



City of Seguin

210 E. Gonzales Street
Seguin TX, 78155

Meeting Minutes

City Council

Tuesday, May 7, 2024

5:30 PM

Council Chambers

Public & Virtual

1. Call to Order

Mayor Dodgen called the meeting to order at 5:30 P.M.

2. Invocation - Councilmember Jim Lievens

3. Pledge of Allegiance/Salute to the Texas Flag

4. Roll Call

Excused: 2 - Councilmember Sonia Mendez, and Councilmember Paul Gaytan

Present: 6 - Councilmember Joe Rea, Councilmember Jim Lievens, Councilmember Chris Rangel, Councilmember Monica N. Carter, Councilmember Jason Biesenbach, and Councilmember Bill Keller

Presiding: 1 - Mayor Donna Dodgen

5. Hearing of Residents:

Invitation to hear citizens and council members in advance of regular business on items other than what is on the agenda, which shall be limited to five (5) minutes. Due to the Open Meetings Act discussions on matters not on the agenda are not allowed, therefore discussion shall be limited to 1) Statements of specific factual information given in response to any inquiry; 2) A recitation of existing policy in response to an inquiry; 3) A proposal to place the subject on the agenda for a future meeting; 4) For the record, please state your name and address before speaking.

Maria Castilleja, 116 N. Camp Street, stated that she was representing the 2024 Leadership Seguin class and invited everyone to attend the unveiling of the giant Seguin letters on Friday, May 17th at 3 P.M. at Walnut Springs Park, 306 Nolte St.

Sylvia Manning, 430 N. Saunders, spoke in support of the City finding money to proceed with the maintenance of the Sebastapol House. She said she recently took a tour and found it remarkable.

Gordan Allen, 625 S. Milam, informed that he and his wife were the owners of the new pizza place located at 736 E. Kingsbury, The Brick. He thanked the community for all of their support and said the he gets asked regularly when the dining room will be open. He informed that the had a great meeting with City Manager Parker and should

be able to get it open soon. He said currently there are people driving from around the region to come get pizza from The Brick and he believes once they are able to get the dining room open they will capture the dining revenue leaking out from Seguin as well as bring in regional revenue.

Rena Henze, 21 Cherry Hill, suggested that the City consider installing a dog washing area at the dog park. Currently, dogs who use the facility get muddy and there is no where to wash them off before they go home.

Councilmember Biesenbach invited everyone to attend the Battle of the Badges and Falling Heros Ceremony hosted by the Seguin River Monsters on Friday, May 31st at 6:00 P.M. at Smokey Joe Fields. The game will be the Seguin Police Department versus New Braunfels Police Department.

City Manager Steve Parker thanked the City staff for their hard work. It is Public Service Recognition Week and the City of Seguin has a dedicated and devoted staff that love this community and are trying hard to make it better. The City is doing everything they can to honor them this week. Additionally, he congratulated the engineering team for the groundbreaking of Rudeloff Road. He said that he feels like the City is getting ahead of some of the growth and is excited that this project is underway.

Mayor Donna Dodgen wished an early Happy Birthday to Councilmember Paul Gaytan as his birthday is May 8th. Also, in honor of Public Service Recognition Week, she extended a special thanks to the City of Seguin employees and first responders for what they do for the community and invited residents to say thank you as well. Also, she informed that the City sent out 175 invitations to those who volunteer for the City of Seguin and thanked the City Staff who planned and worked the event. April was Volunteer Appreciation Month and the City cannot say thank you enough to the citizens who volunteer. Then, Mayor Dodgen announced that residents learn more about the Comprehensive Safety Action Plan and provide their own comments with an online survey found on the City's website and Facebook page. Additionally, Mayor Dodgen declared that May is National Bike Safety Month. The City of Seguin is celebrating by participating in a Bike Month Challenge, encouraging everyone to bike to work on Friday, May 17th and inviting everyone to stop by the local energizer station at the Convent Street bridge at Walnut Springs Park from 7-10:00 A.M. Mayor Dodgen said that she would cheer for those who choose to bike to work that day as her work is 22 miles from home and it would take her too long to bike to work. Lastly, she announced that the Alamo Area MPO Trail Activation during the 2024 Badges, Bikes, and Tykes event on Saturday, May 18, 2024 from 11:00 A.M. - 2:00 P.M.

