

**NOTICE OF CITY COUNCIL BRIEFING SESSION  
APRIL 16, 2018  
CITY COUNCIL CONFERENCE ROOM  
401 S. ROGERS  
WAXAHACHIE TEXAS  
6:30 P.M.**

**Agenda**

**Council Members:** Kevin Strength, Mayor  
Mark Singleton, Mayor Pro Tem  
Chuck Beatty, Councilmember  
David Hill, Councilmember  
Mary Lou Shipley, Councilmember

1. Call to Order
2. Conduct a briefing to discuss items for the 7:00 p.m. regular meeting
3. Adjourn

This meeting location is wheelchair-accessible. Parking for mobility impaired persons is available. Any request for sign interpretive services must be made forty-eight hours ahead of the meeting. To make arrangements, call the City Secretary at 469-309-4005 or (TDD) 1-800-RELAY TX

# **A G E N D A**

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas to be held in the Council Chamber at City Hall, 401 S. Rogers on ***Monday, April 16, 2018 at 7:00 p.m.***

Council Members: Kevin Strength, Mayor  
Mark Singleton, Mayor Pro Tem  
Chuck Beatty, Councilmember  
David Hill, Councilmember  
Mary Lou Shipley, Councilmember

1. Call to Order
2. Invocation
3. Pledge of Allegiance
4. Texas Pledge of Allegiance      *Honor the Texas Flag;  
I pledge allegiance to thee;  
Texas, one state under God, one and indivisible*
5. ***Public Comments:*** Persons may address the City Council on any issues. This is the appropriate time for citizens to address the Council on any concern whether on this agenda or not. In accordance with the State of Texas Open Meetings Act, the Council may not comment or deliberate such statements during this period, except as authorized by Section 551.071, Texas Government Code.
6. ***Consent Agenda***

All matters listed under Item 6, Consent Agenda, are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. Approval of the Consent Agenda authorizes the Mayor/City Manager to execute all matters necessary to implement each item. Any item may be removed from the Consent Agenda for separate discussion and consideration by any member of the City Council.

- a. Minutes of the City Council meeting of April 2, 2018
  - b. Minutes of the City Council Briefing Session of April 2, 2018
  - c. Minutes of the Joint Work Session of City Council and WISD Board of Trustees meeting of March 29, 2018
  - d. Minutes of the Waxahachie Community Development Corporation meeting of April 10, 2018
  - e. Minutes of the Firemen's Relief and Retirement Fund meeting of April 9, 2018
  - f. Minutes of the Heritage Preservation Commission meeting of March 8, 2018
  - g. Monthly Violation Activity Statistics Report for March 2018
  - h. Monthly Fire and EMS Report for March 2018
  - i. Monthly Crime Report for March 2018
  - j. Approve Application for Community Outreach event to be held May 5, 2018
7. ***Introduce*** Honorary Councilmember

8. ***Present*** Proclamation proclaiming April as “Alcohol Awareness Month”
9. ***Consider*** proposed Ordinance adding Panhandling to Chapter 21, Offenses and Miscellaneous Provisions of the Waxahachie City Code
10. ***Consider*** proposed Ordinance re-establishing classified positions under Civil Service
11. ***Consider*** proposed Resolution denying Oncor Electric’s application to change rates
12. ***Consider*** authorizing a contract with Brown and Gay Engineers, Inc. for utility locates and engineering design services for water and sewer utility relocations associated with the TxDOT Viaduct Project along Highway 77 and Monroe Street
13. ***Consider*** proposed Resolution authorizing the reimbursement of the operating fund from proceeds of future debt for utility locates and engineering design services for water and sewer utility relocations associated with the TxDOT Viaduct Project along Highway 77 and Monroe Street
14. ***Consider*** authorizing the award of a bid to Circle H Contractors associated with water system improvements for the Katy Lake on the Green Subdivision
15. ***Consider*** proposed Resolution authorizing the reimbursement of Working Capital from proceeds of future debt for water system improvement for the Katy Lake on the Green Subdivision
16. Comments by Mayor, City Council, City Attorney and City Manager
17. Adjourn

**The City Council reserves the right to go into Executive Session on any posted item.**

This meeting location is wheelchair-accessible. Parking for mobility impaired persons is available. Any request for sign interpretive services must be made forty-eight hours ahead of the meeting. To make arrangements, call the City Secretary at 469-309-4005 or (TDD) 1-800-RELAY TX

City Council  
April 2, 2018

(62)

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, April 2, 2018 at 7:00 p.m.

Council Members Present: Kevin Strength, Mayor  
Mark Singleton, Mayor Pro Tem  
Chuck Beatty, Councilmember  
David Hill, Councilmember  
Mary Lou Shipley, Councilmember

Others Present: Michael Scott, City Manager  
Albert Lawrence, Assistant City Manager  
Lori Cartwright, City Secretary  
Terry Welch, City Attorney

**1. Call to Order**

Mayor Kevin Strength called the meeting to order.

**2. Invocation**

**3. Pledge of Allegiance**

**4. Texas Pledge of Allegiance**

Councilmember David Hill gave the invocation and led the Pledge of Allegiance and the Texas Pledge of Allegiance.

**5. Public Comments**

Mr. Vastern Tolbert, 1832 E. Highland Road, Waxahachie, expressed concern with the trash service not picking up the trash. He contacted the city and staff reached out to the waste company and trash is still not getting picked up. City Manager Michael Scott stated staff will take care of the issue.

Mr. Cutler Olson, 202 Stampede Street, Waxahachie, spoke on behalf of Mrs. Melissa Olson, encouraging City Council to consider streaming all meetings including briefings.

