

City Council
February 3, 2014

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas was held in the Council Chamber at City Hall, 401 S. Rogers on Monday, February 3, 2014, at 7:00 p.m.

Council Members Present: John Wray, Mayor
Kevin Strength, Mayor Pro Tem
Chuck Beatty, Councilman
Mike Ramsey, Councilman

Member Absent: Mark Singleton, Councilman

Others Present: Paul Stevens, City Manager
Michael Scott, Assistant City Manager
Steve Chapman, City Attorney
Amber Villarreal, Assistant City Secretary

Mayor John Wray called the meeting to order. Assistant City Manager Michael Scott gave the invocation, led the pledge of allegiance and the Texas pledge of allegiance.

CONSENT AGENDA:

- a. Minutes of the regular City Council meeting of January 21, 2014
- b. Minutes of the regular Planning & Zoning Commission meeting of January 22, 2014
- c. Minutes of the Heritage Preservation Commission meeting of December 12, 2013
- d. Racial Profile Report from 1/01/2013 to 12/31/2013
- e. Approve wedding and reception at Chautauqua Auditorium on February 22, 2014
- f. Budget amendment for Water Distribution, Wastewater Treatment, and Wastewater Collection

Councilman Chuck Beatty moved to approved Items a. through f. on the Consent Agenda.
Mayor Pro Tem Kevin Strength seconded, **All Ayes.**

Councilman Chuck Beatty presented a certificate to Mrs. Sylvia Sargent as the Honorary Councilmember for the month of February. He noted Mrs. Sargent is the wife of former City Councilman Broderick Sargent and she currently works in the accounting department as office manager for Custom Meats Corporation of Dallas. Mr. and Mrs. Sargent are founders of SHEFA Ministries where they minister to the community by helping to meet the physical and spiritual needs of youth with their annual toy drive and help the elderly by supplying food and other amenities.

Mayor Wray presented a Proclamation to Mr. Joe Sifuentes, President of Ellis County Shriners club, Mr. Guido R. Costa, Shriners Hospital Chairman, and Del Mclane, Vice President Ellis County Shriners Club, proclaiming March 4, 2014 as “IHOP's National Pancake Day and Shriners Hospitals for Children Day.” Mr. Sifuentes noted a portion of proceeds from IHOP on March 4th will be donated to the Shriners Hospital for Children.

Mayor Wray presented a Proclamation to Mr. John Bailey recognizing Ellis County resident and music legend Mr. Ernest Tubb.

The Waxahachie Global High Robotics A FIRST Team #2805 presented to council an overview and explanation of their team. Team members present included the following:

Madeline Small, Team Captain and Chief Executive Officer

Benji Garcia, Chief Administrative Officer

Darrell Rasco, Chief Operations Officer

Dylan Vargas, Media/Website Team Leader

Anthony Moon, Taskmaster and Lab Manager

Chris Reddig, Build Team Leader

Wyatt Hawkins, Marketing Team Leader

Jacob Jeter, freshman

Donnie Corp, freshman

Team members explained they partner with different businesses and organizations in the community. They recently partnered with the Waxahachie Police Department to design and build a robot that could potentially save an officer’s life by taking on the role of an officer in dangerous situations. They showcased the robot they designed and built.

Mayor Wray, along with the entire city council, wished the team the best of luck, commended them on their efforts and showed his support for their high school and program. City Manager Paul Stevens announced the team is seeking sponsorships from the community and businesses.

Mayor Wray opened the Public Hearing on a request by Burger Engineering, LLC c/o Bryan M. Burger, P.E., for a Specific Use Permit for a Grocery Store and Site Plan approval within a Planned Development–General Retail (PD-GR) Zoning District for Aldi Food Market to be located at 401 N. Highway 77, being Lot 2, 2.05 acres in 148 & 599 WM Baskins & J Johnson Survey- Owner: Winward Partners X (ZA 2013-40).

Bryan Burger, Burger Engineering, 17103 Preston Road, Dallas, requested approval of the site plan and Specific Use Permit for an Aldi Food Market. He noted the front façade and parking lot will be redone.

There being no others to speak for or against Zoning Amendment Request 2013-40, Mayor Wray closed the public hearing.

