

City Council
December 2, 2019

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, December 2, 2019 at 7:00 p.m.

Councilmembers Present: David Hill, Mayor
Mary Lou Shipley, Mayor Pro Tem
Chuck Beatty, Councilmember
Kevin Strength, Councilmember
Melissa Olson, Councilmember

Others Present: Michael Scott, City Manager
Albert Lawrence, Assistant City Manager
Tommy Ludwig, Assistant City Manager
Robert Brown, City Attorney
Amber Villarreal, Acting 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

Mayor Hill gave the invocation and 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 November 18, 2019
- b. Minutes of the City Council briefing of November 18, 2019
- c. Minutes of the City Council work session of November 18, 2019
- d. Consider approving the proposals for playground installation at Boat Dock Park, landscaping and irrigation at Spring Park, and Lions Park soccer field irrigation
- e. Consider authorizing an Interlocal Agreement with the University of Texas at Arlington for inspection and data analysis services associated with sanitary sewer system pipelines
- f. Street Closures for Santa Run to be held December 14, 2019
- g. Event Application for King Day Celebration and Parade to be held on January 20, 2020
- h. Event Application for Hachie 50 Event to be held on May 2, 2020

Action:

Councilmember Kevin Strength moved to approve items a. through h. on the Consent Agenda. Mayor Pro Tem Mary Lou Shipley seconded, All Ayes.

6. Introduce Honorary Councilmember

Councilmember Kevin Strength introduced Rachael Edgar as the Honorary Councilmember for the month of December. Ms. Edgar is a Senior at Global High and is ranked #14 in her class. She plans on attending Texas A&M to become a Civil Engineer. Ms. Edgar is the Global High Student Council President, a member of Global High's Bowling Team, and on the Waxahachie Shotgun Team.

7. Public Hearing on a request by Brian Shaw, Blue Bonnet Trail LLC, for a Zoning Change from a Planned Development-11-Multiple Family-1 zoning district to Planned Development-Multiple Family-1, with Concept Plan, located at the SW corner of Northgate Drive at Stadium Drive (Property ID 239255) - Owner: Blue Bonnet Trail LLC (PD-19-0135)

Mayor Hill opened the Public Hearing and announced the applicant requested to continue PD-19-0135 to the December 16, 2019 City Council meeting.

8. Consider proposed Ordinance approving PD-19-0135

Action:

Councilmember Chuck Beatty moved to continue the Public Hearing on a request by Brian Shaw, Blue Bonnet Trail LLC, for a Zoning Change from a Planned Development-11-Multiple Family-1 zoning district to Planned Development-Multiple Family-1, with Concept Plan, located at the SW corner of Northgate Drive at Stadium Drive (Property ID 239255) - Owner: Blue Bonnet Trail LLC (PD-19-0135) to the December 16, 2019 City Council meeting. Mayor Pro Tem Mary Lou Shipley seconded, All Ayes.

9. Public Hearing on a request by Brandon Edgley, Sunpro Solar, for a Specific Use Permit (SUP) for Rooftop Solar Panel System use within a Single Family-2 zoning district, located at 227 Equestrian Drive (Property ID 236368) – Owner: Christina and Dan R Orona III (SU-19-0137)

Mayor Hill opened the Public Hearing.

Planning Director Shon Brooks reviewed SU-19-0137 noting the applicant is requesting the use of residential solar panels and staff recommended approval as presented.

There being no others to speak for or against SU-19-0137, Mayor Hill closed the Public Hearing.

10. Consider proposed Ordinance approving SU-19-0137

ORDINANCE NO. 3159

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT A ROOFTOP SOLAR PANEL SYSTEM USE WITHIN A SINGLE FAMILY (SF2) ZONING DISTRICT, LOCATED AT 227 EQUESTRIAN DRIVE, BEING PROPERTY ID 236368, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 4 BLOCK J

IN THE MUSTANG CREEK PHASE 1 SUBDIVISION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Mayor Pro Tem Mary Lou Shipley moved to approve Ordinance No. 3159. Councilmember Kevin Strength seconded, All Ayes.

