeting will be held September 27, 2021 at 6:30 p.m.

8. Administration c) Discuss and/or possible action on joining the Texas Municipal Retirement System (TMRS). Mayor Ball turned the item over to Alderman Repino and Crickmer as they have done the research on it. Alderman Repino asked if we had an ordinance prepared, Attorney Ortiz said one had not been prepared and asked Alderman Repino if TMRS had a prepared Ordinance that they use. Alderman Repino said he thought they did and would get that information to Attorney Ortiz for the next meeting. Alderman Repino then went on to say that the council had some decisions to make concerning which plan to go with. First consideration was the employment contribution level. Mayor Ball said the majority of the employees chose 5%. Next, would be the City's match. At this time, Mayor Pro tem Fillinger, voiced his opposition to mandating employees to have retirement. He suggested other options such as a Roth IRA or a 401K. Mayor Ball reminded Mayor Pro tem Fillinger that when polled, all the employees were in favor. Alderman Repino reminded Mayor Pro tem Fillinger that any City funds must be invested according to the Public Funds Investment Act. Mayor Pro tem Fillinger made a motion to join the Texas Municipal Retirement System with a 5% employee contribution with a 1-1 match and a 5-year vesting. Seconded by Alderwoman Puente. Vote was 4 for with Mayor Pro tem Fillinger against. Motion passed. Mayor Ball called the meeting to recess for 15 minutes at 8:23 p.m. Mayor Ball called the meeting back in session at 8:37 p.m. **d)** Discuss and/or possible action on ordinance 2021-191, and Ordinance of the City Council of the City of Sandy Oaks, Texas adopting regulations for swimming pools and spas; providing for enforcement; providing a penalty clause; providing a severability clause; providing a repealer clause; providing for conflicts with other law; providing for publication and providing for an effective date. Mayor Pro tem Fillinger stated that a tour was made of the City, and it was noted that there were a large number of swimming pools in the front yards with no fencing. Drowning is the number 2 cause of accidental infant death. 64 infants have died in Texas this year. The state of Texas has new guidelines with emphasis on preventing accidental drowning. This ordinance will ensure that swimming pools are installed in a legal manner and meet the safety criteria outlined by the state. Alderwoman Puente asked about the temporary above ground pools that a lot of people have out here. Mayor Pro tem Fillinger said these pools were considered "On ground storable pools" and would fall under the ordinance. A permit will be required for all swimming pools installed or placed in the City (except wading pools with less than 18 inches of water). None of the existing swimming pools will be grandfathered, as it is a safety issue. Two sections of the ordinance have blanks. Mayor Pro tem Fillinger made a motion to fill in the blank space in Section 2 para B Item 3 under 108.6 Refunds 2. Not more than 75% of the permit fee. Seconded by Alderman Crickmer. Motion passed unanimously. Mayor Pro tem Fillinger then made a motion to fill in the blank for 3. with Not more than 95% of the plan review

fee. Seconded by Alderman Crickmer. Motion passed unanimously. Alderman Crickmer made a motion to approve ordinance 2021-191, adopting regulations for swimming pools and spas; providing for enforcement; providing a penalty clause; providing a severability clause; providing a repealer clause; providing for conflicts with other law; providing for publication and providing for an effective date and to directing the City Clerk purchase and maintain a copy of the International Swimming Pool and Spas Code, as amended. Seconded by Alderman Repino. Motion passed with 4 for and Alderman Bricken against. e) Discuss and/or possible action on the purchase and installation of an electrically operated gate for the Municipal Complex. Alderman Crickmer said he had two quotes and spoke to two other companies that weren't interested in coming this far south. The quote from Quality Fence & Welding for a 26-foot wide 6-foot-tall angle iron mechanical gate was \$16,556.56 and the quote from Hey Man Handyman was \$11,758.86 for same gate. Alderman Crickmer said he didn't think that Hey Man understood what we wanted, and his choice would be Quality Fence & Welding. Alderman Crickmer then made a motion to accept the quote from Quality Fence & Welding, not to exceed \$17,000.00. Seconded by Alderman Repino. The vote was 4 for with Alderman Bricken abstaining. Motion passed

5. Adjourn Mayor Ball adjourned the meeting at 9:15

PASSED AND APPROVED ON THIS 14TH DAY OF OCTOBER 2021



Micki L. Ball

Mayor

ATTEST:



Charlotte Rabe

City Secretary