

City Council
October 3, 2022

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, Waxahachie, Texas, on Monday, October 3, 2022 at 7:00 p.m.

Council Members Present: David Hill, Mayor, Council Member Place 1
Chris Wright, Mayor Pro Tem, Council Member Place 3
Patrick Souter, Council Member Place 2
Billie Wallace, Council Member Place 4
Travis Smith, Council Member Place 5

Others Present: Michael Scott, City Manager
Albert Lawrence, Deputy City Manager
Robert Brown, City Attorney
Jami Bonner, Assistant City Secretary

1. Call to Order

Mayor David Hill called the meeting to order.

2. Invocation

3. Pledge of Allegiance and Texas Pledge of Allegiance

City Manager Michael Scott gave the invocation. Council Member Patrick Souter led the Pledge of Allegiance and the Texas Pledge of Allegiance.

4. Public Comments

Kimberly Holman, 713 Nandina Way, Waxahachie, Texas, thanked the City Council for approving event applications for “C10s in the Park” and “C10s Party on the Square” as the events benefitted two Waxahachie non-profits including Waxahachie Care.

Peggy Crabtree, 607 W. Jefferson St., Waxahachie, Texas, requested assistance with dumped furniture off of Railroad St. along the railroad tracks and asked the City to consider either closing a portion of Railroad St. or provide road maintenance.

Alan Fox, 327 University St., Waxahachie, Texas, applauded the City Council for supporting City staff with confidence. He recognized City Manager Michael Scott’s abilities to lead the city of Waxahachie into the future.

5. Consent Agenda

- a. Minutes of the City Council meeting of September 19, 2022
- b. Minutes of the City Council briefing of September 19, 2022
- c. Event application for Waxahachie Homecoming Parade on October 14, 2022
- d. Event application for Christmas Movie Festival to be held December 16, 2022 at Railyard Park
- e. Interlocal Agreement with Ellis County Jail for detention services

- f. Interlocal Agreement with Ellis County for the purchase of various goods and services
- g. Cooperative Purchasing Agreement with OMNIA Partners

Action:

Council Member Billie Wallace moved to approve items a. through g. on the Consent Agenda. Mayor Pro Tem Chris Wright seconded, All Ayes.

6. Introduce Honorary Councilmember

Mayor Pro Tem Chris Wright introduced and welcomed Madilyn “Maddie” Dunn as the Honorary Councilmember for the month of October. Ms. Dunn is a Junior at Waxahachie High School where she is an “A” honor roll student, AP scholar, and ranks in the top 1% of her class. She’s the 1st Lieutenant of the National Champions Cherokee Charmer Drill Team, Student Council Secretary for the Junior class, Business Manager and Junior Editor of the yearbook staff, member of the Broadcast Media Program, and an active member in the Interact Club. Ms. Dunn serves on the Youth Leadership Team at the First Baptist Church of Waxahachie and works part time. She hopes to continue her dance training in college and is interested in pursuing a career in communications and nursing.

8. Present Proclamation proclaiming October 5, 2022 as “World Teachers’ Day”

Mayor Hill presented Proclamation proclaiming October 5, 2022 as “World Teachers’ Day” and presented it to Waxahachie ISD teachers and members of the Board of Trustees.

7. Present Proclamation proclaiming October 2022 as “National Community Planning Month”

Mayor Hill presented Proclamation proclaiming October 2022 as “National Community Planning Month” and presented it to members of the Planning and Zoning Commission and City of Waxahachie Planning Department staff.

9. Consider proposed Ordinance amending Article VIII, “Animal Care Advisory Committee,” Chapter 6, “Animals and Fowl,” of the Waxahachie City Code and appoint members

ORDINANCE NO. 3346

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, AMENDING ARTICLE VIII, “ANIMAL CARE ADVISORY COMMITTEE,” CHAPTER 6, “ANIMALS AND FOWL,” OF THE WAXAHACHIE CITY CODE AND PROVIDING FOR AN EFFECTIVE DATE

Action:

Council Member Billie Wallace moved to approve Ordinance No. 3346 and appoint Ms. Cherie Batsel to the Animal Care Advisory Committee. Council Member Patrick Souter seconded, All Ayes.

