

City Council  
November 16, 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, November 16, 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. Mayor Pro Tem Mark Singleton gave the invocation and led the Pledge of Allegiance and the Texas Pledge of Allegiance.

-----

**CONSENT AGENDA:**

- a. Minutes of regular City Council meeting of November 2, 2015
- b. Minutes of City Council work session of November 2, 2015
- c. Minutes of Planning & Zoning Commission meeting of November 10, 2015
- d. Minutes of the Waxahachie Community Development Corporation meeting of November 10, 2015
- e. Minutes of the Cemetery Board meeting of November 5, 2015
- f. Minutes of the Park Board meeting of November 5, 2015
- g. Minutes of the Firemen's Relief and Retirement meeting of November 9, 2015
- h. Minutes of the Senior Center meeting of October 21, 2015
- i. Minutes of the Heritage Preservation Commission meeting of October 8, 2015
- j. Monthly Code Enforcement report for October 2015
- k. Monthly Building report for October 2015
- l. Monthly Violation Activity Statistics report for October 2015
- m. Monthly Fire & EMS report for October 2015
- n. Monthly Crime report for October 2015
- o. Approve Budget Amendment from Human Resources Department

**Councilmember Chuck Beatty moved to approve items a. through o. on the Consent Agenda.**  
Councilmember David Hill seconded, All Ayes.

-----

Councilmember David Hill introduced Mr. Connor Linguist as the Honorary Councilmember for the Month of November. Connor is the son of Dr. David and Dr. Peggy Linguist and is a senior at Waxahachie High School.

Connor is very active in school participating in numerous activities such as band, UIL, soccer, Debate Team, just to name a few. He has won numerous awards and honors and became an Eagle Scout in 2013. Connor was the WISD Operation First Day of School student co-chairman for school year 2015-2015. He is a member of the First United Methodist Church and is serving in youth leadership bible studies and activities and volunteers for mission trips.

Councilmember David Hill presented Connor with a Certificate of Appreciation for participating in the Honorary Councilmember program.

-----

Mayor Strength presented service awards to outgoing Boards and Commission members as follows:

Jackie Mims – Senior Center Advisory Board  
Jason Smith – Park Board  
Joe Jenkins – Waxahachie Community Development Corporation  
Bonney Ramsey – Park Board

Mayor Strength also recognized the following outgoing Boards and Commission members not present:

Allene Thomas – Senior Center Advisory Board  
Bobbie Fincher – Senior Center Advisory Board  
Anthony Mottla – Planning and Zoning Commission  
Elizabeth Getzendaner Cunliffe – Park Board  
Jack Curlin – Cemetery Board

-----

Mayor Strength presented Certificate of Outstanding Leadership to Ms. Audrey Willett and Mr. Jimmy Mishmash for appreciation of their commitment and dedication to leadership and service.

-----

Ms. Caryn Moore, Waxahachie Prep Academy, requested approval of a their 3<sup>rd</sup> annual 5k Warrior Run to be held Saturday, April 23, 2016 at 8:00 a.m. The start and finish line is at Heritage Baptist Church and Waxahachie Prep Academy on Butcher Road. Intermediate street closure is requested on Butcher Road. Waxahachie Police Chief and Fire Chief approve the request.

**Mayor Pro Tem Mark Singleton moved to approve the 5k Warrior Run as presented.**  
Councilmember David Hill seconded, **All Ayes.**

-----

Mr. John Smith, Director of Parks and Recreation and Ms. Jeanee Smiles, Senior Center Director, reported the existing exercise room is at capacity with no room for added equipment or users. Mr. Smith stated the exercise room expansion is estimated at \$350,000 which would be

enclosing the back porch. The Center's staff and volunteers have exceeded their goal of \$175,000, half of the estimated costs. Mr. Smith requested a budget adjustment in the amount of \$175,000 so the project can begin.

Mayor Strength commended Ms. Smiles for raising the funds.

**Councilmember Mary Lou Shipley moved to approve the budget adjustment in the amount of \$175,000 for the Senior Center Expansion as presented.** Mayor Pro Tem Mark Singleton seconded, **All Ayes.**

-----

Mayor Strength opened the Public Hearing on a request by RML Waxahachie Ford, LLC for a Specific Use Permit for temporary portable buildings in a Commercial (C) Zoning District, for the Ford Dealership located at 1800 W. Hwy. 287 Bypass, in Lot 4 of Thornhill Industrial Park, being 4.4 acres –Owner: John Thornhill (ZA 2015-42).

Mr. Danny Robinson, RML Waxahachie Ford, LLC, Little Rock, AR, representing the applicant, reported due to the expansion, temporary portable buildings are needed to house the finance department until the new facility is complete in April 2016.

Mr. Clyde Melick, Director of Planning, reported the Planning and Zoning Commission recommended approval.

There being no others to speak for or against Zoning Amendment 2015-42, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2831

**ORDINANCE NO. 2831**

**AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT ON LOT 4, THORNHILL INDUSTRIAL PARK, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, CONTAINING 4.4 ACRES, LOCATED AT 1800 W. HIGHWAY 287 BYPASS, WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING ZONED COMMERCIAL (C) TO COMMERCIAL WITH SPECIFIC USE PERMIT (C w/SUP), FOR THE PURPOSE OF ALLOWING TEMPORARY PORTABLE BUILDINGS AT THE LOCATION SHOWN ON EXHIBIT "A" ATTACHED HERETO, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.**

**Councilmember Chuck Beatty moved to approve Ordinance No. 2831 as presented.**  
Councilmember Mary Lou Shipley seconded, **All Ayes.**

-----

Mr. Melick stated the applicant is requesting approval a replat of Roe Estates, Block II, Lot 7, being 5.46 acres at 3221 Black Champ Road – Owner: Marshall & Christie M. Wallis (RP 2015-32). He reported the applicant is dividing 2 acres and re-platting 2 lots.

