

City Council
February 15, 2016

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 16, 2016 at 7:00 p.m.

Council Members Present: Kevin Strength, Mayor
Chuck Beatty, Councilmember
David Hill, Councilmember

Council Members Absent: Mark Singleton, Mayor Pro Tem
Mary Lou Shipley, Councilmember

Others Present: Paul Stevens, City Manager
Michael Scott, Assistant City Manager
Derica Peters, Planning & Development Coordinator
Steve Chapman, City Attorney
Lori Saunders, City Secretary

Mayor Kevin Strength called the meeting to order and City Engineer James Gaertner gave the invocation.

Troop 251 led the Pledge of Allegiance and the Texas Pledge of Allegiance.

CONSENT AGENDA:

- a. Minutes of the regular City Council meeting of February 1, 2016
- b. Minutes of the City Council work session of February 1, 2016
- c. Minutes of the regular Planning and Zoning Commission meeting of February 9, 2016
- d. Minutes of the Park Board meeting of February 4, 2016
- e. Minutes of the Heritage Preservation Commission meeting of January 14, 2016
- f. Minutes of the Ellis County Women's Building meeting of July 31, 2015
- g. Minutes of the Keep Waxahachie Beautiful meetings of October 20, 2015 and November 7, 2015
- h. Monthly Code Enforcement Report for January 2016
- i. Monthly Building Report for December 2015
- j. Monthly Violation Activity Statistics for January 2016
- k. Monthly Crime Report for January 2016
- l. Monthly Fire and EMS Reports for December 2015 and January 2016
- m. Waxahachie Police Department racial profiling report for 2015
- n. Approve contract & agreement on burn building and drill tower

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

Mayor Strength introduces Mr. Judah Bozeman as the Honorary Councilmember. Mr. Bozeman is a senior at Waxahachie Global High School where he holds a 3.8 GPA. He has already completed 43 hours at Navarro College, Waxahachie and 22 hours at the University of Texas at Tyler. Activities include: Student Council, Senior Class Council Member, and FIRST Robotics Business Team Member. Community Service includes: Saint Nektarios Orthodox Church Choir, AT&T Stadium Scholarship, and Student Council Community Outreach.

Mayor Strength presented Mr. Bozeman with a Certificate of Appreciation for his participation the Honorary Councilmember Program.

Downtown Development Director Anita Brown reported the City recently received National Main Street Accreditation from the Texas Historical Commission. She reported to receive this special recognition cities must complete a state performance review that measures the successfulness of the city's annual program of work and score a minimum of 90. Waxahachie received a score of 106 and will be recognized at the National Main Street Conference in Minnesota.

Council congratulated Ms. Brown and commended her for her loyalty to downtown Waxahachie.

City Manager Paul Stevens reported Council reported when Council approved the incentives for the renovation of the former County Buildings with Mutual Pursuits, LLC, we signed a Subordination of Lien making the city's lien position secondary to Citizens National Bank's position for their loan for the renovations. Mr. Stevens stated Mutual Pursuits is now in need to borrow an additional \$792,768 in order to complete the renovation. It has been requested the City extend the amount of the original Subordination of Lien to cover the additional costs.

Mr. Jim Lake, Mutual Pursuits, LLC, stated the loan is to handle additional funding for the project.

Mayor Strength reiterated this will be the second Subordinate Lien. Mr. Stevens concurred and stated at the Council meeting of February 1, 2016, Council extended the Economic Development Agreement with Mutual Pursuits for downtown building renovations.

Councilmember David Hill moved to approve the Subordination Agreement with Mutual Pursuits, LLC, for downtown building renovations as presented. Councilmember Chuck Beatty seconded, **All Ayes.**

Mayor Strength opened the Public Hearing on a request by Emma Arredondo for a Specific Use Permit for a personal services shop/beauty salon in a Planned Development-76-Office (PD-76-O) Zoning District for the property located at 101 Executive Court, Suite 400B, being Block 1A, Littleton Estates, 0.62 acres.–Owner: Arredondo Leasing LTD (ZA 2016-01).

Ms. Emma Arredondo, 101 Executive Court, Waxahachie, reported the beauty salon will specialize in permanent makeup and eyelashes.

There being no others to speak for or against Zoning Amendment 2016-01, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2846:

ORDINANCE NO. 2846

AN ORDINANCE CHANGING THE ZONING ON BLOCK 1A, LITTLETON ESTATES, CONTAINING 0.62 ACRE, CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, LOCATED AT 101 EXECUTIVE COURT, SUITE 400B, WAXAHACHIE, ELLIS COUNTY, TEXAS, FROM PLANNED DEVELOPMENT-76-OFFICE (PD-76-0) TO PLANNED DEVELOPMENT-76-OFFICE WITH A SPECIFIC USE PERMIT (PD-76-O) FOR A PERSONAL SERVICES SHOP/BEAUTY SALON ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Councilmember Chuck Beatty moved to approve Ordinance No. 2846 as presented.
Councilmember David Hill seconded, All Ayes.

Assistant City Manager Michael Scott stated staff received a letter requesting an extension to March 7, 2016 for Preliminary Plat of Homestead Estates, being 35.484 acres situated in the William Steward Survey, a-956 for 29 residential lots on Old Italy Road –Owner: Michel Manzain & Waxahachie 45 Partnership (PLM 2016-02).

