

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 Tuesday, September 6, 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

Council Member Absent: Travis Smith, Council Member Place 5

Others Present: Michael Scott, City Manager  
Albert Lawrence, Deputy City Manager  
Terry Welch, 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**

Reverend Gerald Patterson, University Assembly of God Church, gave the invocation. Council Member Patrick Souter led the Pledge of Allegiance and the Texas Pledge of Allegiance.

Mayor Hill introduced Anna Carter, Honorary Council Member for September. Ms. Carter is a senior at Waxahachie Global High and commutes from Corsicana, Texas, where she was born and raised. She has been ranked #1 in her class since freshman year. Anna is the youngest of three sisters and raised by her mother, all of which are her biggest role models. Her hobbies include baking, watching movies, hanging out and attending church with her family. She is currently studying the pre-med route at Global High and her favorite subject is math. Ms. Carter plans to attend Texas A&M University after high school to major in biomedical science before attending Texas A&M Vet School to become a veterinarian, with the hopes to one day own her own practice.

**4. Public Comments**

Barry Jacobs, 610 Kaufman, Waxahachie, Texas, spoke in opposition to rising taxes and requested City Council to decrease the rate to provide property tax relief to citizens. Mr. Jacobs thanked City Council for their service.

Alan Fox, 327 University, Waxahachie, Texas, expressed his support for staff using the tax rate for necessary city services due to growth.

Cherie Batsel, Waxahachie, Texas, spoke in opposition to the proposed tax rate and requested appointment of new members to various boards and commissions to allow other citizens to serve.

Kevin Ivey, 1980 E. Highland Road, Waxahachie, Texas, asked staff to review the proposed water treatment plant on the north side of Waxahachie, outside of the city limits. He expressed concern with the close proximity to his home.

## **5. Consent Agenda**

- a. Minutes of the City Council meeting of August 15, 2022
- b. Minutes of the City Council briefing of August 15, 2022
- c. Minutes of the City Council special meeting of August 30, 2022
- d. Event application for Gears and Beers event to be held September 24, 2022
- e. Event application for Oddfest event to be held October 1, 2022 at Singleton Plaza
- f. Event application for YMCA Santa Run to be held December 10, 2022 at Railyard Park
- g. City Manager's appointment of member to Civil Service Commission

### **Action:**

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

## **6. Consider confirmation of Police Chief**

City Manager Michael Scott explained Police Chief Wade Goolsby announced his retirement effective September 30, 2022. Mr. Scott recognized Chief Goolsby's noticeable positive contribution to the department and the community during his tenure.

Mr. Scott explained Chapter 143 of the Texas Local Government Code stipulates the Police Chief position is appointed by the municipality's chief executive and confirmed by the governing body. Mr. Scott selected Assistant Police Chief Joe Wiser to fill the position of Police Chief effective October 1, 2022. Chief Wiser has served the City of Waxahachie for nearly 32 years and is well known in this community by residents, well respected by his peers at the department and has the requisite knowledge, experience, and vision to lead the department forward.

Police Chief Wade Goolsby noted his 7 ½ year tenure with the City of Waxahachie has been the best over his 42-year career in law enforcement. He thanked staff, past and present City Council, and the community for their support. He commended Mr. Scott's hire of Joe Wiser as his successor.

### **Action:**

*Council Member Billie Wallace moved to approve Joe Wiser as incoming Police Chief of the Waxahachie Police Department. Council Member Patrick Souter seconded, All Ayes.*

Assistant Chief Joe Wiser stated he is humbled, honored, and blessed for the opportunity to be selected as the next Police Chief. He pledged to work hard to serve and protect this community. Mr. Wiser thanked City Manager Michael Scott and City Council for their support.

**7. Request to appear by Nancy Clifford for approval of Texas Veterans Parade-Ellis County to be held November 5, 2022**

William Wallace, Nancy Clifford, representing Texas Veterans Parade-Ellis County and the Chris Kyle Post 388 of the American Legion requested support for the proposed Texas Veterans Parade-Ellis County to be held November 5, 2022 from approximately 10 a.m. to noon. The parade will begin at Wyatt Street and proceed to Getzendaner Park along Main Street. The parade line up is proposed to begin at 8:30 a.m. with the parade to begin at 10 a.m. He noted street crossings are proposed to not be closed for longer than an hour once the parade begins. Mr. Wallace explained a cookout providing free food is planned after the parade at Getzendaner Park and the event is supported by numerous members of veteran's organizations in the area. Mr. Wallace requested City assistance to block street crossings and have at least eight intersections secured by law enforcement.

