

City Council
April 6, 2015

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, April 6, 2015, 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. City Manager Paul Stevens 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 March 16, 2015
- b. Minutes of the Waxahachie Community Development Corporation meeting of March 10, 2015
- c. Minutes of the Senior Center Advisory Board meeting of March 18, 2015
- d. Minutes of the Park Board meeting of March 5, 2015
- e. Minutes of the Rodeo Board meeting of March 19, 2015

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

Mayor Pro Tem Mark Singleton introduced Mr. Victor Baez as Honorary Councilmember for the Month of April 2015. Mr. Baez is the son of Jose and Maria Baez. He is a senior at Waxahachie High School and is an accomplished member of the band and UIL academics. He is a four-year veteran of the nationally acclaimed high school Wind Ensemble, and has qualified for the All-Area band 3 years in a row on the French horn. Victor is a three-year UIL journalism regional qualifier. He will be attending the University of North Texas majoring in Journalism and Political Science. Victor's professional dream is to become the moderator for NBC's "Meet the Press".

Mayor Strength read a Proclamation proclaiming April as "National Autism Awareness Month" and presented it to Ms. Shannon Crane and families of Autism.

Mayor Strength read a Proclamation proclaiming April as “National Safe Digging Month” and presented it to Atmos Energy representative.

Mr. Greg Shropshire, Patillo, Brown & Hill, presented the Annual Financial Report for year ended September 30, 2014 noting the City’s total combined net position were \$123,780,136. Of this amount, \$34,728,930 (unrestricted net position) may be used to meet the City’s ongoing obligations to citizens and creditors. The City’s total net position increased by \$1,888,460 during the current fiscal year. At the end of the fiscal year, the total fund balance of all governmental funds was \$24,248,622, up \$4,453,119 from the prior year. The majority of the increase was due to increased fund balance in the General Fund due to an increase in taxes revenue and transfers as well as an increase in the 2014 Bond Construction fund due to the issuance of bonds. As the close of the current fiscal year, unassigned fund balance for the General Fund was \$11,526,089, or about 44.97% of total General Fund expenditures.

Mayor Pro Tem Mark Singleton moved to accept the City of Waxahachie Annual Financial Report for year ended September 30, 2014, as presented. Councilmember David Hill seconded, **All Ayes.**

Mr. Greg Shropshire, Patillo, Brown & Hill, presented the Robert W. Sokoll Water Treatment Plant Annual Financial Report for year ended September 30, 2014. He reported the assets were exceeded by its liabilities by \$2,071,532 (net position). Of this amount, \$2,149,694 (unrestricted net position) may be used by the Plant to meet its ongoing obligations. The net position of the Plant decreased \$10,487, or about 0.56%. The change was primarily due to the depreciation on fixed assets totaling \$1,874,767 and interest expense of \$2,288,996. These expenses were offset by capital contributions of \$3,367,594 to cover required debt payments as well as a \$1,618,725 increase in charges for services. The increase in charges for services was mainly due to the water surcharges to the City and Rockett Special Utility District. Total assets decreased by \$1,361,732, or approximately 2.9%. Current and other assets increased by \$513,035, or 24.8%, largely due to an increase in cash, the result of an increase in charges for services. Capital assets decreased by \$1,874,767 due to current year depreciation. Total liabilities decreased by \$1,167,522, or approximately 2.4%. The decrease of \$1,117,894 in long-term liabilities is primarily due to principal payments made on long-term debt. Other liabilities decreased by \$49,628 due to decreases in accounts payable and accrued interest payable.

Mayor Pro Tem Mark Singleton moved to accept the Robert W. Sokoll Water Treatment Plant Annual Financial Report for year ended September 30, 2014, as presented. Councilmember Chuck Beatty seconded, **All Ayes.**

Mr. Greg Shropshire, Patillo, Brown & Hill, presented the Waxahachie Community Development Corporation Annual Financial Report for year ended September 30, 2014. He reported total revenues were \$3,909,400 and total expenses were \$3,514,315, including

depreciation. The Corporation's net position increased by \$395,085, primarily as a result of increased charges for services and sales tax revenue as well as decreased general government expenses offset by an increase in culture and recreation expenses. At the end of the fiscal year, the total fund balance of all governmental funds was \$3,219,419, down \$204,179 which was less than the prior year decrease of \$1,092,671. This was mainly due to a \$246,749 increase in total revenues as well as \$641,743 decrease in total expenditures. Unreserved fund balance for the Corporation's General Fund was \$1,580,428, or 72.76% of General Fund expenditures not including transfers out.

Mayor Pro Tem Mark Singleton moved to accept the Waxahachie Community Development Corporation Annual Financial Report for year ended September 30, 2014, as presented. Councilmember Mary Lou Shipley seconded, **All Ayes.**

Mr. Doug Barnes, Director of Economic Development, presented a Chapter 380 Agreement providing incentives for Walgreen Company to renovate distribution center. Mr. Scott Lemon, representing Walgreen Company, reported Walgreen Company has a program where 10% of employees have disabilities and in the past five years Walgreen Company gave approximately \$267,000 back into the community supporting programs such as Meals on Wheels, YMCA, and Campfire Group with disabilities.

