



**NOTICE AND AGENDA OF BRIEFING AND REGULAR CITY COUNCIL MEETING
CITY OF BALCH SPRINGS, TEXAS
JANUARY 25, 2021
6:30 PM - BRIEFING
7:00 PM - REGULAR MEETING
CITY HALL
13503 ALEXANDER ROAD
BALCH SPRINGS, TEXAS, 75181**

TELECONFERENCE MEETING: Pursuant to Section 551.125 of the Texas Government Code, and in accordance with Governor Abbott's executive orders temporarily suspending certain provisions of the Texas Open Meetings Act that require physical presence or face-to-face contact, in an effort to mitigate the spread of COVID-19 while preserving government transparency and maintaining government operations, the Briefing and Regular Meeting of the City Council scheduled on January 25, 2021 at 6:30 and 7:00 PM respectively, will be conducted by teleconference.

There will be no public access to the location specified above. Less than a quorum of council members may be physically present at the location, however, a quorum will participate in the teleconference meeting.

Members of the public may participate by joining at:

Join Zoom Meeting

<https://us02web.zoom.us/j/84983814502?pwd=N29yTUFjQU1xUGFmamdWemFPYlo0dz09>

Meeting ID: 849 8381 4502

Passcode: 090573

One tap mobile

+13462487799,,84983814502#,,,,*090573# US (Houston)

+12532158782,,84983814502#,,,,*090573# US (Tacoma)

BRIEFING AGENDA - CONVENE AT 6:30 PM

- A. Council calendar: Workshops, Retreats, and Quarterly Reports (districts and liaison).**
- B. Community event planning for 2021.**
- C. Upcoming briefings and Council requested action items.**

REGULAR MEETING AGENDA - CONVENE AT 7:00 PM

Call meeting to order.

Identification of a quorum.

Invocation

Pledge of Allegiance

- A. US Flag
- B. Texas Flag - "Honor the Texas Flag - I pledge Allegiance to thee, Texas, one state under God, one and indivisible."

PUBLIC COMMENTS

PUBLIC COMMENT GUIDELINES

This portion of the meeting is the public's opportunity to address the Council on a matter listed on the regular agenda, except scheduled public hearings. Comments related to public hearings will be heard when the specific hearing begins. Public comments are limited to three (3) minutes per speaker, unless the speaker requires the assistance of a translator, in which case the speaker is limited to six (6) minutes, in accordance with applicable law.

Per the Texas Open Meetings Act, the Council is not permitted to take action on or discuss any item not listed on the agenda. Items suggested for action may be placed on a future agenda, at the Council's sole discretion.

To continue to allow the public the ability to address the City Council on matters listed on the regular agenda during the temporary suspension of in-person meetings, the following alternate method should be used to submit public comments to the Council:

Email comment(s) regarding any item on the agenda to:

City Secretary at cgross@cityofbalchsprings.com by 5:00PM on Monday, January 25, 2021. Prior to the meeting, the emails received by the time indicated will be provided to the council members. Please make sure to include your name, address, phone number, and comment in the body of the email.

Under Sec. 22.01 of the Texas Penal Code, it is a felony of the third degree for a person to intentionally, knowingly or recklessly cause bodily injury to a public servant who is lawfully discharging an official duty, or to do so in retaliation or on account of an exercise of official power or performance of an official duty as public servant.

Further, attendees shall not use profanity, make negative/offensive gestures, or act in a hostile, harassing, or threatening manner. The Mayor or her designee has the authority to instruct any person conducting themselves in such manner to leave the meeting. Failure to promptly comply may result in law enforcement escorting the person from the property. **(Texas Penal Code 42.05 Disrupting Meeting or Procession. (a) A person commits an offense if, with intent to prevent or disrupt a lawful meeting, procession, or gathering, the person obstructs or interferes with the meeting, procession, or gathering by physical action or verbal utterance; (b) an offense under this section is a Class B Misdemeanor).**

INTRODUCTION:

Angela Singletary, Newly-elected Councilmember Place 2.