Mayor Pro Tem Chris Wright inquired about the amount of City resources need to assist with the event.

Mr. Scott explained staff has concerns with the lack of multiple egress options if the parade concludes at Getzendaner Park, the short window of planning time, and multiple City resources/departments required for a parade.

Council Member Patrick Souter expressed his support to make the parade a great success but expressed concern with timing and lack of City resources available.

It was the consensus of City Council to consider support of the parade in the future with adequate notice and planning.

**8. Public Hearing on a request by Chad Adams, Levante Partners, LP, for a Plat of Levante, Lot 1X, Block A, Lots 1-6, 7X, 8-20, Block B, Lots 1-8, 9X, 10-11, Block C, Lots 1-17, Block D, Lots 1-18, Block E, Lots 1X, 2-10, Block F, Lots 1-26, Block G, Lots 1-9, Block H, Lots 1-13, Block I, being 150.59 acres, located on the west side of Howard Road (FM 877) across from 3175 Howard Road, situated in the S.M. Durrett Survey, Abstract No. 272, an addition to the City of Waxahachie (Property ID 182020) – Owner: LEVANTE PARTNERS, LP (SUB-66-2022)**

Mayor Hill opened the Public Hearing and announced the applicant requested to continue the case to the October 3, 2022 City Council meeting.

**9. Consider SUB-66-2022**

**Action:**

*Council Member Billie Wallace moved to continue the Public Hearing on a request by Chad Adams, Levante Partners, LP, for a Plat of Levante, Lot 1X, Block A, Lots 1-6, 7X, 8-20, Block B, Lots 1-8, 9X, 10-11, Block C, Lots 1-17, Block D, Lots 1-18, Block E, Lots 1X, 2-10, Block F, Lots 1-26, Block G, Lots 1-9, Block H, Lots 1-13, Block I, being 150.59 acres, located on the west side of Howard Road (FM 877) across from 3175 Howard Road, situated in the S.M. Durrett Survey, Abstract No. 272, an addition to the City of Waxahachie (Property ID 182020) – Owner: LEVANTE*

*PARTNERS, LP (SUB-66-2022) to the October 3, 2022 City Council meeting. Council Member Patrick Souter seconded, All Ayes.*

**10. Public Hearing on a request by Espire Enterprises, LLC for a Replat of the Original Town of Waxahachie, lots 7, 8, 9C Block 51A, being 0.1251 acres, located at 100 Coats Street, situated in the AM Keen Survey, Abstract 596, an addition to the City of Waxahachie (Property ID 170885) – Owner: ESPIRE ENTERPRISES, LLC (SUB-59-2022)**

Jennifer Pruitt, Senior Director of Planning, presented the case noting the applicant is requesting to replat three existing lots (approximately 0.12 acres) into one lot for single-family use. The applicant is also requesting two variances regarding right-of-way dedication and minimum lot size. Ms. Pruitt explained the applicant is requesting a variance not to dedicate 13' of right-of-way. Staff is supportive of the request due to the challenge of obtaining the necessary right-of-way dedication from adjoining properties with existing homes in proximity to the road. The applicant is also requesting a variance to not comply with the minimum lot size required by the Infill Ordinance and staff is supportive of this request due to the site's physical constraints. Ms. Pruitt noted the replat conforms with subdivision requirements and staff recommends approval per the following staff comments:

1. Approval of a variance to not dedicate the right-of-way.
2. Approval of a variance to not comply with the minimum lot size (proposed 5,451 sf) required by the infill ordinance.

Mayor Hill opened the Public Hearing.

There being no others to speak for or against SUB-59-2022, Mayor Hill closed the Public Hearing.

