

City Council
October 17, 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 17, 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
Amber Villarreal, 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

Pastor Alex Farr, First Baptist Waxahachie, gave the invocation. Mayor Pro Tem Chris Wright led the Pledge of Allegiance and the Texas Pledge of Allegiance.

4. Public Comments

None

5. Consent Agenda

- a. Minutes of the City Council meeting of October 3, 2022
- b. Minutes of the City Council briefing of October 3, 2022
- c. Event application for CHMC Fall Festival to be held October 28, 2022
- d. Event application of 80's Family Night to be held on October 30, 2022
- e. Event application for Community Tree Lighting & Parade to be held on November 29, 2022
- f. Cooperative Purchasing Agreement with Sourcewell for various goods and services
- g. Cooperative Interlocal Agreement with 1 Governmental Procurement Alliance for various goods and services
- h. Interlocal Agreement with Lubbock County for various goods and services
- i. Supplemental appropriation for insurance reimbursement to the Parks Department Budget in the amount of \$16,236.42
- j. Resolution denying a rate increase request by Oncor Electric Delivery Company, LLC
- k. Renewal of Sodium Chlorite purchase and Chlorine Dioxide Generator Rental Agreements at the Howard Road and Robert W. Sokoll Water Treatment Plants

1. Authorize staff to make any necessary closures/traffic flow modifications to accommodate Halloween activities in and around West Marvin Ave.

RESOLUTION NO. 1335

A RESOLUTION OF THE CITY OF WAXAHACHIE, TEXAS FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S ("ONCOR" OR "COMPANY") APPLICATION TO CHANGE RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

Action:

Council Member Billie Wallace moved to approve items a. through l. on the Consent Agenda. Council Member Patrick Souter seconded, All Ayes.

6. Introduce Honorary Councilmember

Mayor Pro Tem Chris Wright recognized and presented a Certificate of Appreciation to Madilyn "Maddie" Dunn, Honorary Councilmember for 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.

7. Public Hearing on a request by Reginald Levingston, for a Specific Use Permit (SUP) for an Accessory Structure +700sf, use within a Single Family-3 (SF-3) zoning district located at 110 Elder St (Property ID 171560) - Owner: REGINALD LEVINGSTON (ZDC-93-2022)

Senior Director of Planning Jennifer Pruitt reviewed the case noting the applicant is requesting a Specific Use Permit for an existing metal carport structure exceeding 700+ sq. ft. Staff recommended approval per staff comments:

1. The accessory structure shall not be used as a dwelling.
2. The accessory structure shall not be used for commercial purposes.
3. The accessory structure shall not be leased or sold separately from the primary residence and shall not be separately metered.
4. The applicant shall obtain a permit from the City of Waxahachie Building Department.

Mayor Hill opened the Public Hearing.

There being no others to speak for or against ZDC-93-2022, Mayor Hill closed the Public Hearing.

8. Consider proposed Ordinance approving ZDC-93-2022

ORDINANCE NO. 3347

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT AN ACCESSORY STRUCTURE EQUAL TO OR GREATER THAN 700 SQUARE FEET USE WITHIN A SINGLE FAMILY-3 (SF-3) ZONING DISTRICT, LOCATED AT 110 ELDER STREET, BEING PROPERTY ID 141560, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 2, BLOCK 232, IN THE TOWN ADDITION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Council Member Billie Wallace moved to approve Ordinance No. 3347. Council Member Travis Smith seconded, All Ayes.

9. Consider quote for services and authorizing an agreement with Musco Sports Lighting, LLC for the purchase and installation of athletic field lighting at Lee Penn Park

Brad Barnes, Assistant Director of Parks and Recreation, requested approval of a quote for services and authorizing an agreement with Musco Sports Lighting, LLC for the purchase and installation of lighting for the baseball field at Lee Penn Park. He explained staff received a quote through the BuyBoard purchasing cooperative, for a total cost of \$158,311. In the FY 23 Budget, City Council approved a service enhancement in the amount of \$165,000 for the replacement of the ballfield lights at Lee Penn Park.

Action:

Council Member Travis Smith moved to approve a quote for services and authorize an agreement with Musco Sports Lighting, LLC for the purchase and installation of lighting for the baseball field at Lee Penn Park in the amount of \$158,311 as presented. Council Member Billie Wallace seconded, All Ayes.

10. Consider bid awards and authorization of contracts for Lawn Maintenance and Landscaping Services for the City

Gumaro Martinez, Executive Director of Parks and Leisure Services, requested approval of a bid award and authorization of contract to Lantana Lawn Care for the “high profile” city properties in the amount of \$317,857.09 and also approve a bid award and authorization of contract to Hoots Lawn Care for the “Utilities Department” properties in the amount of \$74,795. He explained, if approved, the effective date of the new contracts will be November 1, 2022. He reported the contract is a two-year initial term, with three one-year renewal options.