10. Consider approval of a contract with Capco Telecom LLC for the City of Waxahachie Water/Sewer Management and Security Measures Project

Richard Abernethy, Director of Administrative Services, requested approval of a contract with Capco Telecom LLC for the City of Waxahachie Water/Sewer Management and Security Measures Project. He noted the City Council was briefed in September of 2021 on recommended projects that could be funded with Coronavirus Local Fiscal Recovery Funds (CLFRF) and the Water/Sewer Management and Security Measure Project was identified as a project to move forward utilizing these funds. This will allow the City to improve its SCADA communication systems and enhance security of the water and wastewater infrastructure.

Action:

Council Member Billie Wallace moved to approve a contract with Capco Telecom LLC for the City of Waxahachie Water/Sewer Management and Security Measures Project. Council Member Travis Smith seconded. All Ayes.

11. Consider contract price increase for concrete services with G.A.W. Construction Services

James Gaertner, Director of Public Works and Engineering, requested approval of a contract price increase for concrete services with G.A.W. Construction Services. He explained the City of Waxahachie entered into an Interlocal Agreement with the City of Midlothian. Through the agreement, the City of Waxahachie has hired G.A.W. Construction Services for miscellaneous concrete work throughout the city. He explained the City of Midlothian recently approved an increase with G.A.W. Construction Services due to inflation. In order to continue to utilize G.A.W. Construction Services for various smaller concrete projects without having to go out for bid for each project, City staff requests approval of the contract price increase.

Council Member Travis Smith asked if this would be a good opportunity to receive bids from other contractors. Mr. Gaertner replied it is an option, but after researching the market, the increase seems to be on par with what other contractors are bidding. He explained that without a contract in place, the City would have to bid out various small projects individually that may delay the process.

Council Member Billie Wallace asked Mr. Gaertner to explain the increase percentage. Mr. Gaertner replied G.A.W. Construction Services' item list indicates some items will increase by 8.5%, some by 11%, and others by 0%.

Mayor Pro Tem Wright asked Mr. Gaertner if partnering with the City of Midlothian through an interlocal agreement offers pricing similar to bulk pricing for smaller projects. Mr. Gaertner confirmed.

Council Member Patrick Souter inquired about the length of the contract the City of Midlothian has with the contractor. Mr. Gaertner replied the contract began in 2021 and can be extended up to three years when the contract will need to be considered again.

Action:

Council Member Billie Wallace moved to approve a contract price increase for concrete services with G.A.W. Construction Services. Council Member Travis Smith seconded. All Ayes.

12. Consider award of a construction contract to Dake Construction for Howard Road Treatment Plant Filter No. 3 Rehabilitation

David Bailey, Senior Director of Utilities, requested consideration of an award of a construction contract to Dake Construction for Howard Road Water Treatment Plant No. 3 Rehabilitation in the amount of \$189,400 with a contingency of \$18,940. He explained the underdrain system failed earlier in 2022 and has been out of service since that time.

Action:

Council Member Billie Wallace moved to approve award of a construction contract to Dake Construction for Howard Road Plant Filter No. 3 Rehabilitation. Council Member Travis Smith seconded. All Ayes.

13. Consider amendment to the professional services contract with Plummer & Associates for the Howard Road Air Scour Blower and Chemical Storage Tank Rehabilitation Project

Brandon Lacey, Assistant Director of Utilities, requested approval of a contract amendment in the amount of \$83,000 for engineering services and construction administration agreement with Plummer & Associates to include engineering design services and construction oversight for the Howard Road Filter No. 6 rehab and Raw Water Flowmeter Replacement Project in association with the Howard Road Air Scour Blower and Chemical Storage Tank Rehabilitation Project.

Action:

Mayor Pro Tem Chris Wright moved to approve an amendment to the professional services contract with Plummer & Associates for the Howard Road Air Scour Blower and Chemical Storage Tank Rehabilitation Project. Council Member Billie Wallace seconded. All Ayes.

14. Consider approval of a professional engineering services agreement with Teague Nall & Perkins, Inc. for design and construction services for Water Street Waterline Improvements

Mr. Bailey requested approval of a professional engineering services agreement with Teague Nall & Perkins, Inc. for design and construction administration services for Water Street Waterline Improvements in the amount of \$168,800. He explained the project would entail about 3,800 linear feet of 6" diameter cast iron waterline replacement where numerous failures have occurred. The line will be replaced with an 8" diameter water line, most likely using PVC, with new water services, fire hydrants and valves. He noted the project is a planned and budgeted expense in the Utilities five-year CIP plan with funding coming from the 2022 bond sale.

