MINUTES CITY OF ALVIN, TEXAS 216 W. SEALY STREET REGULAR CITY COUNCIL MEETING THURSDAY, AUGUST 15, 2019

THURSDAY, AUGUST 15, 2019 7:00 P.M

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Regular at 7:00 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Paul A. Horn; Mayor Pro-Tem Glenn Starkey; Councilmembers: Gabe Adame, Adam Arendell, Joel Castro, Brad Richards, Keith Thompson and Martin Vela.

Staff members present: Junru Roland, City Manager; Suzanne Hanneman, City Attorney; Dixie Roberts, City Secretary; Michael Higgins, Chief Financial Officer; Dan Kelinske, Parks and Recreation Director; Robert E. Lee, Police Chief; and Ron Schmitz, EMS Director/Emergency Management Coordinator.

INVOCATION AND PLEDGE OF ALLEGIANCE

Loretta Smith, First Christian Church, gave the invocation.

Council member Adame led the Pledge of Allegiance to the American Flag and Council member Thompson led the Pledge to the Texas Flag.

PRESENTATIONS

Parks and Recreation Departmental Update.

Dan Kelinske, Director of Parks and Recreation gave a departmental update.

PUBLIC COMMENT

Tim Klein, 280 E. Adoue, addressed the Council with concerns of the homeless sleeping in National Oak Park. He lives close to the park and his family has benefited from the park but lately the homeless have become aggressive and yelled at his wife. He also complained of trash and urine smell in the park.

PUBLIC HEARING

Public hearing to receive comment on the proposed Fiscal Year 19-20 Annual Budget. This proposed budget is estimated to raise more total property taxes than last year's budget by \$74,455 which is a 0.68% increase from last year's budget. The estimated property tax revenue to be raised from new property added to the tax roll this year is \$337,232.

Mayor Horn opened the public hearing at 7:16 p.m. There were no comments made. Mayor Horn closed the public hearing at 7:16 p.m.

Public hearing to receive comment on the proposed tax rate of \$0.7780 per \$100 of valuation for the Fiscal Year 2019-2020 (2019 tax year).

Mayor Horn opened the public hearing at 7:17 p.m. There were no comments made. Mayor Horn closed the public hearing at 7:17 p.m.

CONSENT AGENDA

Consider approval of the July 30, 2019 joint City Council and Planning Commission Workshop minutes.

Consider approval of the August 1, 2019 City Council Workshop meeting minutes.

Consider approval of the August 1, 2019 City Council Regular meeting minutes

Accept resignation from Senior Citizen Board member, Judy Zavala.

Council member Adame moved to approve the consent agenda as presented. Seconded by Council member Vela; motion to approve carried on a vote of 7 Ayes.

OTHER BUSINESS

Consider the proposed Collective Bargaining Labor Agreement between the City of Alvin, Texas and the Alvin Police Officer's Association (APOA).

The current Contract was approved by Council on October 20, 2016 and goes through FY18-19. In January 2019, the City and the Association began negotiations for the new contract terms. The parties were able to reach and agreement. The highlights of the negotiation terms include the following:

- 3-year contract term new contract will be effective 10/1/2019 through 9/30/2021, with two (2) years of "evergreen," with final termination of 9/30/2023
- Return to the Tenure Base Pay Increase additional increases on anniversary date or promotion date (whichever is most recent)
- Changes to the Base Pay Matrix (2% increase across the board.)
- Increase of the night differential pay from \$0.70/hour to \$1.00/hour
- Include compensatory time as "hours worked" in the calculation of overtime
- Increase compensatory time cap from 40 to 60 hours

The APOA approved the proposed Collective Bargaining Agreement at their last meeting. Staff recommended approval of the Collective Bargaining Agreement.

Council member Vela moved to approve the proposed Collective Bargaining Labor Agreement between the City of Alvin, Texas and the Alvin Police Officer's Association (APOA). Seconded by Council member Castro; motion carried on a vote of 7 Ayes.

Consider Addendum No.16 to the Contract for Refuse Collection and Disposal Services between the City of Alvin and Waste Connections of Texas (formerly Progressive Waste Solutions) to adjust rates paid to Waste Connections of Texas due to the net increase in the revised Consumer Price Index Rate for All Urban Consumers (CPI-U) for the Houston-Galveston-Brazoria, TX area, fuel cost adjustments, and operational costs pursuant to the agreement; and authorize the Mayor to sign.

The City's contract with IESI (signed August 18, 2005), with a subsequent name change to Progressive Waste Solutions (August 12, 2012), for refuse collection and disposal service contains a provision for an annual adjustment of compensation paid to the contractor. The contract states that that the contractor shall be compensated in accordance with the CPI-U adjustment and an operating cost adjustment (including a fuel adjustment).

Waste Connections of Texas (formerly Progressive Waste Solutions) submitted their annual renewal letter evaluating the CPI-U and operational costs (including fuel adjustments) per their contract with the City. The adjustments used to calculate the percentage increase for FY18 are as follows:

 $\begin{array}{lll} \textit{CPI-U} & +1.840\% \\ \textit{Fuel adj.} & -2.626\% \\ \textit{Operating adj.} & \underline{+4.010\%} \\ \textit{Net adjustment for FY20:} & 3.224\% \end{array}$

Based on estimated FY19 end of year projections, the 3.224% contractual increase to the City is approximately \$60,052 for FY20.