**6. Consent Agenda**

- a. Minutes of City Council meeting of March 19, 2018
- b. Minutes of City Council Briefing Session of March 19, 2018
- c. Minutes of Joint Work Session of City Council and Planning & Zoning Commission of March 26, 2018
- d. Minutes of Planning and Zoning Commission meeting of March 27, 2018
- e. Minutes of Planning and Zoning Commission Briefing Session of March 27, 2018
- f. Minutes of Waxahachie Community Development Corporation meeting of March 23, 2018

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- g. Minutes of Senior Center Advisory Committee meeting of March 21, 2018
- h. Minutes of Keep Waxahachie Beautiful meeting of March 22, 2018
- i. Minutes of Mid-Way Regional Airport Board meeting of March 26, 2018
- j. Approve Cape Myrtle Fireworks Display to be held July 3, 2018
- k. Approve 4<sup>th</sup> of July parade route for 21st Annual Cape Myrtle Festival hosted by Chamber of Commerce
- l. Approve event application for Sims Library Summer Reading Program kickoff to be held May 19, 2018
- m. Approve Resolution supporting TxDOT grant for security fence at Mid-Way Regional Airport
- n. Consider authorization of a budget amendment to fund equipment and tools associated with the City's new Facilities Maintenance Coordinator position
- o. Consider authorization of a budget amendment for Shift Differential Pay at the Waste Water Treatment Plant
- p. Request by Ron Barson, Ledbetter Real Estate, LLC, for a Final Plat of North Grove Business Park Phases 2 & 4 for 7 lots, being 36.878 acres out of A.S. Pruett Survey, Abstract 848, John Shaver Survey, Abstract 1000, and E.C. Newton Survey, Abstract 791 (Property ID 189293 and 189294) – Owner: LEDBETTER REAL ESTATE LTD (FP-18-0019)

**RESOLUTION NO. 1237**

**WHEREAS**, the City of Midlothian and City of Waxahachie intend to make certain improvements to the Mid-Way Regional Airport; and

**WHEREAS**, the general description of the project is described as the construction of security fencing; and

**WHEREAS**, the City of Midlothian and City of Waxahachie intend to request financial assistance from the Texas Department of Transportation for these improvements; and

**WHEREAS**, total project cost are estimated to be \$790,000 and the City of Midlothian and City of Waxahachie will be responsible for the 10% of the total project costs currently estimated to be \$79,000; and

**WHEREAS**, the City of Midlothian and City of Waxahachie name the Texas Department of Transportation as its agent for the purposes of applying for, receiving and disbursing all funds for these improvements and for the administration of contracts necessary for the implementation of these improvements.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIDLOTHIAN, TEXAS THAT:**

The City of Waxahachie hereby directs the Mid-Way Regional Airport Board Chairman to execute on behalf of the City of Waxahachie, at the appropriate time, and with the appropriate authorizations of this governing body, all contracts and agreements with the State of Texas, represented by the Texas Department of Transportation, and such other parties as shall be necessary and appropriate for the implementation of the improvements to the Mid-Way Regional Airport. The City of Waxahachie agrees to, with the City of Midlothian's participation for fifty percent (50%) of the two cities' obligations, construct the security fencing at Mid-Way Regional Airport, provide one-half (1/2) of the ten percent (10%) total project costs (estimated to be one-

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half (1/2) of the \$79,000) and acknowledges that Texas Department of Transportation is agent for administration of federal and state funds for projects.

**RESOLVED THIS 2<sup>nd</sup> day of April, 2018.**

**Action:**

*Councilmember Mary Lou Shipley moved to approve items a. through p. on the Consent Agenda. Councilmember Chuck Beatty seconded, All Ayes.*

**7. Introduce Honorary Councilmember**

Councilmember Chuck Beatty introduced Mr. Raymond Kennedy as the Honorary Councilmember for the month of April 2018. Raymond Kennedy is the son of Hugh and Shannon Kennedy. He has one sister, Morgan Kennedy, who is currently in the 8th grade at Howard Junior High. Raymond is a 4 year starter for the Waxahachie Indians soccer team with multiple district accolades. He was also a 3 year letterman for the football team and the kicker for the past two years and won First-Team All-District Kicker his senior year. Raymond also participates in the school club known as TSA (Technology Student Association). He made it to the national level competition his sophomore and junior year. His junior year, he placed 1st in the state and 6th in the nation with his Architectural Design team. Raymond participates in the National Honors Society. He was nominated for Coronation his freshman and senior year, as well as nominated for Mr. WHS. Raymond plans on continuing his academic and athletic career at Paris Junior College in the fall.

**8. Consider request by Michael Westfall, Westfall Engineering, for a Preliminary Plat of Shaw Burgess Addition for 2 lots, being 14.252 acres in the F.M. Woodard Survey, Abstract 1120 (Property ID 192151) in the Extra Territorial Jurisdiction – Owner: HACHIE PROPERTIES LLC & A GARRETT REAL ESTATE VENTURES LLC (PP-18-0020)**

Mr. Shon Brooks, Director of Planning, reported the applicant wishes to subdivide one (1) lot into two (2) lots. He recommended approval subject to the knowledge that fire flow is not provided. He stated Item 9 is a companion case to the proposed Preliminary Plat.

**Action:**

*Councilmember David Hill moved to approve a request by Michael Westfall, Westfall Engineering, for a Preliminary Plat of Shaw Burgess Addition for 2 lots, being 14.252 acres in the F.M. Woodard Survey, Abstract 1120 (Property ID 192151) in the Extra Territorial Jurisdiction – Owner: HACHIE PROPERTIES LLC & A GARRETT REAL ESTATE VENTURES LLC (PP-18-0020) as presented. Mayor Pro Tem Mark Singleton seconded, All Ayes.*

**9. Consider request by Michael Westfall, Westfall Engineering, for a Final Plat of Shaw Burgess Addition for 2 lots, being 14.252 acres in the F.M. Woodard Survey, Abstract 1120 (Property ID 192151) in the Extra Territorial Jurisdiction – Owner: HACHIE PROPERTIES LLC & A GARRETT REAL ESTATE VENTURES LLC (FP-18-0021)**

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**Action:**

*Mayor Pro Tem Mark Singleton moved to approve a request by Michael Westfall, Westfall Engineering, for a Final Plat of Shaw Burgess Addition for 2 lots, being 14.252 acres in the F.M. Woodard Survey, Abstract 1120 (Property ID 192151) in the Extra Territorial Jurisdiction – Owner: HACHIE PROPERTIES LLC & A GARRETT REAL ESTATE VENTURES LLC (FP-18-0021). Councilmember David Hill seconded, All Ayes.*

- 10. Public Hearing on a request by R. Deann Wells for a Replat of Lots 1A and 1B, Lindmark Estates - Revised to create Block A, Lot 1, Whiskey Creek Addition, 7.548 acres (Property ID 228819) – Owner: WELLS ERIC P & RONDA D (RP-18-0017)**

Mayor Strength opened the Public Hearing.

Mr. Brooks reported the applicant is taking two (2) lots and making them into one (1). He recommended approval subject to the water services being in place prior to platting.

There being no others to speak for or against RP-18-0017, Mayor Strength closed the Public Hearing.