Action:

Council Member Billie Wallace moved to approve a bid award and authorization of contract to Lantana Lawn Care for the “high profile” city properties in the amount of \$317,857.09 and also approve a bid award and authorization of contract to Hoots Lawn Care for the “Utilities Department” properties in the amount of \$74,795. Mayor Pro Tem Chris Wright seconded, All Ayes.

11. Consider approval of a change order to a Construction Services Agreement with Dailey Construction, Inc. for Wastewater Main Improvements along Wyatt Street and Hill Street Branch

David Bailey, Director of Utilities, requested approval of a change order in the amount of \$62,109 to a construction services agreement with Dailey Construction, Inc. for wastewater main improvements along Wyatt Street and Hill Street Branch. He explained the proposed change order is for pipe bursting of approximately 375-linear feet of 6-inch diameter clay tile sanitary sewer line and replacing it with 9-inch PVC pipe. The sewer line will be replaced along North College Street from just south of the Union Pacific Railroad right-of-way to Water Street at College Street intersection.

Council Member Travis Smith inquired about the timeline for the project and Mr. Bailey explained the project will take approximately 30 days to complete.

Action:

Council Member Billie Wallace moved to approve a change order in the amount of \$62,109 to a construction services agreement with Dailey Construction, Inc. for wastewater main improvements along Wyatt Street and Hill Street Branch. Council Member Travis Smith seconded, All Ayes.

12. Consider approval of a Professional Services Agreement with Birkhoff, Hendricks, and Carter, LLP for Distribution Line-Lofland/Ovilla Road Loop Phase 2 Project W-W-11C

Mr. Bailey requested approval of a Professional Engineering Service Agreement with Birkhoff, Hendrick, & Carter, LLP for Distribution Line-Lofland/Ovilla Road Loop Phase 2 in the amount of \$672,575.

Council Member Smith asked if this will affect northern businesses currently on septic systems and Mr. Bailey explained it will bring water to the northern quadrant of Waxahachie and help sustain water pressure in Settler’s Glen subdivision.

Action:

Council Member Billie Wallace moved to approve a Professional Engineering Service Agreement with Birkhoff, Hendrick, & Carter, LLP for Distribution Line-Lofland/Ovilla Road Loop Phase 2 in the amount of \$672,575. Mayor Pro Tem Chris Wright seconded, All Ayes.

13. Consider approval of a Quote from Odessa Pumps to Repair Lake Bardwell Pump Station No. 1 Pump and Motor

Brandon Lacy, Assistant Director of Utilities, requested approval of a quote from Odessa Pumps to repair Lake Bardwell Pump Station No. 1 pump and motor in the amount of \$76,624. He explained the project is a budgeted expense included in the Utility Department's FY 23 operations and maintenance budget.

Action:

Council Member Billie Wallace moved to approve a quote from Odessa Pumps to repair Lake Bardwell Pump Station No. 1 pump and motor in the amount of \$76,624. Council Member Travis Smith seconded, All Ayes.

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

Council Member Travis Smith thanked the City Secretary's Office for scheduling and preparing travel information for the Texas Municipal League (TML) Annual Conference.

Council Member Billie Wallace thanked the City Secretary's Office for scheduling and preparing travel information for the Texas Municipal League Annual Conference. Ms. Wallace also thanked Police Chief Joe Wiser for working with staff to keep the citizens safe in the Harbin Street area during Halloween with additional staffing and street closures, as needed.

City Manager Michael Scott noted an Everbridge notification will be sent to residents in the Harbin Street area regarding any street closures. Mr. Scott congratulated James Gaertner on his promotion to Executive Director of Public Works and Engineering. Mr. Scott also recognized Macey Martinez on receiving her Professional Engineering License.

Mayor Pro Tem Chris Wright thanked Maddie Dunn for her participation in the Honorary Council Member program and thanked Police Chief Wiser and staff for their assistance with the Homecoming Parade. Mr. Wright congratulated Macey Martinez and James Gaertner. Mr. Wright explained the TML Conference provided a great learning opportunity for Council Members.

Council Member Patrick Souter thanked the City Secretary's Office for scheduling and preparing travel information for the Texas Municipal League (TML) Annual Conference. He explained the conference had about 3,500 attendees from across the state and it was a great learning and networking opportunity. He noted it was informative learning about Best Practices and was pleased to know those are in place in Waxahachie.

Honorary Council Member Maddie Dunn thanked City Council for allowing her participation at the meeting.

Mayor David Hill recognized there has been approximately 23,000 Building Inspections and Plan Reviews which averages to about 480 inspections per inspector. Mayor Hill thanked Maddie Dunn for her attendance and noted the TML Conference was very informative and beneficial.

15. Adjourn

There being no further business, the meeting adjourned at 7:25 p.m.

City Council
October 17, 2022
Page 6

Respectfully submitted,

Amber Villarreal
City Secretary