History of Rate Contractual Rate Adjustments from Waste Connections of Texas	
Fiscal Year	Increase (decrease)
FY15	3.514%
FY16	(0.43%)
FY17	(0.807%)
FY18	1.61%
FY19	3.047%
FY20	3.224%

Should council approve the contractual rate increase of 3.224%, the effective date would be October 1, 2019. The current contract with Waste Connections ends September 30, 2020. Staff recommended approval.

Council member Starkey moved to approve Addendum No.16 to the Contract for Refuse Collection and Disposal Services between the City of Alvin and Waste Connections of Texas (formerly Progressive Waste Solutions) to adjust rates paid to Waste Connections of Texas due to the net increase in the revised Consumer Price Index Rate for All Urban Consumers (CPI-U) for the Houston-Galveston-Brazoria, TX area, fuel cost adjustments, and operational costs pursuant to the agreement; and authorize the Mayor to sign. Seconded by Council member Arendell; motion carried on a vote of 7 Ayes.

Consider Ordinance 19-T, extending Chapter 28, Comprehensive Fee Ordinance for the purpose of setting certain solid waste collection and disposal fees for residential, commercial, and roll-off containers; providing for a ten percent (10%) penalty for late payment; providing for an effective date of October 2019 billing cycles; and setting forth other provisions related thereto.

The City's ordinance requires that solid waste rates be increased, at minimum, based on the annual CPI-U index rate for the Houston-Galveston-Brazoria, Texas area. The ordinance also allows the consideration of other factors to determine if an additional increase in solid waste rates is warranted.

The City accounts for solid waste revenues and expenses in the Sanitation Fund. Over the past few years, the City has been able to sustain a "healthy" fund balance in the Sanitation fund as a result of the CPI-U provision in the City's ordinance. For FY20, the CPI-U has increased by 1.84%. However, instead of increasing the residential and commercial solid waste rates by 1.84% in accordance with the CPI-U provision in the City's ordinance, staff is recommending that Council approve and maintain the current solid waste rates for both residential and commercial businesses.

Should Council elect to apply the CPI-U adjustment per ordinance, then both residential and commercial rates will reflect a 1.84% increase, effective October 2019 billing cycles. Staff recommended approval of Ordinance 19-T.

Council member Vela moved to approve Ordinance 19-T, extending Chapter 28, Comprehensive Fee Ordinance for the purpose of setting certain solid waste collection and disposal fees for residential, commercial, and roll-off containers; providing for a ten percent (10%) penalty for late payment; providing for an effective date of October 2019 billing cycles; and setting forth other provisions related thereto. Seconded by Council member Richards; motion carried on a vote of 7 Ayes.

Consider Resolution 19-R-33, adopting the 2019 Drought Contingency Plan Update for the City of Alvin

The Texas Commission on Environmental Quality (TCEQ) requires that the City updates its Drought Contingency Plan every five (5) years. Staff has made the revisions to the Drought Contingency Plan as requested by TCEQ for adoption by City Council. The last update to this plan was September 2014 by Resolution 14-R-33.

Purpose and Intent of Drought Contingency Plan: In order to conserve the available water supply and protect the integrity of water supply facilities, with particular regard for domestic water use, sanitation, and fire protection, and to protect and preserve public health, welfare, and safety and minimize the adverse impacts of water supply shortage or other water supply in emergency conditions. The Drought Contingency Plan follows 1-5 stages of conditions during drought conditions and sets parameters for water usage. These parameters aid in the conservation of water usage during these times. Staff recommended approval of Resolution 19-R-33.

Brandon Moody, Utilities Superintendent presented this Resolution before City Council.

Council member Castro moved to approve Resolution 19-R-33, adopting the 2019 Drought Contingency Plan Update for the City of Alvin. Seconded by Council member Thompson; motion carried on a vote of 7 Ayes.

Consider an amendment to the Ambulance Billing and Related Professional Services Agreement with Advanced Data Processing, Inc. ("ADPI"), a subsidiary of R1 RCM Inc., a Delaware corporation ("ADPI"); and authorize the City Manager to sign the Agreement subject to legal review.

This amendment provides changes to the existing contract by replacing the previous parent company name of "Intermedix" with "R1 RCM Inc.," reducing the fees to the City from 7.5% to 7.25%, adding a 3% fee for credit card payments, and an early termination fee. It also provides a three (3) year extension effective September 1, 2019, with an automatic renewable one (1) year periods. Staff recommended approval of this amendment.

Council member Thompson moved to approve an amendment to the Ambulance Billing and Related Professional Services Agreement with Advanced Data Processing, Inc. ("ADPI"), a subsidiary of R1 RCM Inc., a Delaware corporation ("ADPI"); and authorize the City Manager to sign the Agreement subject to legal review. Seconded by Council member Starkey; motion carried on a vote of 7 Ayes.

REPORTS FROM CITY MANAGER

<u>Items of Community Interest and review preliminary list of items for next Council meeting.</u>

Mr. Junru Roland announced items of community interest; and reviewed the preliminary list for the September 5, 2019 City Council meeting.

ITEMS OF COMMUNITY INTEREST

Hear announcements concerning items of community interest from the Mayor, Council members, and City staff, for which no action will be discussed or taken.

Mrs. Roberts reviewed items of community interest.

Council member Arendell expressed his appreciation for the quality of services from the Parks and the Police Departments.

Council member Castro expressed his appreciation for the quality of services from the Parks, Police and Engineering Departments.

ADJOURNMENT

Mayor Horn adjourned the meeting at 7:33 p.m.

PASSED and APPROVED the 5th da	y of September 2019.
Paul A. Horn, Mayor	
	ATTEST: Dixie Roberts, City Secretary