- 11. Consider approving RP-18-0017**

**Action:**

*Councilmember Chuck Beatty moved to approve a request by R. Deann Wells for a Replat of Lots 1A and 1B, Lindmark Estates - Revised to create Block A, Lot 1, Whiskey Creek Addition, 7.548 acres (Property ID 228819) – Owner: WELLS ERIC P & RONDA D (RP-18-0017) as presented. Councilmember Mary Lou Shipley seconded, All Ayes.*

- 12. Public Hearing on a request by Michael Yarborough for a Replat of Lot 15 and 16 to create Lot 15R and Lot 16R, Brookbend Grove Phase 2, 2.124 acres (Property ID 208078 and 208079) – Owner: YARBOROUGH MICHAEL W & LOIS JANE and JOYCE S BRIDGES REVOCABLE LIVING TRUST (RP-18-0018)**

Mayor Strength opened the Public Hearing.

Mr. Brooks reported the applicant is moving one (1) lot line from one property to another. Staff recommended approval.

There being no others to speak for or against RP-18-0018, Mayor Strength closed the Public Hearing.

- 13. Consider approving RP-18-0018**

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**Action:**

*Mayor Pro Tem Mark Singleton moved to approve a request by Michael Yarborough for a Replat of Lot 15 and 16 to create Lot 15R and Lot 16R, Brookbend Grove Phase 2, 2.124 acres (Property ID 208078 and 208079) – Owner: YARBOROUGH MICHAEL W & LOIS JANE and JOYCE S BRIDGES REVOCABLE LIVING TRUST (RP-18-0018). Councilmember David Hill seconded, All Ayes.*

- 14. Public Hearing on a request by Danny Scroggins for a Replat of Lot 9 to create Lot 9A and Lot 9B, Buena Vista Heights, 9.98 acres in the Extra Territorial Jurisdiction (Property ID 207864) – Owner: SCROGGINS DANNY E & JUDY A (RP-18-0024)**

Mayor Strength opened the Public Hearing.

Mr. Brooks reported the applicant wishes to take one (1) lot and subdivide into two (2) lots. Staff recommended approval.

Those who spoke in favor of RP-18-0024:

Ms. Angie Schindler, 727 Richard Road, Waxahachie

There being no others to speak for or against RP-18-0024, Mayor Strength closed the Public Hearing.

- 15. Consider approving RP-18-0024**

**Action:**

*Councilmember Mary Lou Shipley moved to approve a request by Danny Scroggins for a Replat of Lot 9 to create Lot 9A and Lot 9B, Buena Vista Heights, 9.98 acres in the Extra Territorial Jurisdiction (Property ID 207864) – Owner: SCROGGINS DANNY E & JUDY A (RP-18-0024). Councilmember Chuck Beatty seconded, All Ayes.*

- 16. Public Hearing on a request by Reginald Coulsell for a Specific Use Permit (SUP) to allow a Private Stables use within a Planned Development-23-Single Family-1 (PD-23-SF-1) zoning district, located North of Hunter Pass on FM 877, being 374 A B FLUERY 17.329 ACRES (Property ID 183557) - Owner: TAYLOR CRYSTAL & REGINALD COULSELL II (SU-18-0023)**

Mayor Strength opened the Public Hearing.

Mr. Brooks reported the applicant seeks to erect a stable for private use only and not to be used for commercial use. He stated the applicant plans to build a residence upon approval of the SUP. Mr. Brooks stated the stable will be located in the triangle of the property and the house situated close to Lake Waxahachie waterfront. Staff expressed concern of erecting an accessory building without a primary structure on the property. Mr. Brooks suggested withholding of a building permit for the proposed structure until the residence is constructed and has received its final



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inspection. This would require the extension of the SUP approval. Staff recommended that the SUP approval for this proposal be extended to two (2) years from the date of approval.

There being no others to speak for or against SU-18-0023, Mayor Strength closed the Public Hearing.

**17. Consider proposed Ordinance approving Zoning Change No. SU-18-0023**

**ORDINANCE NO. 3010**

**AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT A PRIVATE STABLES USE WITHIN A PLANNED DEVELOPMENT-23-SINGLE FAMILY-1 (PD-23-SF-1) ZONING DISTRICT, LOCATED NORTH OF HUNTER PASS ON FM 877, BEING PROPERTY ID 183557, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING AB FLUERY, ABSTRACT NO. 374, 17.329 ACRES, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.**

**Action:**

*Councilmember David Hill moved to approve Ordinance No. 3010. Councilmember Chuck Beatty seconded, All Ayes.*

**18. Consider proposed Resolution approving submission of a Staffing for Adequate Fire & Emergency Response (SAFER) Grant**

Fire Chief Ricky Boyd reported the grant provides reimbursement of 75% (with a City match of 25%) of eligible costs for the first and second year and 35% (with a City match of 65%) of eligible costs for the third year. Chief Boyd stated at this time, this is not a request for the City's portion of funding and explained it is a request to apply. He noted the application period closes on April 27, 2018.

**RESOLUTION NO. 1238**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, APPROVING SUBMISSION OF GRANT APPLICATION TITLED "STAFFING FOR ADEQUATE FIRE & EMERGENCY RESPONSE" TO THE ASSISTANCE TO FIREFIGHTERS (AFG) GRANT PROGRAM**

**Action:**

*Mayor Pro Tem Mark Singleton moved to approve Resolution No. 1238 as presented. Councilmember Mary Lou Shipley seconded, All Ayes.*

**19. Convene into Executive Session for discussion about the value or transfer of real property as permitted by the Texas Government Code, Section 551.072**

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Mayor Strength announced at 7:21 p.m. the City Council would convene into Executive Session for discussion about the value or transfer of real property as permitted by the Texas Government Code, Section 551.072.

**20. Reconvene and take any necessary action**

The meeting reconvened at 8:00 p.m. Mayor Strength announced there is no action to be taken.

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

None

**22. Adjourn**

*There being no further business, Mayor Pro Tem Mark Singleton moved the meeting adjourn at 8:00 p.m. Councilmember Mary Lou Shipley seconded, All Ayes.*

Respectfully submitted,

Lori Cartwright  
City Secretary

City Council  
April 2, 2018

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A briefing session of the Mayor and City Council of the City of Waxahachie, Texas was held in the City Council Conference Room at City Hall, 401 S. Rogers, Waxahachie, Texas, on Monday, April 2, 2018 at 6:00 p.m.

Council Members Present: Kevin Strength, Mayor  
Mark Singleton, Mayor Pro Tem  
Chuck Beatty, Councilmember  
David Hill, Councilmember  
Mary Lou Shipley, Councilmember

Others Present: Michael Scott, City Manager  
Albert Lawrence, Assistant City Manager  
Terry Welch, City Attorney  
Lori Cartwright, City Secretary

**1. Call to Order**

Mayor Kevin Strength called the meeting to order.