Council Member Travis Smith inquired about the estimated time required to close streets for the project. Mr. Bailey replied that construction is planned to be six to eight months and streets will be closed block by block. Council Member Smith expressed the importance of minimizing closures and encouraged staff to coordinate a traffic plan to ensure businesses are minimally affected.

Mayor Pro Tem Chris Wright recognized the project's urgency as several failures have affected citizens and businesses along Water Street.

Mayor David Hill inquired about the age of the cast iron water line. Mr. Bailey replied the cast iron water line predates 1933.

Council Member Patrick Souter recognized that while street closures will affect citizens and businesses during the project, the water line failures are becoming more frequent and repairs often close streets and water is unavailable during that time.

Action:

Council Member Billie Wallace moved to approve a professional engineering services agreement with Teague Nall & Perkins, Inc. for design and construction services for Water Street Waterline Improvements. Council Member Travis Smith seconded. All Ayes.

15. Consider approval of a professional engineering services agreement with Plummer & Associates for Sodium Hypochlorite Bulk Storage Tank and Tube Settler Replacement at the Robert W. Sokoll Water Treatment Plant

Mr. Lacy requested approval of a professional engineering service agreement with Plummer & Associates for Sodium Hypochlorite Bulk Storage Tank and Tube Settler Replacement at the Robert W. Sokoll Water Treatment Plant in the amount of \$110,000. He noted the proposal includes design services for replacement of both components which were installed when the Plant was commissioned in 2009 and are nearing the recommended service life of 10 – 15 years. The project is a planned and budgeted expense included in the FY 2023 Sokol's operations & maintenance fund. He reminded the Council that capital project expenses are split as part of the joint venture contract with Rockett Special Utility District thus the true expense for the City of Waxahachie is \$55,000.

Action:

Council Member Billie Wallace moved to approve a professional engineering services agreement with Plummer & Associates for Sodium Hypochlorite Bulk Storage Tank and Tube Settler Replace at the Robert W. Sokoll Water Treatment Plant. Council Member Travis Smith seconded. All Ayes.

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

Council Member Travis Smith praised City staff for their efforts to coordinate events throughout town over the weekend.

Council Member Billie Wallace echoed Council Member Smith's comments and stated it makes her proud to live in Waxahachie when she sees so many activities and opportunities to meet people and spend time with loved ones at home. She thanked Director of Communications Amy Borders and her team for coordinating the Mayor's Coffee and stated she received positive feedback and would like to see the event held more than once a year.

City Manager Michael Scott welcomed Honorary Councilmember Maddie Dunn and thanked her for being at the meeting. He thanked Council Members Travis Smith and Billie Wallace for recognizing City staff's efforts of going above and beyond. Mr. Scott congratulated Chief Joe Wiser on his first day of service as Police Chief for the City of Waxahachie.

Mayor Pro Tem Chris Wright thanked Honorary Councilmember Maddie Dunn's mother, Shanna, for supporting Maddie. He thanked WISD teachers for everything they do. He expressed appreciation to the Planning Department and the Planning and Zoning Commission for their efforts to do what is best for Waxahachie. He recognized Navarro College for their dedication to the Waxahachie community and congratulated them on a successful "Brilliance" event.

Council Member Patrick Souther expressed appreciation to City staff and recognized the efforts made to ensure the City runs responsibly and efficiently. He encouraged the community to enjoy upcoming events.

City Attorney Robert Brown commended the Planning Department staff.

Honorary Councilmember Maddie Dunn thanked the City Council for their service to Waxahachie.

Mayor David Hill echoed comments and stated Waxahachie has the best staff in Texas.

16. Convene into Executive Session to review Performance Evaluation for City Manager as permitted by Section 551.074 of the Texas Government Code

Mayor Hill announced at 7:51 p.m. the City Council would convene into Executive Session to review Performance Evaluation for City Manager as permitted by Section 551.074 of the Texas Government Code.

17. Reconvene and take any necessary action

The meeting reconvened at 9:53 p.m.

Action:

Council Member Billie Wallace moved to approve changes to the Employment Agreement with Michael Scott agreed upon in Executive Session. Council Member Travis Smith seconded. All Ayes.

19. Adjourn

There being no further business, the meeting adjourned at 9:53 p.m.

Respectfully submitted,

Jami Bonner
Assistant City Secretary