6. Presentation

No presentations were given.

7. Consent Agenda

A motion was made by Councilmember Rea, seconded by Councilmember Lievens, that the Consent Agenda items be approved. The motion carried by the following vote:

Excused: 2 - Councilmember Mendez, and Councilmember Gaytan

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

a. Minutes of the April 16, 2024 City Council Regular Meeting

Indexes:

Attachments: [CCMeeting.Minutes April 16, 2024](#)

This Minutes was approved.

b. Check Report April 13, 2024 through May 3, 2024

Indexes:

Attachments: [Check Report 04132024 - 05032024](#)

The check report was acknowledged.

c. Board and/or Committee Appointment - Mayor Donna Dodgen

a. Seguin Public Library Foundation

Indexes:

Attachments: [Letter to City of Seguin requesting approval of Rebecca Gonzales on SPLF board_041824_Redacted](#)
[RebeccaGonzales.Library.Application_Redacted](#)

This Appointment was approved.

d. Ordinance on second reading amending the Seguin Code of Ordinances Section 98-109(c), to amend existing Parking by Permit Area A; authorizing city staff to prepare this ordinance as a supplement to the city code of ordinances; providing for a severability clause; providing for publication; and declaring an effective

Indexes:

Attachments: [2024-04-16 Memo PxP Area A Revision](#)
[2024-04-16 PxP Area A Revision Ordinance](#)
[PxP Area A](#)
[Sec. 98-109 Redlines](#)

This Ordinance was adopted.

Enactment No: ORD 2024-020

e. Ordinance on second reading amending the Seguin Code of Ordinances, Chapter 102, Utilities, Article VI, Water Conservation Plan to adopt the 2024 Water Conservation Plan for the City of Seguin; providing for a severability clause; providing for publication of this Ordinance; authorizing City staff to

prepare this Ordinance as a supplement to the Seguin Code of Ordinances; and declaring an effective date

Indexes:

Attachments: [Council Memo](#)
 [Ordinance Amending the Seguin Water Conservation Plan](#)

This Ordinance was adopted.

Enactment No: ORD 2024-021

- f. Ordinance on second reading amending the Seguin Code of Ordinances, Chapter 98, Traffic and Vehicles, Article II, Traffic Control Devices by repealing Sections 98-62 and 98-63, Play Streets, providing a severability clause; providing for publication; and providing an effective date

Indexes:

Attachments: [2024-04-16 Memo Play Street Revision](#)
 [2024-04-16 Play Street Revision Ordinance](#)
 [Sec. 98 62 and 98 63](#)

This Ordinance was adopted.

Enactment No: ORD 2024-022

- g. Ordinance on second reading amending the Fiscal Year 2024 General Fund Budget of the City of Seguin, Texas

Indexes:

Attachments: [2024 Certificates of Obligation Bonds memo](#)
 [Bond allocation General](#)

This Ordinance was adopted.

Enactment No: ORD 2024-023

- h. Ordinance on second reading amending the Fiscal Year 2024 Utility Fund Budget of the City of Seguin, Texas

Indexes:

Attachments: [Bond allocation Utility](#)

This Ordinance was adopted.

Enactment No: ORD 2024-024

- i. Ordinance on second reading amending the Fiscal Year 2024 Debt Service Fund Budget for the City of Seguin, Texas

Indexes:

Attachments: [2024 CO Debt Service Payment](#)

This Ordinance was adopted.

Enactment No: ORD 2024-025

- j. Approval of reports for the quarter ended March 31, 2024 for the following organizations that receive Occupancy Tax funding
- a. Seguin Conservation Society
 - b. Mid-Texas Symphony
 - c. Teatro de Artes de Juan Seguin
 - d. Seguin-Guadalupe County Hispanic Chamber of Commerce
 - e. Seguin Heritage Museum
 - f. Guadalupe County Fair Association
 - g. Seguin LULAC Council #682
 - h. Seguin Art League
 - i. The Fields of Huber Ranch, LLC

Indexes:

Attachments: [Quarterly reports for quarter ended 033124](#)

This Action Item was approved.