**11. Consider SUB-59-2022**

**Action:**

*Council Member Billie Wallace moved to approve a request by Espire Enterprises, LLC for a Replat of the Original Town of Waxahachie, lots 7, 8, 9C Block 51A, being 0.1251 acres, located at 100 Coats Street, situated in the AM Keen Survey, Abstract 596, an addition to the City of Waxahachie (Property ID 170885) – Owner: ESPIRE ENTERPRISES, LLC (SUB-59-2022). Mayor Pro Tem Chris Wright seconded, All Ayes.*

**12. Public Hearing on a request by Debbie Manning, Capitola Builders, for a Specific Use Permit (SUP) for an Accessory Structure +700sf, use within a Single Family – 1 (SF-1) zoning district located at 195 Brookbend Drive (Property ID 208145) - Owner: HIGGINBOTHAM REVOCABLE TRUST (ZDC-79-2022)**

Ms. Pruitt presented the case noting the applicant is requesting to construct a +700 sq. ft. (1,361 sq. ft.) accessory structure to the rear of a single-family residential lot and staff recommends approval per the following staff comments:

1. The site plan shall conform as approved by the City Council under case number ZDC-79-2022.
2. The development shall adhere to the City Council approved Exhibit A – Location Exhibit, Exhibit B – Site Layout Exhibit, Exhibit C – Site Plan Exhibit, Exhibit D – Architectural Plans, and Exhibit E – Staff Report.
3. The accessory structure shall not be used as a dwelling.
4. The accessory structure shall not be used for commercial purposes.
5. The accessory structure shall not be leased or sold separately from the primary residence and shall not be separately metered.
6. The applicant shall obtain a permit from the City of Waxahachie Building Department prior to the construction of the accessory structure.
7. The development shall maintain compliance with all Federal, State and Local regulations; including, but not necessarily limited to, all applicable standards and regulations of the City of Waxahachie Municipal Code and City of Waxahachie Zoning Ordinance.
8. If approved, City Council reserves the right to review the Specific Use Permit at any point in the future, if needed.

Mayor Hill opened the Public Hearing.

There being no others to speak for or against ZDC-79-2022, Mayor Hill closed the Public Hearing.

**13. Consider proposed Ordinance approving ZDC-79-2022**

**ORDINANCE NO. 3337**

**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-1 (SF-1) ZONING DISTRICT, LOCATED AT 195 BROOKBEND DRIVE, BEING PROPERTY ID 208145, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, LOT 89, IN THE BROOKBEND GROVE PHASE 2 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. 3337. Mayor Pro Tem Chris Wright seconded, All Ayes.*

**14. Consider proposed Ordinance abandoning and vacating certain right-of-way along Flat Street**

Ms. Pruitt requested approval of a request to abandon an undeveloped section of Flat Street adjacent to 313 Howard Road. Ms. Pruitt explained the right-of-way abandonment will be divided between the two adjacent property owners and a 15' utility easement will be established. Notices were sent to all utility companies and there was no opposition.

**ORDINANCE NO. 3338**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ABANDONING AND VACATING CERTAIN RIGHT-OF-WAY ALONG FLAT STREET; MAKING FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

**Action:**

*Council Member Billie Wallace moved to approve Ordinance No.3338. Council Member Patrick Souter seconded, All Ayes.*

- 15. Consider and act upon an ordinance of the City of Waxahachie, Texas, approving the 2022-2023 annual service plan update to the Service and Assessment Plan for the Waxahachie Public Improvement District No. 1 and providing an effective date**

Joshua Arendt, Administrator for Municap, Inc., presented the annual update to the Waxahachie Public Improvement District No. 1 Service and Assessment Plan and Assessment Roll.

In summary, he reported Phase One, Phase Two, and Phase Three improvements are complete and accepted by the City. Mr. Arendt presented the annual budget for the District which includes two main components to provide funding and sources for funding of the debt service on the bonds that were issued and administration cost. Phase 1 budget totals \$138,297, Phase 2 budget totals \$60,750, and Phase 3 totals \$131,970. He reviewed the annual installments per lot type and noted there are no changes to assessment methodology. He explained the parcels within the Phase 1, Phase 2, and Phase 3 of the District have been fully subdivided.

He reviewed the prepayment summary:

- Phase One-four Lot Type 2 Parcels and two Lot Type 3 Parcels were prepaid in full
- Phase Two-one Lot Type 1 Parcel, one Lot Type 2 Parcel, and three Lot Type 3 Parcels were prepaid in full.
- Phase Three, no prepayments as of the date of this report.