**2. Conduct a briefing to discuss items for the 7:00 p.m. regular meeting**

City Manager Michael Scott introduced Mr. Terry Welch visiting for City Attorney Robert Brown. He introduced Mr. Kendall Borg noting he was promoted within the Utility Department to serve in the capacity of Assistant Utilities Director.

Mr. Scott reviewed Consent Agenda Item M noting Council approved at their meeting of March 19, 2018 the TxDOT grant for security fence at Mid-Way Regional Airport. The proposed Resolution supports the TxDOT grant.

He reviewed Item N noting Council authorized for a facilities maintenance position and the requested budget amendment funds equipment and tools associated with the position. He stated Item O pertains to a budget amendment for shift differential pay at the Waste Water Treatment Plant. Mr. Scott explained this is a companion to the shift differential pay that was approved for the Water Treatment Plant noting it's the two plants to the south for the remainder of this year to offer the same pay.

Mr. Shon Brooks, Director of Planning, reviewed the Planning and Zoning items noting most are Replats. He referenced Items 8 and 9 noting the property does not have fire flow. He stated he will recommend approval subject to the knowledge that fire flow is not provided.

Mr. Brooks reviewed Item 16 noting the applicant is requesting to build private stables that will be situated in the property triangle noting the only issue with that is it will be at the front face of the house. He noted the owners are going to build their house closer to the lake and requested a building permit extension on the stables in order to build the residence. Mr. Brooks explained rather than a SUP expiring in 6 months he suggested withholding of a building permit for the proposed structure until the residence is constructed and has received its final inspection. This would require the extension of the SUP approval. He stated he will request the SUP approval be extended to two (2) years from the date of approval to allow the owners to build their house first.

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Mr. Brooks announced on Monday, April 9, 2018, a stakeholders meeting will be held in the Council Conference room at 5:30 p.m. to review the Zoning Ordinance.

Fire Chief Ricky Boyd reviewed Item 18 pertaining to a SAFER Grant. He reported the SAFER Grant application process was recently released and it's a short window to apply. He reviewed the staffing cost noting it takes 12 people to staff a new fire station. The plan is to hire 3 people over a period of 4 years. SAFER will pay 75% of the first year of salaries, 75% the second year and 35% the third year noting this is the current scale SAFER is using. Chief Boyd explained if we apply and hire 3 people under this grant the scale is confirmed for the 3. We can continue to apply for the SAFER grant as we build the staff noting it is a federal grant nationwide. He stated the city applied in 2010 and were able to hire 3 personnel off of that.

Mr. Scott confirmed that each grant we apply for is a stand-alone grant and Chief Boyd concurred. Chief Boyd stated approximately \$335,000 will be awarded in 2018 nationwide. He stated once awarded the grant, you have to officially accept it then you have 180 days to hire the personnel. Mr. Scott explained tonight is just consideration for the grant application. Chief Boyd stated if we were approved, we do have the right to turn it down.

### 3. Adjourn

*There being no further business, Councilmember Chuck Beatty moved the meeting adjourn at 6:22 p.m. Councilmember David Hill seconded, All Ayes.*

Respectfully submitted,

Lori Cartwright  
City Secretary

City Council  
March 29, 2018

(62)

A joint work session of the Mayor and City Council of the City of Waxahachie, Texas and Board of Trustees of the Waxahachie Independent School District was held in the Council Conference Room at City Hall, 401 S. Rogers on Thursday, March 29, 2018 at 6:00 p.m.

Council Members Present: Kevin Strength, Mayor  
Mark Singleton, Mayor Pro Tem  
Chuck Beatty, Councilmember  
David Hill, Councilmember  
Mary Lou Shipley, Councilmember

Board of Trustees of the Waxahachie ISD Present: Dr. Jeremy Glenn, Superintendent  
James Villarreal, President  
Dusty Autrey, Vice-President  
Gary Fox, Secretary  
Matt Authier, Member  
Joe Langley, Member  
Judd McCutchen, Member  
Clay Schoolfield, Member

Others Present: Michael Scott, City Manager  
Albert Lawrence, Assistant City Manager  
Lori Cartwright, City Secretary  
Members of the Waxahachie City Staff  
Members of the WISD Staff

### **1. Call to Order**

Mayor Kevin Strength called the City Council meeting to order.

President James Villarreal called the Board of Trustees of the Waxahachie Independent School District meeting to order.

### **2. Invocation**

President James Villarreal gave the invocation.

### **3. Discussion of development strategies**

City Manager Michael Scott welcomed all attendees and thanked them for the opportunity to meet and discuss the future. Mr. Shon Brooks, Director of Planning, reviewed the subdivision map of developments noting growth is concentrated to the north and stated in the past five (5) years there has been a population growth of approximately 1,000 each year. Mr. Brooks reported 214 building permits were issued in 2016 and 486 in 2017. He stated the population growth was 4.1% last year and is expected to be the same this year.

Mr. Scott stated Buffalo Ridge and Saddle Brooks Estates are both large developments as well as Dove Hollow and they have approximately 600 lots.

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Dr. Jeremy Glenn, WISD Superintendent, stated for every 1,000 homes, the district needs a new elementary school.

Mayor Pro Tem Mark Singleton referenced North Grove was thought of five (5) years ago. He stated there is a big wave coming and schools are planned in the North Grove Estates. Mayor Po Tem Singleton stated the entities need to make sure to not hurt one another while planning for development.

Dr. Glenn stated he appreciates the city for seeing a school in the North Grove area development. He thanked Council for developing to the west near the new high school.

Mr. Scott stated the east side will have development for future schools.

Mr. Gary Fox, WISD Board of Trustee Secretary, expressed concern with traffic safety near the new high school. Mayor Kevin Strength stated every road coming through Waxahachie is TxDOT driven and the city has no control and explained retail drives traffic lights.

Mr. Clyde Melick, WISD Assistant Superintendent of Facilities, referenced the new high school site noting it will accommodate approximately 2,300 students. He spoke of putting an agriculture facility on the property and with the location he would like to build a back road similar to the RVG Park. Mr. Melick stated there is enough land around the school to build future schools.

Mr. David Bailey, Director of Utilities, referenced the Cole Creek Drainage area noting the area is located along Broadhead Road. He stated the city is working to bring utilities so development with occur.