- k. Resolution accepting the Petition for Release from the City's Extraterritorial Jurisdiction filed by Mark Undeutsch ETAL for one property in Guadalupe County (Property ID No. 61149) and granting the request for Release effective the date of the passing of this Resolution

Indexes:

Attachments: [Staff Memo_ETJ Release Request from Undeutsch](#)

[Petition Release_Undeutsch](#)

[Resolution Release_Undeutsch](#)

This Resolution was approved.

Enactment No: RES 2024-095

- l. Resolution accepting the Petition for Release from the City's Extraterritorial Jurisdiction filed by Christopher Burkett and Stefanie Heffner for two properties in Guadalupe County (Property ID No.'s 164287 and 158260) and granting the request for Release effective the date of the passing of this Resolution

Indexes:

Attachments: [Staff Memo_ETJ Release Request from Burkett](#)

[Petition Release_Burkett](#)

[Resolution Release_Burkett](#)

This Resolution was approved.

Enactment No: RES 2024-096

- m. Resolution awarding the bid for the Adoption/Rescue Trailer for Animal Services to Jones Trailer in the amount of \$59,950.00 - Shelley Lutz, Animal Services Manager

Indexes:

Attachments: [Memo 24-3 Trailer Selection](#)
[adoption trailer bids_20240416073948](#)
[Resolution\(Rescue.Trailer.Bid\)](#)

This Action Item was approved.

Enactment No: 2024R-097

- n. Resolution rejecting all bids for the purchase, installation, and startup of three (3) variable frequency drives; and declaring an effective date - Timothy J. Howe, Director - Water/Wastewater Utilities

Indexes:

Attachments: [Council Memo - 5-7-2024](#)
[Resolution 5-7-2024](#)
[Bid Tab](#)
[Bid Package AF-2024-29](#)

This Resolution was approved.

Enactment No: RES 2024-098

- o. Resolution rejecting all bids for the purchase of eighteen (18) transformers in various sizes; and declaring an effective date - Adam Ryals, Warehouse Manager

Indexes:

Attachments: [Council Memo 5-7-2024](#)
[Resolution 5-7-2024](#)
[Bid Tab \(2\)](#)

This Resolution was approved.

Enactment No: RES 2024-099

8. Action Items - Discussion and Possible Motion to Approve

- a. Ordinance on second reading to consider amending the City of Seguin's Unified Development Code Section 1.2, Section 2.10, Sections 4.1-4.7, and Section 5.1 concerning floodplain and stormwater management; providing for an effective date; providing for publication of this ordinance

Indexes:

Attachments: [2024.05.07 Council Memo](#)
 [2024.05.07 Resolution](#)
 [Revised UDC](#)

Assistant Director of Engineering & Capital Projects Jennifer Shortess informed that the purpose of updating the Unified Development Code is to create consistency between adopted codes and manuals. The Stormwater Criteria Manual was adopted in November 2023 and Chapter 54 - Floods of the code became effective in March 2024. Ms. Shortess gave a summary of the proposed amendments and stated that the Planning & Zoning Commission recommended approval at their last meeting.

Mayor Dodgen Opened the Public Hearing at 5:49 P.M.

There being no public comment, Mayor Dodgen closed the Public Hearing at 5:49 P.M.

A motion was made by Councilmember Lievens, seconded by Councilmember Biesenbach, that this Ordinance be approved on first reading. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

- b.** Ordinance on first reading amending the designation and use of curb loading zones; authorizing city staff to prepare this Ordinance as a supplement to the Code of Ordinances; providing for a severability clause; providing for publication; and declaring an effective date. - Jennifer Shortess, P.E., CFM Assistant Director of Engineering & Capital Projects

Indexes:

Attachments: [Memo Loading Zones](#)
 [Loading Zone Ordinance](#)
 [Loading Zones Exhibit](#)

Mayor Dodgen announced that this item was pulled from the agenda.