**ORDINANCE NO. 3339**

**AN ORDINANCE OF THE CITY OF WAXAHACHIE APPROVING THE ANNUAL UPDATE OF THE SERVICE AND ASSESSMENT PLAN AND ASSESSMENT ROLL[S] FOR THE WAXAHACHIE PUBLIC IMPROVEMENT DISTRICT NO. 1 IN ACCORDANCE WITH TEXAS LOCAL GOVERNMENT CODE §372.013, AS AMENDED; CONTAINING A CUMMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

**Action:**

*Council Member Billie Wallace moved to approve Ordinance No. 3339. Council Member Patrick Souter seconded, the vote was as follows: Ayes: David Hill, Patrick Souter, and Billie Wallace. Noes: Chris Wright.*

***The motion carried.***

**16. Consider and act upon an ordinance of the City of Waxahachie, Texas, approving the 2022-2023 annual service plan update to the Service and Assessment Plan for the North Grove Public Improvement District and providing an effective date**

Mr. Arendt presented the annual update to the North Grove Public Improvement District Service and Assessment Plan and Assessment Roll.

In summary, he reported Improvement Area #1 and Area #2 are complete and accepted by the City. He reported the total authorized improvements for Water Distribution System, Sanitary Sewer Collection System, Storm Drainage Improvements, Roadway Improvements, and other Soft and Miscellaneous Costs is \$4,161,444. Mr. Arendt presented the following annual budgets: Improvement Area #1 totals \$564,125, Improvement Area #2 totals \$152,868, and Improvement Area #3 budget totals \$324,026. He reviewed the Parcel Subdivision History noting there are 1,014 total lots and no changes to the assessment methodology.

He reviewed the prepayment summary:

- Improvement Area #1- no prepayments as of July 31, 2021
- Improvement Area #2- no prepayments as of July 31, 2021
- Improvement Area #3- no prepayments as of July 31, 2021

**ORDINANCE NO. 3340**

**AN ORDINANCE OF THE CITY OF WAXAHACHIE APPROVING THE ANNUAL UPDATE OF THE SERVICE AND ASSESSMENT PLAN AND ASSESSMENT ROLL[S] FOR THE NORTH GROVE PUBLIC IMPROVEMENT DISTRICT IN ACCORDANCE WITH TEXAS LOCAL GOVERNMENT CODE §372.013, AS AMENDED; CONTAINING A CUMMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

**Action:**

*Council Member Billie Wallace moved to approve Ordinance No. 3340. Council Member Patrick Souter seconded, All Ayes.*

**17. Consider proposed Ordinance approving revised budget figures for fiscal year 2021-2022 and approving the budget for fiscal year 2022-2023**

Chad Tustison, Finance Director, reviewed the proposed Ordinance approving revised budget figures for fiscal year 2021-2022 and approving the budget for fiscal year 2022-2023. He explained the process of developing the annual budget is a comprehensive effort that involves input from City Council, City departments, and provides residents an opportunity to speak on the budget during a public hearing before budget adoption. He reported staff held a work session with City Council on the preliminary Capital Improvement and Debt Management Plan on April 25<sup>th</sup> and a budget work session was held on June 30<sup>th</sup> to provide an overview of the preliminary budget, including all major funds, proposed five-year operating and capital plans, major revenue sources,

as well as an opportunity to discuss the proposed tax rate. On August 4<sup>th</sup> staff provided a budget update and on August 30<sup>th</sup> a public hearing was held on the proposed budget. Staff recommends approval as presented.

**ORDINANCE NO. 3341**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, APPROVING REVISED BUDGET FIGURES FOR FISCAL YEAR 2021-2022, FUNDS APPROPRIATED FOR STREET MAINTENANCE AND PROFESSIONAL SERVICES WILL BE USED FOR THAT PURPOSE, EITHER BY ENCUMBRANCE OR BY TRANSFER TO CAPITAL PROJECT FUND FOR STREETS; APPROVING AND ADOPTING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022 AND TERMINATING SEPTEMBER 30, 2023, AND MAKING APPROPRIATIONS FOR EACH DEPARTMENT; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

**Action:**

*Council Member Patrick Souter moved to approve Ordinance No. 3341 revising budget figures for Fiscal Year 2021-2022 and adopting the FY 2022-2023 budget as presented. Mayor Pro Tem Chris Wright seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.*

***The motion carried.***

**18. Consider proposed Ordinance amending Water and Wastewater rates and fees and setting an effective date of October 1, 2022**

Mr. Tustison reviewed the proposed Ordinance amending Water and Wastewater rates and fees effective October 1, 2022. He noted there was no increase in fees last fiscal year and a 4% increase is proposed this year due to inflation.