Mr. Jeff Chambers, Director of Public Works, reported on road restoration projects noting several have been completed such as Marvin Avenue. Others under design include High School Drive, Buffalo Creek and Colonial Acres.

President Villarreal spoke on the safety of the school district and referenced the School Resource Officer program and building on that. He stated the district wants their kids safe and appreciates working With the Waxahachie Police Department. Dr. Glenn spoke highly of Chief Goolsby and his department.

#### **4. Adjourn**

Mayor Kevin Strength thanked everyone for their attendance and participation. He suggested meeting quarterly and the WISD Board and Superintendent concurred.

There being no further business, the meeting adjourned at 7:56 p.m.

Respectfully submitted,

Lori Cartwright  
City Secretary

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 **DRAFT**

A regular meeting of the Waxahachie Community Development Corporation was held on Tuesday, April 10, 2018 at 3:00 p.m. in the Council Chamber at City Hall, 401 S. Rogers, Waxahachie, Texas.

Members Present: John Sanders, President  
Mike Ramsey, Vice President  
Kevin Strength, Mayor  
Michael Scott, City Manager  
Bob Lynn  
Daniel Morton  
Layne Ballard

Ex-Officio Lori Cartwright, City Secretary  
Members Present: Charles Harris, Director of Finance  
Sandy King, President/CEO Chamber of Commerce

Others Present: Albert Lawrence, Assistant City Manager  
Laurie Mosley, Director of Convention & Visitors Bureau  
April Ortiz, Civic Center Director  
James Villarreal, Recreational Superintendent  
Chris Seale, Horticulturist

**1. Call to Order**

President John Sanders called the meeting to order.

**2. Approval of minutes of the Waxahachie Community Development Corporation meeting of March 23, 2018**

**Action:**

*Vice President Mike Ramsey moved to approve minutes of the WCDC meeting of March 23, 2018. Mayor Kevin Strength seconded, All Ayes.*

**3. Hear project updates**

Ms. April Ortiz, Civic Center Director, reported at the previous WCDC meeting shading the Civic Center Star Plaza was discussed as well as lighting the tips of the star. She presented optional shade structures ranging from \$37,000 to \$47,000. Discussion was held pertaining to the location of the poles versus attaching the shade structure to the building. Ms. Ortiz stated the tension weight required will make it necessary to have poles installed. She stated as the temperature rises staff will experience with the metal on the star to see how hot it will get. President Sanders stated currently we are in the experience phase. Ms. Ortiz concurred.

City Manager Michael Scott referenced the Amphitheater project noting the electrical is being looked at with Oncor. He stated Staff is reviewing options and one is to go higher on the concrete pole from College Street to the Depot and to the creek where it will connect to another pole. Mr. Scott stated it will be high enough getting power to where it needs to be but not having the impact we desire. President Sanders stated one option was to go below the street and

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connect. Mr. Scott stated that option was eliminated because of the number of conflicting utilities in that area. He stated the Railroad is not responding pertaining to easements. President Sanders asked Mr. Scott to confirm with the City Engineer and Halff Associates that College Street is absolutely not an option.

Mr. James Villarreal, Recreational Superintendent, reported the parking lot striping and back filling of the curbs on the new lots is taking place. He reported repairs to the storm drainage washout are completed and the sidewalk will be reinstalled. Mr. Villarreal stated nine (9) large planter pots were installed and have been placed on some islands in the complex parking areas. He stated the entrances are complete, and work on the irrigation system in the common area around the baseball fields is being prepared for sprigging Bermuda.

Mr. Scott referenced the Little Creek Trail and reported staff is working on easements with nine (9) property owners.

#### **4. Hear and discuss monthly activity updates from city staff**

Ms. April Ortiz, Civic Center Director, reported the month of April currently has 48 events booked. She noted Navarro College held their "Brilliance" fundraiser and raised \$252,000. She stated the C.A.S.A. "Share the Love" Gala will be held on April 13, IFBB/NPC body building will be held on April 14 and Prom season is around the corner. Upcoming events include graduations, and the 15<sup>th</sup> Annual Bridal Extravaganza. Ms. Ortiz stated the event coordinator position is still open and Mr. Jay Rodgers put in his resignation and that position will get posted. Ms. Ortiz stated the March planting looks fabulous and grounds look great.

President Sanders asked about day time bookings. Ms. Ortiz stated home schools K-12 will be doing their state testing one week in April and two weeks in May. In addition, Baylor Scott & White Health will have six (6) total event days in April and they book the entire building.

Mr. James Villarreal, Recreational Superintendent, reported tournaments are scheduled every weekend in April. He stated to increase revenue, baseball is being allowed on the back fields while soccer is being played. The Waxahachie Soccer Association asked to play on Wednesday nights because softball is being played and noted it is being allowed. Mr. Villarreal stated activities are taking place every night and sometimes on Fridays.

Ms. Laurie Mosley, Director of Convention and Visitors Bureau, reported Scarborough Renaissance Festival recently opened and will run for seven (7) weeks resulting in booked hotels. Crossroads of Texas Film & Music Festival will be April 19-22 and all events will be at the Chautauqua Auditorium. She stated that same weekend the 2<sup>nd</sup> annual event of girl campers and Sisters on the Fly Texas Rally will take place in Getzendaner Park. Ms. Mosley stated Staff is moving forward on the Crepe Myrtle Festival and entertainment this year is Memphis Soul a Motown and classic dance band. She announced the headliner entertainment for the Texas Country Reporter festival will be Shenandoah. Ms. Mosley stated she has created a Pinterest page.



(led)

Ms. Sandy King, President and CEO of the Chamber of Commerce, reported the Chamber recently worked with other Chambers and all came together to support the first Ellis County fair and rodeo. She stated it was very successful and hotel rooms were booked.

Mr. Chris Seale, Horticulturist, reported he is currently changing out colors. The overpass pots located at Highway 287 will be modified before new planting will take place. Topiary planters on Madison have been planted and will be 2 tiers. Mr. Seale stated Keep Waxahachie Beautiful approached him and asked for a landscape design for a 2x70 foot wall that is located near the Doves Nest. He stated he is working on a design. Mr. Seale referenced the parking garage landscape and reported concrete slabs will be poured creating platforms for planters to sit on.

## **5. Public Comments**

Mr. Chuck Tenant, 319 Magnolia Drive, Waxahachie, stated he volunteers and assists Mr. Villarreal with the softball programs at the Sports Complex. He addressed smokers at the complex and asked if it can be designated as a smoke free Sports Complex. Mr. Villarreal expressed his gratitude towards Mr. Tenant for all he does assisting him at the complex.