- c.** Resolution to award the construction bid for the Public Sidewalk Repairs Project in the amount of \$55,670.00 with a not to exceed amount of \$95,000 to C3 Environmental Specialties; authorizing the City Manager to execute a contract; and providing an effective date - Melissa Reynolds, P.E., MPA, CFM, Director of Engineering and Capital Projects

Indexes:

Attachments: [Public Sidewalk Repairs Memo](#)
 [Sidewalk Repair Locations](#)
 [Bid Award Recommendation - Public Sidewalk Repairs](#)
 [Resolution No. 20124R-XX Public Sidewalk Repairs](#)
 [Agreement C3 Environmental Draft](#)

Director of Engineering & Capital Projects Melissa Reynolds explained that the intent of the Public Sidewalk Repair project is to identify sidewalk gaps and deteriorated sidewalks. Based on the bid prices received, City Staff has identified six sidewalk areas to be constructed. Ms. Reynolds informed that there were seven sealed bids received for the Public Sidewalk Repairs Project and that City Staff recommends awarding the contract to C3 Environmental Specialties with a not to exceed amount of \$95,000.

A motion was made by Councilmember Keller, seconded by Councilmember Rangel, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-100

d.

Resolution authorizing the City Manager to execute an Advance Funding Agreement (AFA) between the City of Seguin and the Texas Department of Transportation (TxDOT) for a Transportation Alternatives Set-Aside (TASA) Program Project the Sidewalk Rehab Project (District 5 Sidewalks), CSJ #0915-46-0053 and discussion on potential intersection improvement. Melissa Reynolds, P.E., Director of Engineering & Capital Projects

Indexes:

Attachments: [2024-05-07 Memo District 5 Sidewalk AFA](#)
[2024-05-07 Resolution District 5 Sidewalks AFA](#)
[0915-46-053 Draft AFA Partial Execution](#)
[0915-46-053 Seguin Sidewalks SPA 2024-02-07 signed](#)
[CSJ0915-46-053 SEG.Swlk Rehab PMAP-AFA](#)

Ms. Reynolds reminded that TxDot notified the City that funding was available for this project in 2022. The Advanced Funding Agreement (AFA) is the first step in the project process as it must be approved by City Council before design can begin. With the AFA fully executed, the Request for Qualifications process can begin this summer. Additionally, Ms. Reynolds highlighted the intersection of Nelda/Austin St./Guadalupe and suggested that City Council consider using Roadway Impact Fee funds to make improvements at that intersection. She said that it is important to consider that intersection improvements with this item so that sidewalks are not installed only to be torn back up to make intersection improvements later.

Mayor Dodgen answered that she thinks considering the use of Roadway Impact Fees to make improvements at that intersection is an incredible idea.

Councilmember Lievens asked if the sidewalks on Guadalupe are on the west side or on both sides of the street? Ms. Reynolds answered that the City is looking at bringing sidewalks in on the west side of the street.

Councilmember Biesenbach stated that this intersection is a nightmare at all times and that there are accidents there frequently. He agreed that it should be evaluated for improvement.

A motion was made by Councilmember Biesenbach, seconded by Mayor Pro Tem Carter, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-101

- e. Resolution of the City Council of Seguin, Texas approving the Five Year Capital Improvement Plan and Financial Forecast, and declaring an effective date - Susan Caddell, Director of Finance

Indexes:

Attachments: [City Council memo 2024](#)
[Resolution approving five year CIP 2024](#)
[Five Year Plan](#)
[5 Year Plan Presentation 2024](#)

Finance Director Susan Cadell said that every five years since 2017 she has brought a five year capital improvement plan and forecast to City Council for approval. This plan is for 2024-2028 provides financial forecasting, considering future scenarios and consequences of those scenarios. It is used to help develop appropriate policies. Additionally, rating agencies reference these plans as proof of sound financial management. The first plan helped to increase the City's rating from AA- to AA. Ms. Caddell presented an overview of the 2024-2028 Capital Improvement Plan and Financial Forecast.