**ORDINANCE NO. 3342**

**AN ORDINANCE SETTING WATER AND WASTEWATER FEES, BY AMENDING VARIOUS SECTIONS OF THE CODE OF ORDINANCES, CITY OF WAXAHACHIE, AND SETTING AN EFFECTIVE DATE OF OCTOBER 1, 2022 AND DECLARING AN EMERGENCY.**

**Action:**

*Council Member Patrick Souter moved to Ordinance No. 3342 setting Water and Wastewater rates and fees as presented, with an effective date of October 1, 2022. Mayor Pro Tem Chris Wright seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.*

***The motion carried.***



**19. Consider a motion to ratify the property tax revenue increase reflected in the Fiscal Year 2022-2023 budget in accordance with the Texas Local Government Code**

Mr. Tustison explained the Texas Local Government Code requires that “adoption of a budget that will require raising more revenue from property taxes than in the previous year requires a separate vote of the governing body to ratify the property tax increase reflected in the budget.” He explained the increase in the budget provides for continued and additional funding for essential City services such as public safety, street and sidewalk installation and maintenance, parks and trail maintenance and improvements, and continued support of the City’s Capital Improvements Program.

**Action:**

*Mayor Pro Tem Chris Wright moved to ratify the property tax increase reflected in the budget. Council Member Patrick Souter seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.*

***The motion carried.***

**20. Consider proposed Ordinance adopting the Tax Rate for fiscal year 2022-2023**

Mr. Tustison reviewed the proposed Property Tax Rate included in the Fiscal Year 2022-2023 budget. He explained a public hearing was held on August 30<sup>th</sup> in accordance with the Tax Code. The proposed rate of \$0.630000 is above the no-new-revenue rate of \$0.540834 and lower than the voter-approval rate of \$0.630350.

**ORDINANCE NO. 3343**

**AN ORDINANCE LEVYING FOR THE USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF WAXAHACHIE, TEXAS, AND PROVIDING FOR THE INTEREST AND SINKING FUND FOR FISCAL YEAR 2023 AND APPORTIONING EACH LEVY FOR THE SPECIFIC PURPOSE.**

**Action:**

*Mayor Pro Tem Chris Wright moved that the property tax rate be increased by the adoption of a tax rate of \$0.63, with an operation and maintenance rate of \$0.4065, and an interest and sinking rate of \$0.2235 which is effectively a 16.5 percent increase in the tax rate, as presented in Ordinance No. 3343. Council Member Patrick Souter seconded, the vote was as follows: Ayes: David Hill, Chris Wright, and Patrick Souter. Noes: Billie Wallace.*

***The motion carried.***

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

Mr. Scott presented the proposed Ordinance reclassifying Civil Service approved through the FY 2023 budget.

**ORDINANCE NO. 3344**

**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:**

*Council Member Billie Wallace moved to approve Ordinance No. 3344. Mayor Pro Tem Chris Wright seconded, All Ayes.*

**22. Consider authorizing professional service agreement with Freese and Nichols for engineering services associated with the Drainage Master Plan**

Jim Lockart, Assistant Director of Public Works and Engineering, requested approval of the professional services agreement with Freese and Nichols, Inc. for design and construction engineering services associated with Drainage Master Plan Phase 3 in the amount of \$60,000.

**Action:**

*Council Member Billie Wallace moved to approve authorizing a professional services agreement with Freese and Nichols, Inc. for design and construction engineering services associated with Drainage Master Plan Phase 3 in the amount of \$60,000. Mayor Pro Tem Chris Wright seconded, All Ayes.*

**23. Consider authorizing professional service agreement with Kimley-Horn Associates for engineering services associated with the Charlotte Street Reconstruction Project**

Mr. Lockart requested approval of the professional services agreement with Kimley Horn and Associates, Inc. for design and construction engineering services associated with the Charlotte Avenue Reconstruction project in the amount of \$290,000.

**Action:**

*Council Member Billie Wallace moved to approve authorizing a professional services agreement with Kimley Horn and Associates, Inc. for design and construction engineering services associated with the Charlotte Avenue Reconstruction project in the amount of \$290,000. Mayor Pro Tem Chris Wright seconded, All Ayes.*

**24. Consider authorizing professional service agreement with BGE, Inc for engineering services associated with the Conceptual Plan for Farley Street Improvements**

Mr. Lockart requested approval of a professional services agreement with BGE, Inc. for engineering services associated with Farley Street Conceptual Improvement Plan project in the amount of \$135,265.

