

City Council
June 3, 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, June 3, 2019 at 7:00 p.m.

Council Members 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
Lori Cartwright, 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 Bruce Zimmerman, Waxahachie Bible Church, gave the invocation and led the Pledge of Allegiance and the Texas Pledge of Allegiance.

4. Consent Agenda

- a. Minutes of the City Council meeting of May 20, 2019
- b. Minutes of the City Council briefing of May 20, 2019
- c. Minutes of the joint work session of the City Council and Board of Trustees of the Waxahachie Independent School District of May 21, 2019
- d. Crape Myrtle Fireworks Display to be held July 3, 2019
- e. Fourth of July parade route for 22nd Annual Crape Myrtle Festival hosted by Chamber of Commerce
- f. Apostolic Living Way free community event to be held on June 29, 2019
- g. Budget amendment request from Parks and Recreation Department
- h. Lease agreement for 216 N. College
- i. Resolution authorizing the reimbursement of Wastewater Operating Funds from the proceeds of future debt for the Grove Creek Lift Station Expansion
- j. Resolution authorizing the reimbursement of Wastewater Operating Funds from the proceeds of future debt for the Lower Mustang Creek Lift Station Improvements

RESOLUTION NO. 1270

A RESOLUTION DECLARING INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT FOR THE CONSTRUCTION OF THE GROVE CREEK LIFT STATION EXPANSION

RESOLUTION NO. 1271

A RESOLUTION DECLARING INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT FOR THE CONSTRUCTION OF THE LOWER MUSTANG CREEK LIFT STATION IMPROVEMENTS

Action:

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

5. Introduce Honorary Councilmember

Mayor Pro Tem Mary Lou Shipley introduced Emmeline Bearden as the Honorary Councilmember for the month of June. She is the daughter of Chris and Bonnie Bearden and recent graduate as Salutatorian of Waxahachie High School. Emmeline served as the head drum major for the Spirit of Waxahachie Indian Band for two years and played the bass clarinet for the Wind Ensemble for three years. Emmeline was the dance captain for the musical theatre department, two year varsity cheerleader, member of the National Honors Society and Interact Club. She danced for 15 years at Danceworks as both a student and instructor. In her spare time, Emmeline enjoys volunteering with The Miracle League in Waxahachie and serving as a youth member of the Lewisville Primitive Baptist Church in Lewisville. She will be attending Baylor University in the fall to double major in professional writing and political science and eventually study law. Emmeline has already been admitted as one of six freshmen to the Baylor2Law program in which she will receive free tuition to Baylor law school on an expedited graduate school program. Her ultimate goal is to become a constitutional lawyer and policy writer and eventually reform educational policy.

6. Present Proclamation proclaiming June 4, 2019 – July 4, 2019 as “Crape Myrtle Month”

Mayor Hill read a proclamation proclaiming June 4, 2019 – July 4, 2019 as “Crape Myrtle Month” and presented it to the Crape Myrtle Committee.

7. Consider proposed Resolution denying Oncor Electric’s application to change rates

Mr. Doug Barnes, Director of Economic Development, presented Resolution No. 1272 denying a rate increase proposed by Oncor.

RESOLUTION NO. 1272

A RESOLUTION OF THE CITY OF WAXAHACHIE, TEXAS FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC’S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 TO INCREASE DISTRIBUTION 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:

Councilmember Kevin Strength moved to approve Resolution No. 1272. Councilmember Chuck Beatty seconded, All Ayes.

8. Consider award of bid for Waxahachie Sports Complex Parking Lot Phase II

Mayor Hill stated the project was reviewed at briefing.

Action:

Mayor Pro Tem Mary Lou Shipley moved to award the bid for the Waxahachie Sports Complex Parking Lot Phase II to Reliable Paving Inc. in the amount of \$317,675.00, approve \$12,000.00 for testing and \$50,000.00 for contingency. Councilmember Melissa Olson seconded, All Ayes.

9. Public Comments

Mr. Ronald Levingston, 508 Peters Street, Waxahachie, expressed concern for the traffic on his street. He stated new development has brought more traffic to the neighborhood. Mr. Levingston stated the way the new roads line up with his neighbor's driveway it makes it difficult to back out onto the street and in addition the tree line blocks the view of backing out. He asked for a solution.

Pastor Bruce Zimmerman, 209 Brown Street, Waxahachie, representing Ms. Betty Hawkins, 703 Amherst Drive, Waxahachie, stated he recently attended a Council meeting concerning an incident that damaged Ms. Hawkins' vehicle. He thanked Councilmembers that gifted towards the repair of Ms. Hawkins' vehicle. Pastor Zimmerman stated it was brought to his attention by a councilmember who expressed they were personally offended by his comments. He stated he is grateful for the implication that he was responsible for the action and grateful for forgiveness. Pastor Zimmerman stated it was also brought to his attention by a councilmember that he publicly embarrassed city staff and noted it was never his intention. He stated he mentioned the offer of \$500.00 towards the deductible or \$75.00 for a tire but it was never his intention to embarrass city staff. Pastor Zimmerman stated he wanted to apologize publicly for any embarrassment that he caused.

10. Convene into Executive Session for deliberation regarding real property as permitted under Section 551.072 of the Texas Government Code

Mayor Hill announced at 7:15 p.m. the City Council would convene into Executive Session for deliberation regarding real property as permitted under Section 551.072 of the Texas Government Code.

11. Reconvene and take any necessary action

The meeting reconvened at 7:53 p.m.

Action:

None

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

None

13. Adjourn

There being no further business, the meeting adjourned at 7:55 p.m.

Respectfully submitted,

Lori Cartwright
City Secretary