A motion was made by Councilmember Keller, seconded by Councilmember Biesenbach, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-102

- f. Resolution of the City Council of the City of Seguin, Texas awarding the work described in RFP #AF-2024-17, Prosecution Services in Municipal Court, to Messer Fort, PLLC; authorizing Staff to negotiate a contract; authorizing the City Manager to Enter into a Service Agreement if a satisfactory contract can be negotiated; and declaring an effective date - City Attorney, Mark Kennedy

Indexes:

Attachments: [City Council Recommendation Memo](#)
[Resolution \(RFP #AF-2024-17\)](#)
[Attorney Resumes \(Messer.Fort\)](#)

Finance Director Susan Caddell explained that Andy Quittner is the Prosecutor of Seguin Municipal Court. Mr. Quittner has been working on a month-to-month basis since his contract has expired. The City went out for proposals and received 3 responses. Messer Fort, PLLC of Austin was identified as the top candidate. They have extensive experience in municipal law and have served as outside counsel for the City of Seguin in the past, most recently being the transfer of Certificate of Convenience and Necessity (CCN) with Springs Hill Water Supply Corporation. Ms. Caddell introduced Sarah Kerr and Art Rodriguez with Messer Fort, PLLC.

A motion was made by Councilmember Carter, seconded by Councilmember Keller, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: 2024R-103

g.

Resolution in connection with the Cordova Road Widening Project authorizing all appropriate action by the city manager, staff, attorneys, and consultants, in the negotiation, purchase and possible institution and prosecution of proceedings in eminent domain to acquire utility easements and/or right of way from lands held by various owners of land in the project limits and within the City of Seguin and/or its extraterritorial jurisdiction, Guadalupe County, Texas; authorizing other legal action necessary and incidental to such acquisition and eminent domain proceedings to survey, both lineal and archaeological, and to appraise, define, specify, and secure such property interests by seeking injunctive relief from the court; and authorizing the city manager to execute purchase agreements for forty-six identified Project properties in an amount not to exceed \$3,100,000.00; declaring each section of this Resolution to be severable one from the other in the event any section is determined to be invalid; and declaring an effective date - Mark Kennedy, City Attorney

Indexes:

Attachments: [20240416 Cordova Rd. Council Memo ED approval](#)

[20240416 Resolution \(Cordova.Road\)](#)

[20240416 Exhibit A council agenda Cordova Rd ROW Exhibit \(1\)](#)

City Attorney Mark Kennedy explained that to widen the road for the Cordova Road Widening Project, the City will need to obtain rights of way and easements across an estimated 46 parcels. This action allows City Staff to being the acquisition process through valuation and negotiation. Should negotiation tactics fail, City Staff would present a separate resolution to City Council seeking permission to use eminent domain proceedings. This resolution authorizes the City Manager to spend a not to exceed amount of \$3,100,000 to obtain the rights of way and easements. Having advance authorization to close on successfully negotiated sales will assist City Staff in meeting the aggressive timeline for completion of this project.

Councilmember Lievens asked if the City anticipates any need to acquire any

structures and Mr. Kennedy answered no.

Councilmember Biesenbach questioned if any of the current property owners have expressed hesitation in selling the needed rights of way or easements. Mr. Kennedy replied that one, maybe two, have indicated they may have reservations by Real Estate Management

A motion was made by Councilmember Carter, seconded by Councilmember Keller, that this Resolution be approved. The motion carried by the following vote:

Excused: 2 - Councilmember Mendez, and Councilmember Gaytan

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: 2024R-104

- h.** Resolution of the City Council for the City of Seguin, Texas awarding the bid for the Renovation of Starcke Park Golf Course to Mid America Golf and Landscape, Inc; and declaring an effective date. - Bruce Allen, Golf Course Manager

Indexes:

Attachments: [Council Memo - Renovation Contractor](#)
[Renovation Contractor Resolution](#)
[Mid America Texas Projects \(1\)](#)