Mayor Pro Tem Wright inquired about the plan for Farley Street. Mr. Lockart explained the scope of services is for preliminary engineering to reconstruct Farley Street, from E. Ross Street to US 287 Southbound Frontage Road. He noted the preliminary engineering is to evaluate the feasibility

of reconstructing the existing 2-lane ditch section to a 4-lane divided urban curb and gutter and the conceptual plan will also determine right-of-way needs and phasing based on available funds from Roadway Impact Fee Service Area 4.

Council Member Patrick Souter asked for an explanation of Impact Fees and Mr. Lockart explained developments in a particular area generate a need to sustain traffic and fees are collected in that service area to fund capacity improvements.

**Action:**

*Council Member Billie Wallace moved to approve authorizing a professional services agreement with BGE, Inc. for engineering services associated with Farley Street Conceptual Improvement Plan project in the amount of \$135,265. Mayor Pro Tem Chris Wright seconded, All Ayes.*

**25. Consider proposed Ordinance amending the Waxahachie Code of Ordinances Chapter 32 "Traffic"**

James Gaertner, Director of Public Works and Engineering, requested approval of a proposed Ordinance updating the definition of "Commercial Vehicle" by revising the hauling weight from 1,500 pounds to 6,000 pounds and add a section to specify which streets in the city prohibit truck traffic.

**ORDINANCE NO. 3345**

**AN ORDINANCE OF THE CITY OF WAXAHACHIE, TEXAS, AMENDING CHAPTER 32, "TRAFFIC," OF THE CODE OF ORDINANCES BY AMENDING SECTION 32-1, "DEFINITIONS," AND ADDING SECTION 32-248, "PROHIBITED TRUCK TRAFFIC"; AND PROVIDING AN EFFECTIVE DATE.**

**Action:**

*Council Member Billie Wallace moved to approve Ordinance No. 3345. Mayor Pro Tem Chris Wright seconded, All Ayes.*

**26. Consider approval of an engineering professional service agreement with Freese and Nichols, Inc. for the Cole Creek/Little Mustang Creek Sewer Basin analysis and the Water and Wastewater Master Plan**

Johnny Partain, Utilities Engineer, requested approval of a professional services agreement with Freese and Nichols, Inc. for engineering services associated with Cole Creek/Little Mustang Creek Sewer Basin capacity analysis and the water distribution and wastewater collection system master plan in the amount of \$650,000.

**Action:**

*Council Member Billie Wallace moved to approve authorizing a professional services agreement with Freese and Nichols, Inc. for engineering services associated with Cole Creek/Little Mustang Creek Sewer Basin capacity analysis and the water distribution and wastewater collection system master plan in the amount of \$650,000. Council Member Patrick Souter seconded, All Ayes.*

**27. Consider bid award for food grade salt with Morton Salt Inc.**

Brandon Lacy, Assistant Director of Utilities, requested approval of a bid award for food grade salt with Morton Salt Inc. He explained the contract period for the bid award would be through September 30, 2023, with an option in the contract terms for one (10 additional one-year period at the City's sole discretion. Mr. Lacy reported the food grade salt is used at the Robert W. Sokoll Water Treatment Plant for onsite generation of sodium hypochlorite which is the primary water treatment disinfectant chemical. Funding is already allocated in the FY 23 budget.

Mayor Pro Tem Wright asked if the contract secures pricing and Mr. Lacy explained in theory it does; however, the company does have the right to request a price increase and it will be the option of the City to rebid the contract or request Council approval for a price increase.

**Action:**

*Council Member Billie Wallace moved to approve a bid award for food grade salt with Morton Salt Inc. for a period of one year through September 30, 2023. Council Member Patrick Souter seconded, All Ayes.*

**28. Consider appointments to Boards and Commissions**

Mayor Hill explained for many years it was difficult to get the public to participate in serving on a Board or Commission; therefore, many of the members served repeatedly. Over the past two years, the City has received qualified applications of individuals to serve and this year there are 15 new citizens to serve and with growth in our community, that will continue to grow.

The Council discussed expanding appointments to allow for citizen ex-officio members to serve on while learning about a board or commission. Council Members and staff also discussed reviewing current ordinances and laws to increase members to serve. Citizens were encouraged to apply again next year.