Councilmember Chuck Beatty moved to consider Preliminary Plat of Homestead Estates, being 35.484 acres situated in the William Steward Survey, a-956 for 29 residential lots on Old Italy Road –Owner: Michel Manzain & Waxahachie 45 Partnership (PLM 2016-02) at the Council meeting of March 7, 2016. Councilmember David Hill seconded, All Ayes.

Mr. Daniel Hereid, 1082 Carpenter Ct., Lavon, Texas, requested approval of Replat of the Homestead at Baucum Ranch, Phase One, Lots 9 and 10, being 10.72 acres in the J.Pruitt Survey, a-878 in the Extraterritorial Jurisdiction located on Baucum Road –Owner: Baucum Family Partners and Dan Hereid (RP 2016-05).

Councilmember David Hill moved to approve Replat of the Homestead at Baucum Ranch, Phase One, Lots 9 and 10, being 10.72 acres in the J.Pruitt Survey, a-878 in the Extraterritorial Jurisdiction located on Baucum Road –Owner: Baucum Family Partners and Dan Hereid (RP 2016-05). Councilmember Chuck Beatty seconded, All Ayes.

Mr. Marcus Brown, Emergency Management Coordinator, referenced the recent council workshop where discussion took place of the city separating from the county to have its own emergency management plan. He presented Ordinance No. 2847 noting it allows the city to have its own emergency management plan:

ORDINANCE NO. 2847

AN ORDINANCE ESTABLISHING A PROGRAM OF COMPREHENSIVE EMERGENCY MANAGEMENT WHICH INCLUDES THE MITIGATION, PREPAREDNESS, RESPONSE AND RECOVERY PHASES OF EMERGENCY MANAGEMENT; ACKNOWLEDGING THE OFFICE OF EMERGENCY MANAGEMENT DIRECTOR; AUTHORIZING THE APPOINTMENT OF AN EMEERGENCY MANAGEMENT COORDINATOR; AND PROVIDING FOR THE DUTIES AND RESPONSIBILITIES OF THOSE OFFICES; IDENTIFYING AN OPERATIONAL ORGANIZATION; GRANTING NECESSARY POWERS TO COPE WITH ALL PHASES OF EMERGENCY MANAGEMENT WHICH THREATEN LIFE AND PROPERTY IN THE CITY OF WAXAHACHIE; AUTHORIZING COOPERATIVE AND MUTUAL AID AGREEMENTS FOR RELIEF WORK BETWEEN THIS AND OTHER CITIES OR COUNTIES AND FOR RELATED PURPOSES; PROHIBITING UNAUTHORIZED WARNING AND ALL-CLEAR SIGNALS AND MAKING VIOLATIOINS A MISDEMEANOR PUNISHABLE BY FINE NOT TO EXCEED \$200.00; AND DECLARING AN EMERGENCY AND MAKING THIS ORDINANCE EFFECTIVE UPON PASSAGE.

Councilmember David Hill moved to approve Ordinance No. 2847 as presented.
Councilmember Chuck Beatty seconded, **All Ayes.**

Assistant City Manager Michael Scott reported the Planning Department has undergone significant change in recent months and with the unprecedented growth in the city the department requires additional staff. He requested to upgrade the Planning Coordinator position to a Planner II which will not have any budgetary impact. Mr. Scott requested the addition of a planner Tech position. The fiscal impact of this request is \$47,000 and includes 9 months of salary as well as necessary furniture, computer and supplies. The annual salary budgetary impact would be \$48,000.

After a brief discussion, Councilmember Chuck Beatty moved to approve Planning Department staffing and related expenses as presented. Councilmember David Hill seconded, **All Ayes.**

Citizens' Petitions and Requests

None

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

Mayor, City Council and Staff thanked Mr. Judah Bozeman for participating as Honorary Councilmember. Mr. Stevens stated Mr. Bozeman currently interns with the city.

Planning Director Darren Groth thanked Council for the additional support in his department.

City Manager Paul Stevens thanked Mr. Marcus Brown and Ms. Leila Cole, the Police Department and Fire Department and all who are involved with emergency management. He stated Mr. Brown took a leadership role putting the plan together. Mr. Stevens gave due credit to the county, Judge Bush, and Ellis County Emergency Management Coordinator as well as other cities in the county. He stated even though we are separating and controlling our own destiny to some extent, we are all still dependent on each other when an emergency happens so we do thank the County in what they have done in the past and will do in the future.

Mr. Stevens announced Raising Canes Chicken will hold their grand opening and ribbon cutting on Tuesday, February 16th 9:30 am. He announced TxDot will have viaduct meeting at the civic center on Tuesday, February 16th from 5:00p.m.-7:00p.m.

Mayor Strength announced Councilmember Chuck Beatty was honored at the MLK and AME Church Founder's Day on February 13th and received the Bridge Award. This is an award given annually to individuals who create pathways of excellence in restoring justice, strengthening economic equality, cultural appreciation, community, and faith partnerships. He congratulated Councilmember Beatty on this prestigious award. Mayor Strength thanked Mr. Marcus Brown and Ms. Leila Cole and echoed the wonderful relationship the city has with the county.

Councilmember David Hill recognized his wife and announced they are celebrating their 41st wedding anniversary.

Director of Communications and Marketing Amy Hollywood announced, Thursday, February 18th, WFAA television will be live at College and Franklin spotlighting Waxahachie. She stated this is great public relations for the city. Ms. Hollywood announced the Texas Film Festival tickets are on sale. Mr. Stevens noted the reason we get these types of opportunities is due to Amy's relationship with the media.

There being no further business, the meeting adjourned at: 7:31 p.m.

Respectfully submitted,

Lori Saunders
City Secretary