Golf Course General Manager Bruce Allen reminded that the National Golf Foundation was contracted to conduct a study of the operational and capital needs of the golf course. Their recommendation for improvement included total replacement and expansion of the greens, teeboxes, irrigation system and driving range as well total renovation of the fairways and sand bunkers. Last December, the City selected Ross Golf Design to create a renovation plan and to solicit bids. Four bids were received for the project. Mid America bid came in the lowest at \$7,190,259.31, under the \$8,100,000 budget. The lower bid will allow the course to add the new irrigation well, remodel the restrooms, purchase a new range shed and range ball machine, and possibly building a short-game practice area.

A motion was made by Councilmember Rea, seconded by Councilmember Keller, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: 2024R-105

- i.** Resolution awarding the bid for the construction of the West Booster Station, Water Plant High Service Pump, and connections to the Hwy. 123 Elevated

Storage Tank project to include complete project startup to Associated Construction Partners, LTD; and declaring an effective date - Timothy J. Howe, Director - Water/Wastewater Utilities

Indexes:

Attachments: [Council Memo - 5-7-2024](#)
[Resolution 5-7-2024](#)
[Bid Recommendation - Seguin West Booster Station & Misc. Projects 4-23-2024](#)
[BID TAB - West Booster Station AF-2024-04 4-23-2024](#)

Water and Wastewater Utilities Director Tim Howe reminded that City Council approved an agreement with Spring Hills Water Supply in October 2022 to transfer approximately 9,477 acres of water service area to the City of Seguin. In February 2023, City Council approved an engineering services proposal to begin the design of a water distribution boosters station, water plant high service pumps, and connections to the Hwy 123 elevated storage tank. Three bids were received for this project. After delaying award to investigate a protest that was submitted, City Staff is recommending awarding the project to the lowest bid, Associated Construction Partners, LTD in the amount of \$17,969,000.00. The construction completion period is 480 consecutive calendar days and the project funding will be provided through certificates of obligation.

Mayor Dodgen asked if the same contractor was being awarded that would have been awarded without the protest and Mr. Howe confirmed it is the same contractor.

Councilmember Biesenbach commented that he is happy the City is being proactive to stay ahead of development.

City Manager Steve Parker said he appreciated Councilmember Biesenbach bringing that up. He informed that doubling the amount of service connections ultimately makes the cost of water decrease. While some people do not like the growth, there are a lot of advantages to it.

Mayor Dodgen said that she appreciated everything that Mr. Howe and his team does for the City.

A motion was made by Councilmember Biesenbach, seconded by Councilmember Carter, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-106

- j. Resolution authorizing the City Manager to enter into a Professional Services contract with Kimley-Horn and Associates, Inc. for engineering services related to the design and bidding to up size approximately 9000 linear feet of existing 16-inch and 18-inch with a 36-inch wastewater collection main referred to as the 36-Inch Geronimo Creek Interceptor project; and declaring an effective date - Timothy J. Howe, Director - Water / Wastewater Utilities

Indexes:

Attachments: [Council Memo 4-16-2024](#)
[Resolution Kimley-Horn 4-16-2024](#)
[Sequin Geronmio Creek Sewer FeeProposal KHA 20240402](#)

Water and Wastewater Utilities Director Tim Howe said that the approval of this item will also keep the City ahead of the growth. He explained that this resolution approves the professional engineering services proposal from Kimley-Horn in the amount of \$947,000 for the design, bidding, and construction phase services to replace and upsize an existing 16" and 18" wastewater main to a 36" wastewater main along the Geronimo Creek. This project will increase the capacity in the system for projected peak flows.

A motion was made by Councilmember Rea, seconded by Councilmember Lievens, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-107

k.