**AIRPORT BOARD (3-year term)**

Alex Smith

**BUILDING STANDARDS COMMISSION (2-year term)**

Diane Johnson Collard

Jennifer Rodriguez

**CEMETERY BOARD (2-year term)**

Marion Reynolds

Robin Dukes

**ECONOMIC DEVELOPMENT COMMISSION (No Term Limit)**

Travis Villanueva

Tamika Ayers

**ELECTRICAL ADVISORY BOARD (2-year term)**

Gary Estes  
Harold DeBorde

**ELLIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 1**

(2-year term)  
KaNequa Blackwell  
Wayne Eiland  
Brian Ford

**HERITAGE PRESERVATION (2-year term)**

Becky Kauffman  
Curtiss Thompson  
Jacqueline Montejano

**KEEP WAXAHACHIE BEAUTIFUL COMMITTEE (3-year term)**

Julie Mendenhall (filling unexpired term of Scott Poarch until September 2023)  
Tremayne Myles (filling unexpired term of Christy Waters until September 2023)

**PARK BOARD (3-year term)**

Jenny Bridges  
Andrew Henderson (filling unexpired term of Jon Garrett until September 2024)

**PLANNING AND ZONING COMMISSION (2-year term)**

Bonney Ramsey  
Erik Test  
Ron Ansell

**SENIOR CENTER ADVISORY COMMITTEE (2-year term)**

Theresa Taylor  
Jane Vineyard  
Tiki Smith

**TAX INCREMENT REINVESTMENT ZONE (2-year term)**

Brad Yates  
Randy Vineyard  
Al Mack  
Brett Hess (filling unexpired term of Chris Wright until September 2023)

**WAXAHACHIE COMMUNITY DEVELOPMENT CORPORATION (2-year term)**

Daniel Morton  
Bob Lynn  
Jim Phillips (filling unexpired term of Judy Demoney until September 2023)

**WAXAHACHIE HOUSING AUTHORITY (2-year term)**

Jane Vineyard  
Rosemarie Cameron  
Charlie McCullough II

**ZONING BOARD OF ADJUSTMENTS (2-year term)**

Marion Reynolds  
Diane Johnson Collard  
Ron Finch

**Action:**

*Council Member Billie Wallace moved to approve the appointments to Boards and Commissions as presented. Council Member Patrick Souter seconded, All Ayes.*

**29. Comments by Mayor, City Council, City Attorney and City Manager**

Deputy City Manager Albert Lawrence explained there were no issues during the holiday weekend and expressed his appreciation for staff's effort and valuable time given to the City.

Council Member Billie Wallace noted her opposition to approving the tax rate was due to current economic times and inflation. Council Member Wallace congratulated Chief Joe Wiser and wished Chief Wade Goolsby well in his retirement.

City Manager Michael Scott offered his support to work with the Veterans Parade-Ellis County to plan for a future parade. Mr. Scott thanked City Council for their support and guidance during the budget process and recognized the Finance Department, Chad Tustison, Gail Turner, Chris Childs, and Marianna Dunn, for all their work. Mr. Scott also recognized and thanked Bob Aday for his commitment to continuing serving on the Civil Service Commission. He thanked Honorary Council Member Anna Carter for her attendance and congratulated Chief Wiser.

Mayor Pro Tem Chris Wright thanked Anna Carter for her attendance and offered his support to work on the logistics of planning a successful parade to honor veterans. Mayor Pro Tem Wright reported City Council is reviewing options to provide tax relief to citizens. Mr. Wright thanked everyone for their support during the loss of his son.

Council Member Patrick Souter congratulated Chief Goolsby and Chief Wiser. As a son of a former Police Officer, Mr. Souter encouraged everyone to thank a first responder for their time and commitment to serving their communities. Council Member Souter thanked those who spoke at Public Comments noting Council accepts constructive comments to help them improve. Mr. Souter requested a work session to review the proposed Comprehensive Plan changes and encouraged comments from citizens on their concerns and how to make Waxahachie a better place.

Honorary Council Member Anna Carter thanked City Council for the opportunity to participate in the Honorary Council Member program.

Mayor David Hill thanked Anna Carter for her attendance. Mayor Hill also thanked Chief Goolsby for his servant's heart and expressed his support for Chief Wiser to successfully continue leading the police department. Mayor Hill also thanked the Finance Department for all their work.

**30. Adjourn**

There being no further business, the meeting adjourned at 8:32 p.m.

Respectfully submitted,

Amber Villarreal  
City Secretary