- 11. Public Hearing on a request by Toby Fitzgerald, Bulldog Electrical Contractors, for a Specific Use Permit (SUP) for Rooftop Solar Panel System use within a Single Family-3 zoning district, located at 204 Frierson (Property ID 171323) – Owner: Stephen D Hale & Sherayah Dillaha (SU-19-0139)**

Mayor Hill opened the Public Hearing.

Mr. Brooks reviewed SU-19-0139 noting the applicant is requesting the use of residential solar panels and staff recommended approval as presented.

There being no others to speak for or against SU-19-0139, Mayor Hill closed the Public Hearing.

- 12. Consider proposed Ordinance approving SU-19-0139**

ORDINANCE NO. 3160

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT A ROOFTOP SOLAR PANEL SYSTEM USE WITHIN A SINGLE FAMILY 3 (SF3) ZONING DISTRICT, LOCATED AT 204 FRIERSON ST, BEING PROPERTY ID 171323, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 4B, BLOCK 176 IN THE TOWN SUBDIVISION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Councilmember Melissa Olson moved to approve Ordinance No. 3160. Councilmember Chuck Beatty seconded, All Ayes.

- 13. Consider proposed Resolution adopting a revised charter, as approved and amended by the voters at the election held on November 5, 2019, through the passage of one (1) home-rule charter amendment**

RESOLUTION NO. 1278

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ADOPTING A REVISED CHARTER, AS APPROVED AND AMENDED BY THE VOTERS AT THE ELECTION HELD ON NOVEMBER 5, 2019, THROUGH THE PASSAGE OF ONE (1) HOME-RULE CHARTER AMENDMENT.

Action:

Councilmember Chuck Beatty moved to approve Resolution No. 1278. Councilmember Kevin Strength seconded, All Ayes.

14. Consider proposed Resolution of votes cast to elect Directors for the Ellis Appraisal District for years 2020-2021

City Manager Michael Scott reported staff recommended allocating the 320 votes for the City of Waxahachie to resident Joe Pitts.

RESOLUTION NO. 1279

RESOLUTION OF VOTES CAST TO ELECT DIRECTORS FOR THE ELLIS APPRAISAL DISTRICT FOR THE YEARS 2020-2021

Action:

Mayor Pro Tem Mary Lou Shipley moved to approve Resolution No. 1279 casting the City of Waxahachie's 320 votes to Mr. Joe Pitts. Councilmember Chuck Beatty seconded, All Ayes.

15. Consider proposed Ordinance re-establishing classified positions under Civil Service

Fire Chief Ricky Boyd requested approval of the proposed ordinance re-establishing classified positions under Civil Service. He requested to abolish one Lieutenant rank, add one Battalion Chief, and add three additional firefighter positions.

ORDINANCE NO. 3161

AN ORDINANCE OF THE CITY OF WAXAHACHIE, TEXAS, ESTABLISHING AND RE-ESTABLISHING CLASSIFIED POSITIONS UNDER CIVIL SERVICE IN THE FIRE AND POLICE DEPARTMENTS, REPEALING ALL ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE.

Action:

Councilmember Kevin Strength moved to approve Ordinance No. 3161. Mayor Pro Tem Mary Lou Shipley seconded, All Ayes.

16. Consider land exchange with Loren Gray Investments, LLC

Mr. Scott reviewed the request to transfer the remainder of the former Flat Street tract adjacent to 217 E. Main/MLK to Loren Gray Investments, LLC. In exchange, the City would receive the .1217 acre tract adjacent to the east of the Freedman's Memorial tract. Loren Gray Investments, LLC also requested a \$600 park dedication credit for use on a forthcoming redevelopment on Patterson Street.

Action:

Councilmember Kevin Strength moved to approve the land exchange with Loren Gray Investments, LLC as presented. Mayor Pro Tem Mary Lou Shipley seconded, All Ayes.

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

Councilmember Beatty thanked the Honorary Councilmember for her attendance.

Mr. Scott announced the Annual City Tree Lighting and lighted Parade will be held December 3, 2019 beginning at 6:30 p.m.

City Attorney Robert Brown thanked the Honorary Councilmember for her attendance.

Mayor Hill asked for continued prayers for City Secretary Lori Cartwright.

18. Adjourn

There being no further business, the meeting adjourned at 7:12 p.m.

Respectfully submitted,

Amber Villarreal
Acting City Secretary