**Councilmember David Hill moved to approve replat of Roe Estates, Block II, Lot 7, being 5.46 acres at 3221 Black Champ Road – Owner: Marshall & Christie M. Wallis (RP 2015-32).** Mayor Pro Tem Mark Singleton seconded, **All Ayes.**

-----

Ms. Melissa McClain, Coldwell Bankers, representing applicant, requested approval of Replat of Sanger Creek North, Block 1, Lots 14, 15, and 16 being 5.179 acres in the Waxahachie Extra Territorial Jurisdiction at the corner of Becky Lane and James Court–Owner: Sharron Benge-Hartley et al (RP 2015-33). She explained, in order to sell, a replat is needed.

**Councilmember Mary Lou Shipley moved to approve of Replat of Sanger Creek North, Block 1, Lots 14, 15, and 16 being 5.179 acres in the Waxahachie Extra Territorial Jurisdiction at the corner of Becky Lane and James Court–Owner: Sharron Benge-Hartley et al (RP 2015-33).** Councilmember Chuck Beatty seconded, **All Ayes.**

-----

Mr. David Hargrove, 122 Old Bridge Road, Waxahachie, requested approval of Preliminary Plat of Garden Valley Farms for 213 residential lots being 72.215 acres in the J.B. and Ann Adams Survey a-5, being northeast of Garden Valley Parkway and Garden Valley Ranch Addition–Owner: WP Legacy LTD and Bethany/Garden Valley LTD (PLM 2015-34). Mr. Hargrove presented a drawing of the new addition noting approximately 9.5 acres are dedicated for park land and lot sizes are larger than originally planned due to consumer request.

Mr. Melick reported the construction drawings are at the engineers for review and explained the addition should not impact the city’s sewer system do to less density.

**Councilmember Chuck Beatty moved to approve of Preliminary Plat of Garden Valley Farms for 213 residential lots being 72.215 acres in the J.B. and Ann Adams Survey a-5, being northeast of Garden Valley Parkway and Garden Valley Ranch Addition–Owner: WP Legacy LTD and Bethany/Garden Valley LTD (PLM 2015-34).** Councilmember Mary Lou Shipley seconded, **All Ayes.**

-----

Ms. Gayle Sims, Director of Human Resources, presented Ordinance No. 2832 establishing Field Training Officer (FTO) Assignment Pay under Civil Service in the Police Department. She reported FTO Assignment Pay was approved through the budget process and explained the Texas Local Government Code requires the assignment pay is payable under conditions set by Ordinance.

**ORDINANCE NO. 2832**

**AN ORDINANCE OF THE CITY OF WAXAHACHIE, TEXAS, ESTABLISHING FIELD TRAINING OFFICER ASSIGNMENT PAY UNDER CIVIL SERVICE IN THE POLICE DEPARTMENT, PROVIDING AN EFFECTIVE DATE.**

*Councilmember Mary Lou Shipley moved to approve Ordinance No. 2832 as presented.*  
Councilmember David Hill seconded, *All Ayes.*

-----

Fire Chief Ricky Boyd presented Ordinance No. 2833 governing ambulance service.

**ORDINANCE NO. 2833**

**AN ORDINANCE OF THE CITY OF WAXAHACHIE AMENDING SECTION 4-1/2 OF THE CODE OF ORDINANCES, CITY OF WAXAHACHIE, CONCERNING AMBULANCES AND EMERGENCY MEDICAL SERVICE BY AMENDING USE, AND SETTING AN EFFECTIVE DATE, DECLARING AN EMERGENCY AND PROVIDING FOR AN EFFECTIVE DATE.**

*Mayor Pro Tem Mark Singleton moved to approve Ordinance No. 2833 as presented.*  
Councilmember Mary Lou Shipley seconded, *All Ayes.*

-----

Fire Chief Ricky Boyd presented Ordinance No. 2834 entering into a contract with AMR for ambulance service. He reported the existing contract expires January 3, 2016. He stated the Cities of Red Oak and Ennis as well as Ellis County have entered into a contract with AMR.

**ORDINANCE NO. 2834**

**AN ORDINANCE OF THE CITY OF WAXAHACHIE ENTERING INTO A CONTRACT WITH AMR FOR AMBULANCE, AND SETTING AN EFFECTIVE DATE, DECLARING AN EMERGENCY AND PROVIDING FOR AN EFFECTIVE DATE.**

*Councilmember Chuck Beatty moved to approve Ordinance No. 2834 as presented.* Mayor Pro Tem Mark Singleton seconded, *All Ayes.*

-----

**Citizens' Petitions and Requests:**

Ms. Debra Wakeland, President and CEO of Waxahachie Chamber of Commerce, announced the Downtown Christmas Parade will be at 6:00 p.m. on Tuesday, December 2, 2016.

-----

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

City Council thanked Mr. Connor Linguist for participating in the Honorary Councilmember program.

Council, City Staff and City Attorney thanked Director of Planning Clyde Melick for his work as a valuable team member of the City of Waxahachie. All wished him well as he takes on a new position with the Waxahachie Independent School District.

-----

Council Convene into Executive Session at 7:47 p.m. to deliberate real property as permitted by the Texas Government Code, Section 551.072.

-----

Council reconvened at 9:12 p.m.

**No action taken**

-----

There being no further business, the meeting adjourned at: 9:14 p.m.

Respectfully submitted,

Lori Saunders  
City Secretary