

City Council
June 1, 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, June 1, 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 Attorney Steve Chapman 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 May 18, 2015
- b. Minutes of the City Council workshop meeting of May 18, 2015
- c. Minutes of the Planning and Zoning Commission meeting of May 27, 2015
- d. Minutes of the Airport Board meeting of April 9, 2015

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

Councilmember David Hill introduced Ms. Cortlyn Mariah Bates as the Honorary Councilmember for the month of June. She is the daughter of Eldonna and Floyd Bates. Cortlyn is involved in National Honors Society, Interact, Varsity Cheer, Yearbook, AP Science Club, AP Math Club, Advanced Theater, Musical Theater, FFA, (where she serves as Vice President) and Student Council, (where she has served as Class president the past 4 years). She likes to dance, spend time outdoors, explore coffee shops, and laugh with her amazing friends. Cortlyn attends The Oaks Fellowship, where she serves as a student leader, hoping to make a difference in the lives of others. Cortlyn will be attending The University of Texas at Austin this upcoming fall, where she will major in Biology in hopes of becoming a missionary doctor.

Councilmember Hill presented Ms. Bates with a Certificate of Appreciation for her participation in the Honorary Councilmember program.

Mayor Strength read a Proclamation proclaiming June 4, 2015 through July 4, 2015 as “Crape Myrtle Month” and presented it to Crape Myrtle Committee.

Ms. Elizabeth Tull, 104 Mustang Creek Drive, Waxahachie, President of the Waxahachie Arts Council, presented the Annual Financial Report for the Waxahachie Arts Council. She stated the following seven organizations comprised the membership: Ellis County Museum, Ellis County Art Association, Historic Waxahachie, Waxahachie Community Theater, Waxahachie Symphony Association, Chautauqua Preservation Society, and Bethlehem Revisited.

Ms. Tull requested to extend the contract in keeping with a 3-year term to allow the member organizations to better plan for their expenditures and prepare their budgets.

After a brief discussion, Mayor Pro Tem Mark Singleton moved to accept the Annual Financial Report for the Waxahachie Arts Council and extend the contract as presented. Councilmember Mary Lou Shipley seconded, **All Ayes.**

Ms. Anita Brown, Director of Downtown Development, requested street closure for Pop’s Burger Stand Grand Opening to be held on Saturday, June 13, 2015 from 4:00 p.m. to 8:00 p.m. She reported a car show will be included in the grand opening and to accommodate customers and the car show, requested permission to close Monroe Street from Franklin to Jefferson from 4:00 p.m. to 8:00 p.m. Ms. Brown noted the owner spoke to surrounding businesses and there are no issues.

Councilmember Chuck Beatty moved to approve street closure for Pop’s Burger Stand Grand Opening as presented. Councilmember Mary Lou Shipley seconded, **All Ayes.**

Mayor Strength opened the Public Hearing on a request by Hugo Monsanto, Inc. for a Zoning Change from a Single Family-1 (SF-1) Zoning District to a Planned Development–Commercial (PD-C) Zoning District for St. Joseph Catholic Church located at 512 E. Marvin Avenue, being Lot 1Block 283 of Town Addition, being 8.576 acres. Owner: Catholic Diocese of Dallas (ZA 2015-13).

Mr. Hugo Monsanto, Architect for the Applicant, 200 S. Rogers, Waxahachie, requested approval of the zoning change to accommodate the expansion of St. Joseph’s Catholic Church.

Mr. Clyde Melick, Director of Planning, reported churches are allowed in any district. The change of zoning to Planned Development-Commercial (PD-C) is made primarily to allow a church building to be built to a greater height than could be allowed in Single Family-1 (SF-1) district. Uses of the property are limited to a church building and church related buildings and uses. The property may also be used for uses permitted in Single-Family-1 (SF-1) district.

There being no others to speak for or against Zoning Amendment 2015-13, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2796:

ORDINANCE NO. 2796

AN ORDINANCE CHANGING THE ZONING ON 8.576 ACRES, BEING LOT 1, BLOCK 283, TOWN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, SITUATED AT 512 EAST MARVIN AVENUE, CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, FROM SINGLE FAMILY-1 (SF-1) TO PLANNED DEVELOPMENT-COMMERCIAL (PD-C), AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Councilmember David Hill moved to approve Ordinance No. 2796 as presented.
Councilmember Chuck Beatty seconded, **All Ayes.**

Mr. Melick presented a replat of Lot 1, Block 283 of Town Addition, being 8.576 acres. Owner: Catholic Diocese of Dallas (RP 2015-09). He reported the Applicant wishes to replat nine lots into one lot for the existing church grounds and future expansion.

Mayor Pro Tem Mark Singleton moved to approve a replat of Lot 1, Block 283 of Town Addition, being 8.576 acres. Owner: Catholic Diocese of Dallas (RP 2015-09).
Councilmember Chuck Beatty seconded, **All Ayes.**

Mr. Melick reported Atmos is requesting approval of Preliminary Plat of Lot 1, Block A of the Atmos Energy Addition, in the T Selby Survey Abstract 1002, being 6.907 acres. Owner: Clarke Kent, LLC (PLM 2015-13). He explained Atmos is moving their service center to Waxahachie.