After further discussion, Councilmember Chuck Beatty moved to approve Chapter 380 Agreement providing incentives for Walgreen Company to renovate distribution center as presented. Councilmember David Hill seconded, **All Ayes.**

Mr. Doug Barnes, Director of Economic Development, presented Resolution No. 1202 approving a Tax Abatement Agreement with Walgreen Company:

RESOLUTION NO. 1202

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT BY AND BETWEEN THE CITY OF WAXAHACHIE, TEXAS AND WALGREEN CO.; AND AUTHORIZING ITS EXECUTION BY THE CITY MANAGER, OR IN HIS ABSENCE THE ASSISTANT CITY MANAGER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council has been presented a proposed Agreement by and between the City of Waxahachie, Texas and Walgreen Co., affirming a Reinvestment Zone in the City of Waxahachie, Texas, and providing for a commercial/industrial tax abatement for Walgreen Co., a copy of which is attached hereto as Exhibit No. 1 and incorporated herein by reference (hereinafter called "Agreement"); and

WHEREAS, upon full review and consideration of the Agreement, and all matters attendant and related thereto, the City Council is of the opinion that the terms and conditions thereof should be

approved, and that the City Manager, or in his absence the Assistant City Manager, shall be authorized to execute it on behalf of the City of Waxahachie;

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

Section I. The terms and conditions of the Agreement, having been reviewed by the City Council of the City of Waxahachie and found to be acceptable and in the best interests of the City of Waxahachie and its citizens, are hereby in all things approved.

Section II. The City Manager, or in his absence the Assistant City Manager, is hereby authorized to execute the Agreement and all other documents in connection therewith on behalf of the City of Waxahachie, substantially according to the terms and conditions set forth in the Agreement.

Section III. This Resolution shall become effective from and after its passage.

Councilmember Chuck Beatty moved to approve Resolution No. 1202 as presented.
Councilmember David Hill seconded, the vote was as follows:

Ayes: Kevin Strength
Mark Singleton
Chuck Beatty
David Hill

Noes: Mary Lou Shipley

The motion carried.

Mr. Clyde Melick, Director of Planning presented Resolution No. 1203 supporting the MKT and Bike Transportation Alternative Program Project. He stated the City will be required to match of 20% of the total project cost which amounts to \$88,000.00. Application is due May 4, 2015.

RESOLUTION NO. 1203

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHE, TEXAS,
SUPPORTING THE MKT AND BIKE TRANSPORTATION ALTERNATIVE
PROGRAM PROJECT**

WHEREAS, the Texas Department of Transportation has allocated an estimated 52 million for the current Transportation Alternatives Program call for projects on January 16, 2015; and,

WHEREAS, the City of Waxahachie intends to submit a transportation alternative project application for the MKT Hike and Bike project to the Texas Department of Transportation prior to the May 4, 2015 deadline; and,

WHEREAS, the Texas Department of Transportation requires the submittal of a resolution as part of the Transportation Alternatives Call for Project application submission.

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

Section 1. The City of Waxahachie supports the MKT Hike and Bike as applied for in the 2015 Transportation Alternative Program Call for Projects application.

Section 2. The City of Waxahachie commits to fund or pass through funds from other sources for a minimum local cash or in-kind match of 20% of the total project cost which amounts to \$88,000.00.

Section 3. The City of Waxahachie confirms that City of Waxahachie will not be responsible for any cost overruns.

Section 4. The City of Waxahachie understands and acknowledges that all awarded funding is for construction and provided on a reimbursement basis

Section 5. Please include any additional sections, language, elements, or attachments necessary to fulfill local point of view or local requirements. Include language about any formal partnerships as well if applicable.

Mayor Pro Tem Mark Singleton moved to approve Resolution No. 1203 as presented.
Councilmember Mary Lou Shipley seconded, **All Ayes.**

Mrs. Gayle Sims, Director of Human Resources, presented proposed changes to Personnel Policy. She reviewed Sections 8.14 Abuse of Sick Leave; 8.15 Donation of Leave; 11.05 Computer, Electronic and Telephone Communication System.

After further discussion, Councilmember Chuck Beatty moved to approve proposed changes to the Personnel Policy as presented. Councilmember Mary Lou Shipley seconded, **All Ayes.**

Citizens' Petitions and Requests

None

Comments by Mayor, City Council, City Attorney and City Manager

City Manager Paul Stevens announced Keep Waxahachie Beautiful is participating in the "Don't Mess with Texas Trash Off" on April 11, 2015 from 9:00 a.m. to 12:00 p.m. at Wedgeworth Elementary, Shackelford, Elementary, Northside Elementary and Turner Learning Center.

Dumpsters will be at the locations for bulk trash disposal. He noted approximately 40 to 50 volunteers have committed to assist and encouraged more to volunteer for litter pick up around neighborhoods.

Mayor Pro Tem Mark Singleton stated he recently spoke to the Rotary Club and Lions Club about all that is being developed in Waxahachie noting he looks forward to keeping Waxahachie citizens informed.

Mr. Steve Chapman, City Attorney, reported the City's past Mayor, Ron Wilkinson is gravely ill due to a recent fall. He encouraged Staff and citizens to keep Mr. Wilkinson and his family in their thoughts and prayers.

There being no further business the meeting adjourned at 8:26 p.m.

Respectfully Submitted,

Lori Saunders
City Secretary