

City Council
October 6, 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, October 6, 2014, at 7:00 p.m.

Council Members Present: Kevin Strength, Mayor
Mark Singleton, Mayor Pro Tem
Chuck Beatty, Councilmember
David Hill, Councilmember
Mary Lou Shipley, Councilmember

Others Present: Paul Stevens, City Manager
Michael Scott, Assistant City Manager
Steve Chapman, City Attorney
Lori Saunders, City Secretary

Mayor Kevin Strength 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 September 15, 2014
- b. Minutes of the regular Planning & Zoning Commission meeting of September 24, 2014

Mayor Pro Tem Mark Singleton moved to approve Items a. through b. on the Consent Agenda. Councilmember Chuck Beatty seconded. **All Ayes.**

Mayor Kevin Strength introduced Mr. Kyle Reisner as Honorary Councilmember for the month of October. Kyle is the son of Terry and Glenna Reisner and third in his family to graduate from Global High School. He participates in numerous activities on campus including Student Council President, Interact, Technology Student Association and Destination Imagination. Kyle is expected to graduate in May with his Associates Degree in Science. At this time he is weighing his options between Franklin W. Olin College of Engineering and Tufts University, both of Boston, Massachusetts. Kyle's goal is to study Civil Engineering and Urban Planning.

Ms. Derica Peters, Planning and Development Coordinator reported the Scenic City Certification Program is a project of Scenic Texas and their missions is to support and recognize Texas municipalities that implement high-quality scenic standards for public roadways and public spaces. Ms. Peters announced the City of Waxahachie received Silver certification status and was recognized at an event in Houston during the TML Conference.

Mayor Strength read a Proclamation proclaiming October as “Down Syndrome Awareness Month and presented it to the Porter family and Smolka family.

Mr. Mike Shaw and Reverend Robert Hensath, Ministerial Alliance, requested street closure for “God’s City God’s Church” event to be held on Saturday, October 18, 2014 from 4:00 p.m. to 6:00 p.m. Reverend Hensath requested closing Franklin Street between S. College and S. Rogers and close S. College from Franklin Street to Main Street. Gathering will include music, sharing information and fellowship. A stage will be set up on the west end of Franklin Street.

Councilmember David Hill moved to approve the request of street closures as presented. Mayor Pro Tem Mark Singleton seconded, **All Ayes.**

Mr. Michael Holmes, Mission 75165, requested permission to hold the 8th Annual city-wide Fall Festival on the grounds at the Waxahachie Civic Center on Thursday, October 30, 2014. He stated the location will accommodate a large crowd. Mr. Holmes stated the event is free except concessions.

Councilmember Chuck Beatty moved to approve the 8th Annual Fall Festival to be held at the Waxahachie Civic Center on October 31, 2014 as presented. Councilmember Mary Lou Shipley seconded, **All Ayes.**

Ms. Anita Williamson, Director of Downtown Development, representing the Waxahachie Downtown Merchants Association, requested street closure to hold a “bonus” Junk in the Trunk event on Saturday, November 29, 2014 to coincide with Small Business Saturday. She requested the following street closures:

- Close Franklin Street from Rogers to College from 7:00 a.m. – 3:00 p.m.
- Close College Street from Main to Franklin from 7:00 a.m. – 3:00 p.m.
- Close Rogers Street from Main to Franklin from 7:00 a.m. – 3:00 p.m.

Ms. Williamson stated the intersections at Franklin and Rogers and College and Franklin will be barricaded at an angle to allow traffic to flow to the other areas of downtown.

Councilmember David Hill moved to approve street closures downtown on Saturday, November 29, 2014 as presented. Mayor Pro Tem Mark Singleton seconded, **All Ayes.**

Mayor Kevin Strength opened the Public Hearing on a request by J.W. Gatlin, for a zoning change approval from Future Development (FD) to Future Development with a Specific Use Permit (FD w/SUP) for the expansion of an accessory building, located at 159 Willow Run Rd,

being Lot 59R of the Pecan Valley Subdivision, 2.049 acres – Owner: Adam & Emma Arredondo. (ZA2014-23).

Mr. J. W. Gatlin, P.O. Box 146, Red Oak, representing the Applicant, reported the addition will be a game room and match the existing structure.

There being no others to speak for or against Zoning Amendment No. 2014-23, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2768:

ORDINANCE NO. 2768

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT ON LOT 59R, PECAN VALLEY SUBDIVISION, CONTAINING 2.049 ACRES, LOCALLY KNOWN AS 159 WILLOW RUN ROAD IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING FUTURE DEVELOPMENT (FD) TO FUTURE DEVELOPMENT WITH SPECIFIC USE PERMIT (FD w/SUP), FOR THE PURPOSE OF ALLOWING THE EXPANSION OF AN ACCESSORY BUILDING LOCATED ON THE PROPERTY, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Mayor Pro Tem Mark Singleton moved to approve Ordinance No. 2768 as presented.
Councilmember Chuck Beatty seconded, All Ayes.