Mayor Pro Tem Mark Singleton moved to approve Preliminary Plat of Lot 1, Block A of the Atmos Energy Addition, in the T Selby Survey Abstract 1002, being 6.907 acres. Owner: Clarke Kent, LLC (PLM 2015-13). Councilmember David Hill seconded, **All Ayes.**

Mr. Clyde Hargrove, 101 Valley Ridge Dr., Red Oak, Texas, requested approval of Final Plat of Garden Valley Ranch Ph. 3 for 90 residential lots, being 24.501 acres in the JB & Ann Adams Survey, Abst. 5. Owner: WP Legacy, LTD (FP 2015-12). He reported the rain hindered him on the landscaping but will have it complete and expects a walk-thru with the city in approximately one week.

Mr. Melick stated based on the completion of Garden Valley Parkway, these lots will be credited Roadway Impact Fees for Service Area 5.

Councilmember Chuck Beatty moved to approve of Final Plat of Garden Valley Ranch Ph. 3 for 90 residential lots, being 24.501 acres in the JB & Ann Adams Survey, Abst. 5. Owner: WP Legacy, LTD (FP 2015-12). Councilmember Mary Lou Shipley seconded, **All Ayes.**

Mr. Melick reported the Applicant is requesting approval of Replat of Lot 2R and 3R of Alford's Acres, in the Waxahachie ETJ, being 8.208 acres. Owner: Jose Medina (RP 2015-10). He stated the Applicant wishes to replat 2 lots to adjust the interior separating lot line.

Councilmember Mary Lou Shipley moved to approve Replat of Lot 2R and 3R of Alford's Acres, in the Waxahachie ETJ, being 8.208 acres. Owner: Jose Medina (RP 2015-10). Councilmember David Hill seconded, **All Ayes.**

Mr. Jeff Chambers, Director of Public Works, reported the following bids were received on Tuesday, May 26, 2015 for the 2015 Street Rehabilitation Program – Phase 1:

<u>Contractor</u>	<u>Base Bid</u>	<u>Alternate</u>	<u>Total</u>
Pavecon Public Works, LP	1,081,979.57	274,170.50	\$1,356,150.07
JLB Contracting, LLC	1,146,369.58	286,599.70	\$1,432,969.28
J & K Excavation, LLC	1,283,875.46	299,760.00	\$1,583,635.46

Mr. Chambers reported Pavecon Public Works, LP submitted the low bid in the amount of \$1,356,150.07. He stated the city is very familiar with and have confidence in Pavecon Public Works, LP, who has also successfully completed the 2014 Street Rehabilitation Program for the City.

After further discussion, Councilmember Chuck Beatty moved to award the 2015 Street Rehabilitation Program – Phase 1 bid to Pavecon Public Works, LP in the total amount of \$1,356,150.07. Councilmember Mary Lou Shipley seconded, **All Ayes.**

Fire Chief Ricky Boyd requested implementation of a Fire-Based Emergency Medical Service (EMS). He reported, as previously discussed at Council workshops, the large commitment now is to start hiring personnel and getting the ambulances in production. Chief Boyd stated a Fire-Based EMS fits well together with what the Fire Department already having paramedics. He stated the Fire Department needs to go ahead and take possession of the reserve ambulance and outfit it in order to obtain the ambulance license for the program from the state. The Fire-Based EMS will go into effect January 2016.

Chief Boyd reported three bids were recently received and the price of the bid the department intends to go with for a total of four (4) ambulances is \$730,000. The price does not include the cost of supplies. Those items will be purchase in the 2015-2016 fiscal year budget.

City Manager Paul Stevens stated it is a natural progression to have a Fire-Based EMS. He noted it is costly and budget workshops will be needed to plan this. He explained the budget adjustment request will allow

Councilmember Mary Lou Shipley spoke in favor of the program noting the city doesn't need an ambulance service that has the flexibility of bailing out.

After further discussion, Councilmember Mary Lou Shipley moved to approve of implementing Fire-Based Emergency Medical Services (EMS) and approve budget amendment for ambulance purchase as presented. Councilmember Chuck Beatty seconded, **All Ayes.**

Citizens' Petition and Request

Ms. Debra Wakeland, President and CEO, Chamber of Commerce, announced the upcoming Gingerbread Golf Classic to be held Friday, June 5, 2015.

Ms. Laura Mosley, Director of Convention and Visitors Bureau, announced a car show to be held Sunday, June 7, 2015 in the City parking garage. She thanked Council for their continued support.

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

Councilmember Chuck Beatty thanked City Staff and employees for keeping the citizens safe during the recent rains. He asked if mosquito spraying will begin. Mr. Stevens reported mosquito spraying is scheduled for the end of the week.

City Manager Paul Stevens stated there were numerous employees out working during the recent rain storms and thanked them for their hard work. He thanked Honorary Councilmember Cortlyn Bates for her participation.

Mayor Strength thanked the Public Works Department for their hard work during the rain storms. He read a thank you letter acknowledging Terri Muniz, Animal Control Department, for the care she provides to the citizens and their pets.

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There being no further business the meeting adjourned at 7:49 p.m.

Respectfully Submitted,

Lori Saunders
City Secretary