President Sanders asked the item be placed on the next agenda. Mr. Scott stated he will consult the City Attorney and Mr. Villarreal stated he will contact his colleagues on how they handle smoking in their complexes.

## **6. Adjourn**

*There being no further business, Mr. Dan Morton moved the meeting adjourn at 3:59 p.m. Vice President Mike Ramsey seconded, All Ayes.*

Respectfully submitted,

Lori Cartwright  
City Secretary

A regular meeting of the Board of Trustees of the Waxahachie Firemen's Relief and Retirement Fund was held at Waxahachie Fire Station No. 1, 407 Water Street, Waxahachie, Texas on Monday, April 9, 2018 at 8:30 a.m.

Members Present: Gary Myers, Chairman  
Matt Dorsey, Vice Chairman  
Lee Statham  
Charles Harris, Finance Director

Members Absent: Marcus Brown, Secretary  
John Tillery  
David Hill, Councilmember

Others Present: Lori Cartwright, City Secretary

**1. Call to Order**

Chairman Gary Myers called the meeting to order.

**2. Canvass votes for FR&R Firefighter Board Member**

Chairman Myers reported one nomination being Mr. Matt Dorsey and therefore by acclamation is re-appointed to the Board.

**3. Administer Oath of Office to Board Member**

City Secretary Lori Cartwright administered the Oath of Office to Mr. Matt Dorsey.

**4. Reorganize the Board**

*Mr. Matt Dorsey moved Mr. Gary Myers be appointed as Chairman. Mr. Charles Harris seconded, All Ayes.*

*Chairman Gary Myers moved Mr. Matt Dorsey be appointed as Vice Chairman. Mr. Charles Harris seconded, All Ayes.*

*Vice Chairman Matt Dorsey moved Mr. Marcus Brown be appointed as Secretary. Mr. Lee Statham seconded, All Ayes.*

**5. Consent Agenda**

- a. Minutes of the Firemen's Relief & Retirement Fund meeting of February 19, 2018
- b. Annuity checks for FR&R Retirees and other disbursements for the months of April and May 2018

(lee)

Chairman Myers announced Mrs. Wendell Presley passed away and therefore will need to be removed from the Annuity checks distribution list.

**Action:**

*Vice Chairman Matt Dorsey moved to approve items a. and b. on the Consent Agenda. Mr. Lee Statham seconded, All Ayes.*

**6. Consider invoice from Retirement Horizons Incorporated**

Chairman Myers presented an invoice from Retirement Horizons Incorporated in the amount of \$1,000.00 noting it was for the GASB 67 Report.

**Action:**

*Vice Chairman Matt Dorsey moved to approve an invoice from Retirement Horizons Incorporated in the amount of \$1,000.00 as presented. Mr. Lee Statham seconded, All Ayes.*

**7. Consider invoice from Helen R. Duvall, CPA**

Chairman Myers presented an invoice from Helen R. Duvall, CPA in the amount of \$1,950.00 for bookkeeping services for April – September 2017 and the 2017 Annual Report.

**Action:**

*Mr. Lee Statham moved to approve an invoice from Helen R. Duvall, CPA in the amount of \$1,950.00 as presented. Vice Chairman Matt Dorsey seconded, All Ayes.*

**8. Discuss Investment Policy and take any necessary action**

Chairman Myers reviewed the 3.1 draft of the Investment Policy noting changes were made to Exhibit A: Executive Summary on page 21 and 22.

In summary, Domestic Growth and Value allocations were reduced 2.5% each from 14.5% to 12.0%. International Growth and Value were increased 1.5% each, and Emerging Markets was increased by 2%.

On February 19, 2018, the Board voted to terminate the Large Cap manager Wedgewood to be replaced by Polen Capital Management. The Board also voted to reallocate 5% of the Domestic Equity Allocation to Private Equity. The Board voted to invest \$300,000 with the Central Park Group Vintage Access Fund, LLC.

Vice Chairman Dorsey referenced page 11, 5.1 Prohibited Investments, pertaining to securities and transactions being prohibited unless the money manager has received prior written Board authorization. Chairman Myers stated he will get confirmation.

**Action:**

*Mr. Lee Statham moved to approve the Investment Policy as presented. Mr. Charles Harris seconded, All Ayes.*

(lee)

**9. Discuss Randy Muirhead's final DROP payment and take any necessary action**

Chairman Myers reported Mr. Muirhead requested his final DROP payment in the amount of \$76,445.27. Chairman Myers stated the funds were rebalanced to accommodate the payment.

**Action:**

*None*

**10. Discuss 2018 Actuary and take any necessary action**

Chairman Myers announced Horizon Actuary is currently preparing the 2017 audit and once complete it will be filed at the State. He asked the Board if they would like to consider using a new actuary.

Mr. Charles Harris suggested using the Actuary firm for TMRS. He stated the actuary firm is the biggest in the nation and the city may benefit from one firm doing both actuaries and compare. Mr. Harris stated the fee will be larger for the actuary and the board can approach the city to pay the difference. Mr. Charles Harris stated it is not urgent or stems from issues with Horizon Actuary, noting they are doing fine. He recommended going with Horizon this time and give the Board time to reach out to another company.

**Action:**

*Vice Chairman Matt Dorsey moved to continue this cycle with Horizon Actuary. Mr. Charles Harris seconded, All Ayes.*

**11. Set next meeting date and time of Firemen's Relief and Retirement Fund Board**

The Firemen's Relief & Retirement Board set their next meeting for Monday, May 14, 2018 at 8:30 a.m.

**12. Adjourn**

There being no further business, the meeting adjourned at 8:58 a.m.

Respectfully submitted,

Lori Cartwright  
City Secretary

(let)

## MINUTES

A meeting of the **Heritage Preservation Commission** of the City of Waxahachie, Texas was held in the City Council Chambers/Conference Room at City Hall, 401 S. Rogers on **Thursday, March 8, 2018 at 5:30 p.m.**

Heritage Preservation Commission Members present: Becky Kauffman  
Louis Brown  
Shannon Simpson  
Peggy Crabtree  
Glinda Felty  
Jane Wedding  
Curtiss Thompson

Planning & Zoning Commission Liaison: Bonney Ramsey  
Heritage Preservation Officer: Anita Brown  
City Council Liaison: Mary Lou Shipley

### **1. Call to Order**

The meeting was called to order at 5:31 p.m.