Resolution awarding the bid for the construction of a new 24-inch water transmission main from Vetter Booster Station to Highway 123 Elevated Storage Tank to Guerra Underground, LLC; and declaring an effective date - Timothy J. Howe, Director - Water/Wastewater Utilities

Indexes:

Attachments: [Council Memo - 5-7-2024](#)
[Resolution 5-7-2024](#)
[Bid Award Recommendation -24-Inch Water Transmission Main AF-2024-26 1](#)
[Bid Tab -24-Inch Water Transmission Main AF-2024-26](#)

Mr. Howe informed that the City received 13 responsive bids for the 24" Water Transmission Main, Vetter Booster Station to Hwy. 123 Elevated Storage Tank. City Staff recommended approval of the lowers bid from Guerra Underground, LLC in the amount of \$8,705,477.05. The construction completion period for this projects is 550 calendar days. This project is critical for the City to be able to provide water service in the Spring Hills CCN transfer area.

A motion was made by Councilmember Keller, seconded by Councilmember Rangel, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-108

- I. Resolution authorizing the City Manager to enter into a Professional Services contract with HDR, Inc. for professional services related to real estate acquisition for the construction of wastewater line improvements to the River Oak interceptor and Pecan Orchard Lift Station Expansion project; and declaring an effective date - Timothy J. Howe, Director - Water/Wastewater Utilities

Indexes:

Attachments: [Council Memo 5-7-2024](#)

[Resolution 5-7-2024](#)

[RIVER OAKS CITY OF SEGUIN RES PROPOSAL_FINAL_04.23.2024](#)

Mr. Howe reminded that City Council approved final engineering design for the River Oak interceptor and Pecan Orchard lift station expansion project to accommodate the increased wastewater demand in the vicinity of FM 725 and SH 46 due to rapid residential and commercial growth in the project area. This project is immediately necessary to support any further development in this area. The alignment of this new wastewater collection main requires permanent utility easements and temporary construction easements across approximately fifty parcels. At the request of the City, HDR Engineering, Inc. submitted a proposal for right-of-way services related to this project. Compensation to HDR for the right-of-way acquisition services shall not exceed \$402,925.00. Staff recommends acceptance of this proposal as stated above. Funding will be provided through Utility Fund Capital Projects.

A motion was made by Councilmember Rea, seconded by Councilmember Carter, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-109

- m. Resolution of the City Council of Seguin, Texas authorizing the City Manager to execute an Interlocal Cooperation Agreement for Joint Use of Property between the City of Seguin, Texas and the Seguin Independent School District for the purpose of providing recreational, cultural, educational, and athletic opportunities for the residents of the City of Seguin and the Seguin Independent School District; and declaring an effective date - Jack Jones, Director of Parks and Recreation.

Indexes:

Attachments: [Memo for Interlocal Cooperation Agreement for Joint Use of Property with Seguin ISD](#)
[Interlocal Cooperation Agreement for Joint Use of Property with Seguin ISD](#)
[Resolution \(ILA.Joint.Use.Property\)](#)

Parks and Recreation Director Jack Jones explained that the City and Seguin ISD has entered into three separate agreements each year for the use of each other's facilities for various programs. This resolution would approve one master agreement that encompasses the current joint use of facilities without the need to approve separate agreements annually. The Parks and Recreation Advisory Board unanimously recommended approval of an Interlocal Cooperation Agreement for Joint Use of Property between the City of Seguin and Seguin ISD. This master agreement would automatically renew on an annual basis.

A motion was made by Councilmember Carter, seconded by Councilmember Rangel, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-110

n.

Resolution of the City Council of the City of Seguin, Texas authorizing the City Manager to execute an agreement with Data Projections, Inc. regarding a Texas Department of Information Resources cooperative purchasing quote in the amount of \$239,092.81 for the purchase, delivery, and installation of new audio/video equipment at the Seguin Coliseum; and declaring an effective date - Jack Jones, Director of Parks and Recreation, Randy Kell, Director of Facilities, Justin Ramirez, IT Operations Manager.

Indexes:

Attachments: [Memo regarding the purchase of a new Audio and Video system for the Coliseum](#)
[Coliseum AV Technology Upgrade Quote](#)
[Resolution \(AV.Equipment.Coliseum\)](#)

Parks and Recreation Director Jack Jones stated that the Seguin Coliseum was fortunate to purchase new chairs and stage lighting recently and now has the opportunity to purchase the upgraded audio/visual equipment that was budgeted. Mr. Jones thanked Information Technology Operations Manager Justin Ramirez and Facilities Director Randy Kell for their work on this project.