Mayor Pro Tem Strength moved to approve the request by Burger Engineering, LLC c/o Bryan M. Burger, P.E., for a Specific Use Permit for a Grocery Store and Site Plan approval within a Planned Development–General Retail (PD-GR) Zoning District for Aldi Food Market to be located at 401 N. Highway, being Lot 2, 2.05 acres in 148 & 599 WM Baskins & J Johnson Survey- Owner: Winward Partners X (ZA 2013-40). Councilman Beatty seconded, **All Ayes.**

Mayor Pro Tem Strength announced the Planning & Zoning Commission continued the Public Hearing on a request by Sterling Development Co., for a Zoning Amendment from Single Family-1 to Planned Development–Single Family-1 (PD-SF1) for mixed use and residential development located between Highway 77 and FM 813, being approximately 455 acres- Owner: Various (ZA 2013-41).

Mayor Pro Tem Strength moved to continue the Public Hearing on a request by Sterling Development Co., for a Zoning Amendment from Single Family-1 to Planned Development–Single Family-1 (PD-SF1) for mixed use and residential development located between Highway 77 and FM 813, being approximately 455 acres- Owner: Various (ZA 2013-41) to the February 17, 2014 meeting. Councilman Beatty seconded, **All Ayes.**

Mayor Wray noted Barbara Breeding requested a variance for mixed beverage restaurant permit with food and beverage located at 3209 N. Highway 77. There was no one in attendance to speak on behalf of the request.

No action taken.

Mayor Wray presented Ordinance No. 2731 providing for the City Council election to be held on Saturday, May 10, 2014.

ORDINANCE NO. 2731

AN ORDINANCE CALLING FOR A GENERAL AND SPECIAL ELECTION TO BE HELD

IN CONJUNCTION TO ELECT FOUR CITY COUNCIL MEMBERS; DESIGNATING THE ELECTION JUDGE AND PROVIDING FOR CLERICAL PERSONNEL; PROVIDING FOR A JOINT ELECTION WITH THE WAXAHACHIE INDEPENDENT SCHOOL DISTRICT; DESIGNATING THE TIME AND PLACE OF SAID ELECTION; AND DECLARING AN EMERGENCY.

Mayor Pro Tem Strength moved to approve Ordinance No. 2731 as presented. Councilman Mike Ramsey seconded, **All Ayes.**

Mayor Wray presented Resolution No. 1183 approving Joint Election with Waxahachie Independent School District to be held on Saturday, May 10, 2014.

RESOLUTION NO. 1183
JOINT ELECTION WITH WAXAHACHIE INDEPENDENT SCHOOL DISTRICT

WHEREAS, Sec. 11.0581 of the Texas Education Code requires School Districts to hold their Board of Trustees Elections on the same day and jointly with:

1. The election for the members of the governing body of a municipality located in the School District; or
2. The general election for State and County officers;

WHEREAS, the City of Waxahachie (“City”) and the Waxahachie Independent School District (“School District”) anticipate holding an election on May 11, 2013;

WHEREAS, the City has expressed its willingness to hold its election jointly with the School District;

WHEREAS, Section 11.0581(c) requires that the voters of a joint election held under Sec. 11.0581 of the Texas Education Code be served by common polling places consistent with Section 271.003(b) of the Election Code;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE:

THAT the City of Waxahachie agrees to hold its May 10, 2014 election jointly with the Waxahachie Independent School District under the terms of the attached Joint Election Agreement, which is incorporated by reference for approval purposes, and that the Mayor of the City of Waxahachie is authorized to execute this Agreement.

THAT the Waxahachie Independent School District current election day polling place at the cafeteria of Marvin Elementary School, 110 Brown Street in

Waxahachie, serve as the common polling location for the City's joint elections with the Waxahachie Independent School District.

Councilman Beatty moved to approve Resolution No. 1183 as presented. Mayor Pro Tem Strength seconded, **All Ayes.**

CITIZENS' PETITIONS AND REQUEST

Mrs. Debra Wakeland, Waxahachie Chamber of Commerce, announced the Chamber Banquet will be held on February 27, 2014. She commended the students from Global High on their efforts.

Honorary Councilmember Sylvia Sargent announced her husband, Broderick Sargent, is running for Ellis County Precinct 3 and encouraged the citizens to vote. She noted she is looking for ways to be involved in the community.

COMMENTS BY MAYOR, CITY COUNCIL, CITY ATTORNEY AND CITY MANAGER

None

There being no further business, the meeting adjourned at 7:30 p.m.

Respectfully submitted,

Amber Villarreal
Assistant City Secretary