### **2. Approve minutes of meeting held February 8, 2018**

Shannon Simpson made a motion to approve the minutes of the meeting held on February 8, 2018. The motion was seconded by Louis Brown. **All ayes.**

### **3. Consider approval of new HT tax exemption applications**

306 University—listed as M priority in HHM 1985 survey, c. 1920; question whether door is original, inappropriate windows on side addition; Jane Wedding made a motion to **deny** the application for this property. Curtiss Thompson seconded the motion. **All ayes.**

317 E. University—listed as M priority in HHM 1985 survey, c. 1910; original center window in 2<sup>nd</sup> story has been replaced with a stained glass window; Jane Wedding made a motion to **deny** the application for this property. Motion was seconded by Peggy Crabtree. **All ayes.**

### **4. Consider approval of renewal HT tax exemption applications**

The following properties were approved by the Commission:

201 Boze	201 Brown	204 Brown	209 Brown
205 Bryson	803 Cantrell	508 N. College	512 N. College
101 S. College	323 Cynisca	415 W. Franklin	521 N. Grand
617 N. Grand	206 S. Hawkins	3203 Howard Road	905 W. Main
1008 W. Main	314 E. Marvin	319 E. Marvin	323 E. Marvin
605 E. Marvin	1104 E. Marvin	412 W. Marvin	111 McKenzie
200 Oldham	205 Oldham	118 Overhill	233 Patrick
615 N. Rogers	619 N. Rogers	301 S. Rogers	307 S. Rogers
411 Ross	607 Sycamore	701 Sycamore	1301 Sycamore

(6f)

1423 Sycamore  
600 Williams

116 E. University

205 E. University

326 W. University

Glinda Felty made a motion to approve the above properties for the 2018 HT exemption. Jane Wedding seconded the motion. **All ayes.**

414 W. Main—listed as H priority in HHM 1985 survey, c. 1895; inappropriate side addition being added to structure, not to scale, not sympathetic, compromises historic integrity of property; Glinda Felty made a motion to **deny** the application for this property. Motion was seconded by Jane Wedding. **All ayes.**

#### **5. Citizens Petitions & Requests**

No citizens present/no petitions or requests

#### **6. Comments by Commission members and Heritage Preservation Officer**

Becky reported that she, Glinda, and Jane have been working gathering information on the Oldham Street properties. It was suggested again that the neighborhood meeting be held at Central Presbyterian Church. There was some discussion about how the meeting would be structured, what information would be presented, and what supplies would be needed. It was agreed that some examples of inappropriate changes to properties should be on display to demonstrate what this initiative is striving to prevent. More discussion about the Overlay District meeting.

#### **7. Adjourn**

A motion to adjourn was made by Jane Wedding and seconded by Louis Brown. **All ayes.** Meeting adjourned at 6:20 pm.

*Respectfully submitted by Anita Brown*

ate: 4/10/2018  
ime: 3:33:50 PM

# MONTHLY VIOLATION ACTIVITY STATISTICS (69)

Page 1  
ytd\_sum.rdlc

From 3/1/2018 To 3/31/2018

Information contained here in for YTD is for 3/1/2018 To 3/31/2018  
Information contained here in for Previous YTD is for 10/1/2016 To 3/31/2017

VIOLATION ISSUED BY:	CURRENT MONTH	YEAR TO DATE	PREVIOUS YTD	VARIATION IN (+/-)
Municipal Police Department	853	4111	4170	-59
No LEA Fee Charge	0	0	2	-2
<b>TOTALS</b>	<b>853</b>	<b>4111</b>	<b>4172</b>	<b>-61</b>
<b>TOTAL NEW FEES LEVIED:</b>	<b>\$199,966.60</b>	<b>\$1,047,091.42</b>	<b>\$1,174,218.61</b>	<b>\$-127,127.19</b>
<b>FUNDS COLLECTED:</b>				
State Taxes:	\$45,690.20	\$275,311.83	\$262,925.10	\$12,386.73
Fines:	\$77,213.22	\$426,736.16	\$368,820.67	\$57,915.49
LEA Fees:	\$2,785.60	\$16,434.50	\$15,780.10	\$654.40
Multiuise:	\$1,200.00	\$8,510.00	\$21,880.00	\$-13,370.00
D/L Fees:	\$3,727.33	\$16,799.30	\$14,968.49	\$1,830.81
Warrant Fees:	\$6,217.40	\$30,220.80	\$26,072.50	\$4,148.30
Capias Fees:	\$3,843.60	\$19,027.58	\$13,997.00	\$5,030.58
Pay Plan Fees:	\$3,772.85	\$20,911.50	\$19,175.30	\$1,736.20
Collection Fees:	\$9,034.94	\$39,105.97	\$30,885.41	\$8,220.56
<b>TOTALS</b>	<b>\$153,485.14</b>	<b>\$853,057.64</b>	<b>\$774,504.57</b>	<b>\$78,553.07</b>
<b>WARRANT INFORMATION:</b>				
Warrants Issued:	185	1290	1213	77
Capias Issued:	83	602	568	34
<b>TOTALS</b>	<b>268</b>	<b>1892</b>	<b>1781</b>	<b>111</b>
Warrants Closed:	213	1329	1030	299
Capias Closed:	124	798	521	277
<b>TOTALS</b>	<b>337</b>	<b>2127</b>	<b>1551</b>	<b>576</b>
<b>OTHER INFORMATION:</b>				
Citations Closed:	693	4244	4094	150
Failure to Appear:	0	12	58	-46

Average current month speeding ticket issued was for 18.2 miles above posted limit.

By: Jammie Atchison

Date: 4-10-18

te: 4/10/2018  
ne: 11:24:27 AM

# CRIMINAL SECTION

(69)