Approval of this Resolution authorizes the City Manager to execute an agreement with Data Projections, Inc. regarding a Texas Department of Information Resources cooperative purchasing quote in the amount of \$239,092.81 for the purchase, delivery, and installation of new audio/video equipment.

Highlights of the proposed work to be done by Data Projections, Inc. at the Coliseum to upgrade the A/V system are as follows:

- Five new high-end projectors will be permanently affixed to the ceiling.
- Two large electric screens will be placed and mounted at an angle flanking the stage area. The current center electric screen above the stage will be relocated in front of the drapery so that when it comes down for video display, it does not interfere with a speaker on the stage.
- Two additional smaller electric screens will be placed in the two center breakout rooms in the back of the Coliseum.
- Six wireless handheld microphones and six lavalier microphones that can be used throughout the Coliseum's main floor and various breakout rooms will be included.
- A camera facing the stage will be permanently affixed to the ceiling to offer clients enhanced stage visibility using a projectable camera feed to the electric screens. The camera will also provide City staff flexible video broadcasting capabilities to cover City hosted public meetings and events held at the Coliseum.
- Functionality and programming added for separate A/V in the main area and each of the breakout rooms.

Mr. Kell opined that these improvements will really make a difference for the facility and bringing in revenue.

Mayor Dodgen declared that the City of Seguin deserves nice things and thanks City Staff for their work on this project.

Councilmember Biesenbach mentioned that he went to a church that would set up and tear down their sound system there for several years and that these upgrades would have been nice back then so he is happy the Coliseum is getting it now.

A motion was made by Councilmember Carter, seconded by Councilmember Keller, that this Resolution be approved. The motion carried by the following vote:

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

Enactment No: RES 2024R-111

9. Closed Session

Mayor Dodgen convened into closed session at 6:30 P.M.

- a. Pursuant to Section 551.087 of the Texas Government Code - Deliberation Regarding Economic Development Negotiations (1) to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. (2) to deliberate the offer of a financial or other incentive to a business prospect.**
- Project Jackpot
 - Project DIY

Indexes:

- b. **Pursuant to Sections 551.071(2) and 551.086 of the Texas Government Code - Consultation with Attorney (1)** for the City Council to deliberate and/or consult with and seek advice from its attorney(s) regarding certain City utilities and/or arrangements with the wholesale providers for certain City utilities. Possible action may follow in Open Session.

Indexes:

10. Reconvene into the Regular City Council Meeting and Consider Action on Items as a Result of Closed Session

Dodgen reconvened into Open Session at 6:50 PM

- a. Authorize the City Manager to execute a Second Amendment to Master Power Purchase and Sale Agreement Confirmation Letter between the City of Seguin and AEP Energy Partners, Inc., as presented by the City Attorney and Deputy City Manager in Closed Session.

Indexes:

Mayor Pro Tem Carter stated that this action will extend the contract between AEP and the City through June 30, 2025, at which time the City hopes to have successfully renegotiated some of its electric energy needs.

Mayor Pro Tem Carter moved to authorize the City Manager to execute a Second Amendment to the Master Power Purchase and Sale Agreement Confirmation Letter between the City of Seguin and AEP Energy Partners, Inc., as presented by the City Attorney and the Deputy City Manager in Closed Session. Councilmember Biesenbach seconded the motion. The action item was approved by the following vote:

Excused: 2 - Councilmember Mendez, and Councilmember Gaytan

Presiding: 1 - Mayor Dodgen

Aye: 6 - Councilmember Rea, Councilmember Lievens, Councilmember Rangel, Councilmember Carter, Councilmember Biesenbach, and Councilmember Keller

11. Adjournment

Mayor Dodgen adjourned the meeting at 6:52 PM

Donna Dodgen, Mayor

Attest:

**Kristin Mueller
City Secretary**