Mayor Strength opened the Public Hearing on a request by Glenn Thurman, Inc, for a Specific Use Permit within a Planned Development – Two Family (PD-2F) Zoning District for a temporary batch plant used in the construction of Garden Valley Phase 3, located 500 feet northwest of the intersection of Garden Valley Pkwy and Angus Rd, being 0.1 acres in the JB & A Adams Survey– Owner: Clyde Hargrove (ZA2014-24).

Mr. Clyde Hargrove, 101 Valley Ridge Drive, Red Oak, stated with a batch plant the streets are above standard and the process goes fast.

There being no others to speak for or against Zoning Amendment No. 2014-24, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2769:

ORDINANCE NO. 2769

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT ON PROPERTY SITUATED ON 0.1 ACRE IN THE J. B. & ANN ADAMS SURVEY, NEAR SAGEBRUSH DRIVE IN THE CITY OF

WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING PLANNED DEVELOPMENT-TWO FAMILY (PD-2F) TO PLANNED DEVELOPMENT-TWO FAMILY WITH SPECIFIC USE PERMIT (PD-2F w/SUP), FOR THE PURPOSE OF ALLOWING A TEMPORARY CONCRETE BATCH PLANT FOR PAVING PUBLIC RIGHT OF WAY AT GARDEN VALLEY, PHASE III, WAXAHACHIE, ELLIS COUNTY, TEXAS, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Councilmember Mary Lou Shipley moved to approve Ordinance No. 2769 as presented.
Councilmember David Hill seconded, **All Ayes.**

Mr. Clyde Melick, Director of Planning, presented Final Plat of Taylor Ridge Phase 2 being a 14.972 acre addition in the S.B. Orton Survey, Abstract No. 813 in the ETJ - Owner: Ivan Brigman (FP 2014-25) and recommended approval.

Mayor Pro Tem Mark Singleton moved to approve Final Plat of Taylor Ridge Phase 2 being a 14.972 acre addition in the S.B. Orton Survey, Abstract No. 813 in the ETJ - Owner: Ivan Brigman (FP 2014-25). Councilmember David Hill seconded, **All Ayes.**

Mr. Melick presented Final Plat of Oak Vista Estates Phase 1 being a 6.621 acre addition in S.B. Orton Survey, Abstract No. 813 in the Extra Territorial Jurisdiction (ETJ) - Owner: Jim Strawn (FP 2014-27) and recommended approval.

Mayor Pro Tem Mark Singleton moved to approve Final Plat of Oak Vista Estates Phase 1 being a 6.621 acre addition in S.B. Orton Survey, Abstract No. 813 in the Extra Territorial Jurisdiction (ETJ) - Owner: Jim Strawn (FP 2014-27). Councilmember Chuck Beatty seconded, **All Ayes.**

Mr. Jeff Chambers, Director of Public Works, reported the following bids were received and opened on September 25, 2014 for the Virginia Avenue Reconstruction:

	Base Bid
Quality Excavation, Ltd.	\$ 2,069,655.10
McMahon Contracting, LP	\$ 2,397,071.76
Fain	\$ 2,461,312.75
J & K Excavation, LLC	\$ 2,588,634.87
JLB Contracting, LLC	\$ 2,849,631.19
Pavecon	\$ 2,909,655.68

Mr. Chambers reported Quality Excavation, Ltd. had the lowest bid of \$2,069,655.10. Misty Christian, Kimley-Horn verified the qualifications and verified the Contractor's bonding company is licensed in the State of Texas. Mr. Chambers stated Quality Excavation, Ltd. has crews ready to start immediately with an estimated completion in 270 days.

After further discussion, Mayor Pro Tem Mark Singleton moved to award the Virginia Avenue Reconstruction to Quality Excavation, Ltd. in the amount of \$2,069,655.10. Councilmember Chuck Beatty seconded, All Ayes.

Mayor Strength presented the following appointments to the Midlothian/Waxahachie Airport Board:

Re-appointment of David Box for a term of 3 years (2014-2017)
Appointment of Dennis Lauterbach, Jr. to fill unexpired term (2013-2016)

Mayor Pro Tem Mark Singleton moved to approve the appointments to the Midlothian/Waxahachie Airport Board as presented. Councilmember Mary Lou Shipley seconded, **All Ayes.**

CITIZENS' PETITIONS AND REQUEST

None

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

Mayor Strength thanked Honorary Councilmember Kyle Reisner for his attendance.

Councilmember Chuck Beatty reported the "Women of Purpose March" was held on Saturday, October 4, 2014.

City Manager Paul Stevens stated downtown has numerous events in October such as the Lions Club Mini Grand Prix, Crossroads of Texas Film Festival, Texas Country Reporter Festival and God's City, God's Church.

Councilmember David Hill introduced Principal Donald Snook, Global High, and announced Global High won two national awards as a top performing school and was mentioned in *Newsweek* magazine.

Ms. Amy Hollywood, Director of Communications and Marketing, reported the Crossroads of Texas Film Festival received good public relations today on Good Morning Texas.

There being no further business the meeting adjourned at 7:44 p.m.

Respectfully submitted,

Lori Saunders
City Secretary