CONSENT AGENDA

(All items on the Consent Agenda are routine and may be approved with one motion; however, should any member of the City Council wish to discuss any item, said item may be removed from the Consent Agenda by motion of the City Council).

A. APPROVAL OF MINUTES:

1. January 11, 2021 - Regular Meeting

REPORTS/UPDATES:

(Topics are limited to: (i) expressions of thanks, congratulations, or condolence; (ii) information on holiday schedules; (iii) an honorary or salutary recognition of a City official, employee, or citizen; (iv) reminder of upcoming events organized or sponsored by the City; (v) information on a social, ceremonial, or community event organized or sponsored by an entity other than the City, attended or scheduled to be attended by a councilmember or employee; and, (vi) announcements involving an imminent threat to the public health and safety of the City and its citizens that has arisen after the posting of the agenda).

- 1. Report(s) by Executive Staff regarding items of community interest.
(NO ACTION OR DISCUSSION WILL TAKE PLACE.)**
- 2. Update on COVID-19 public health and safety measures, cases, and associated pandemic matters.**
- 3. Update on the event(s): Fall Trash Round Up, Veteran's Day, and the 2020 Virtual Christmas Special.**

INDIVIDUAL ITEMS:

- 1. Consideration and action regarding approval of the 2021 Fourth of July Fireworks agreement utilizing funds from the Events budget.**
- 2. Consideration and action regarding approval for the City's financial management system to migrate from STW to OpenGov for a cost not to exceed \$122,700.00 in the current fiscal year, and \$258,200.00 over the next four (4) years.**
- 3. Consideration and action regarding approval of a resolution authorizing the formation of the Balch Springs Public Facility Corporation (PFC), and approving the Certificate of Formation.**

NOTICE OF EXECUTIVE SESSION

- 4. In accordance with Texas Government Code, Chapter 551, the City Council will recess in Executive Session to discuss the following:**

A. Section 551.071: Consult with the attorney regarding pending or contemplated litigation, or a settlement offer; or 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 the Texas Open Meetings Act, re: (i) Cause No. 3:17-CV-01208-M; (ii) Appointment of an Interim Fire Chief; (iii) JM&R Body Works; (iv) Request for Proposal No. 00-04-2020 for properties located at 13101 Lake June Road, 13301 Lake June Road and 13701 Lake June Road to MVAH Development LLC; and (v) DC-20-16344.

B. Section 551.074: Deliberate the appointment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee, re: (i) Appointment of an Interim Fire Chief.

C. Section 551.087: Deliberate commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the territory of the City and with which the City is conducting economic development negotiations, re: (i) JM & R Body Works.

RECONVENE INTO OPEN SESSION

5. **Take action, if any, on matters discussed in Executive Session.**
6. **Requests for information, and/or new business to be placed on future agenda(s).
(NO ACTION OR DISCUSSION WILL TAKE PLACE.)**
7. **Closing prayer.**
8. **Adjourn.**

I, Cindy Gross, City Secretary of the City of Balch Springs do hereby certify that the above notice of the Briefing and Regular Meeting of the Balch Springs City Council was posted on the City's website and at City Hall, 13503 Alexander Road, Balch Springs, Texas on the 19th day of January, 2021 at 2:30 PM.



City Secretary

The City Council may convene into executive session on any matter related to any of the above agenda items for a purpose, such closed session allowed under Chapter 551, Texas Government Code.

This agenda is posted as required under Chapter 551, Subchapter C, Texas Government Code. For more information or a copy of the Open Meetings Act, please contact the Attorney General of Texas at 1-877-673-6839; the City Secretary at 972/286-4477, ext 210 or visit the City of Balch Springs website at www.cityofbalchsprings.com.

This building is wheelchair accessible. Any requests for Interpretive Services must be named 48 hours in advance of the scheduled meeting. To make arrangements please call 972/286-4477x210 and ask for Cindy Gross, City Secretary.