JURT City of Waxahachie	TRAFFIC MISDEMEANORS			NON-TRAFFIC MISDEMEANORS		
MONTH 3 YEAR 2018	Non-Parking	Parking	City Ordinance	Penal Code	Other State Law	City Ordinance
Total Cases Pending First of Month:	2817	1826	348	474	177	176
a. Active Cases	910	249	324	43	47	60
b. Inactive Cases	1907	1577	24	431	130	116
New Cases Filed	549	255	33	33	1	2
Cases Reactivated	139	83	2	32	13	10
All Other Cases Added	1	0	0	1	0	0
Total Cases on Docket (Sum of Lines 1a, 2, 3 & 4)	1599	587	359	109	61	72
Dispositions Prior to Court Appearance or Trial:						
a. Uncontested Dispositions (Disposed without appearance before a judge (CCP Art. 27.14))	270	152	23	38	2	10
b. Dismissed by Prosecution	3	4	1	1	4	4
Dispositions at Trial:						
a. Convictions						
1) Guilty Plea or Nolo Contendere	0	0	0	0	0	0
2) By the Court	3	0	2	0	0	0
3) By the Jury	0	0	0	0	0	0
b. Acquittals:						
1) By the Court	1	0	0	0	0	0
2) By the Jury	0	0	0	0	0	0
c. Dismissed by Prosecution	0	0	0	0	0	0
Compliance Dismissals:						
a. After Driver Safety Course (CCP, Art. 45.0511)	58					
b. After Deferred Disposition (CCP, Art. 45.051)	48	4	7	3	3	0
c. After Teen Court (CCP, Art. 45.052)	0	0	0	0	0	0
d. After Tobacco Awareness Course (HSC, Sec. 161.253)					0	
e. After Treatment for Chemical Dependency (CCP, Art. 45.053)					0	
f. After Proof of Financial Responsibility (TC, Sec. 801.193)	11					
g. All Other Transportation Code Dismissals	0	0	0	0	0	0
h. All Other Dispositions	3	3	0	1	1	0
i. Total Cases Disposed (Sum of Lines 6, 7, 8 & 9)	397	163	33	43	10	14
1. Cases Placed on Inactive Status	98	88	0	30	0	2
j. Total Cases Pending End of Month:	2970	1918	348	465	168	164
a. Active Cases (Equals Line 5 minus the sum of Lines 10 & 11)	1104	336	326	36	51	56
b. Inactive Cases (Equals Line 1b minus Line 3 plus Line 11)	1866	1582	22	429	117	108
13. Show Cause Hearings Held	44	39	0	17	4	2
14. Cases Appealed:						
a. After Trial	0	0	0	0	0	0
b. Without Trial	1	0	0	1	0	0



(69)

## JUVENILE/MINOR ACTIVITY

<b>COURT City of Waxahachie</b>	<b>TOTAL</b>
<b>MONTH 3 YEAR 2018</b>	
<b>Transportation Code Cases Filed</b>	<b>7</b>
<b>Non-Driving Alcohol Beverage Code Cases Filed</b>	<b>0</b>
<b>Driving Under the Influence of Alcohol Cases Filed</b>	<b>0</b>
<b>Drug Paraphernalia Cases Filed</b> <i>(HSC, Ch. 481)</i>	<b>0</b>
<b>Tobacco Cases Filed</b> <i>(HSC, Sec. 161.252)</i>	<b>0</b>
<b>Failure to Attend School Cases Filed</b> <i>(Ed. Code, Sec. 25.094)</i>	<b>0</b>
<b>Education Code (Except Failure to Attend) Cases Filed</b>	<b>0</b>
<b>Violation of Local Daytime Curfew Ordinances Cases Filed</b> <i>Local Govt. Code, Sec 341.905)</i>	<b>0</b>
<b>All Other Non-Traffic Fine-Only Cases Filed</b>	<b>2</b>
<b>J. Transfer to Juvenile Court:</b>	
<b>a. Mandatory Transfer</b> <i>(Fam. Code, Sec. 51.08(b)(1))</i>	<b>0</b>
<b>b. Discretionary Transfer</b> <i>(Fam. Code, Sec. 51.08(b)(2))</i>	<b>0</b>
<b>1. Accused of Contempt and Referred to Juvenile Court (Delinquent Conduct)</b> <i>(CCP, Art. 45.050 (c)(1))</i>	<b>0</b>
<b>2. Held in Contempt by Criminal Court (Fined and/or Denied Driving Privileges)</b> <i>(CCP, Art. 45.050 (c)(2))</i>	<b>0</b>
<b>3. Juvenile Statement Magistrate Warning:</b>	
<b>a. Warnings Administered</b>	<b>0</b>
<b>b. Statements Certified</b>	<b>0</b>
<b>4. Detention Hearings Held</b> <i>(Fam. Code, Sec. 54.01)</i>	<b>0</b>
<b>5. Orders for Non-Secure Custody Issued</b>	<b>0</b>
<b>6. Parent Contributing to Nonattendance Cases Filed</b> <i>(Ed. Code, Sec. 25.093)</i>	<b>0</b>

# (leg) ADDITIONAL ACTIVITY

JURISDICTION City of Waxahachie	NUMBER GIVEN	NUMBER REQUESTS FOR COUNSEL
MONTH 3 YEAR 2018		
<b>Magistrate Warnings:</b>		
a. Class C Misdemeanors	121	
b. Class A and B Misdemeanors	71	29
c. Felonies	38	15
		<b>TOTAL</b>
<b>Arrest Warrants Issued:</b>		
a. Class C Misdemeanors		185
b. Class A and B Misdemeanors		2
c. Felonies		1
<b>Capiases Pro Fine Issued</b>		83
<b>Search Warrants Issued</b>		1
<b>Warrants for Fire, Health and Code Inspections Filed</b> (CCP, Art. 18.05)		0
<b>Examining Trials Conducted</b>		0
<b>Emergency Mental Health Hearings Held</b>		0
<b>Magistrate's Orders for Emergency Protection Issued</b>		1
<b>Magistrate's Orders Ignition Interlock Device Issued</b> (CCP, Art. 17.441)		2
<b>0. All Other Magistrate's Orders Issued Requiring Conditions for Release on Bond</b>		0
<b>1. Driver's License Denial, Revocation or Suspension Hearings Held</b> (TC, Sec. 521.300)		0
<b>2. Disposition of Stolen Property Hearings Held</b> (CCP, Ch. 47)		0
<b>3. Peace Bond Hearings Held</b>		0
<b>4. Cases in Which Fine and Court Costs Satisfied by Community Service:</b>		
a. Partial Satisfaction		1
b. Full Satisfaction		12
<b>5. Cases in Which Fine and Court Costs Satisfied by Jail Credit</b>		32
<b>6. Cases in Which Fine and Court Costs Waived for Indigency</b>		0
<b>7. Amount of Fines and Court Costs Waived for Indigency</b>		\$0.00
<b>8. Fines, Court Costs and Other Amounts Collected:</b>		
a. Retained by City		\$109,364.29
b. Remitted to State		\$44,152.95
c. Total		\$153,517.24

(leh)

# WAXAHACHIE FIRE DEPARTMENT

## FIRE & EMS MONTHLY REPORT

March 2018

### MONTHLY FIRE STATISTICS

TOTAL FIRE/RESCUE CALLS: 377

AVERAGE RESPONSE TIMES: 5 Minutes 11 Seconds

### BREAKDOWN OF FIRE/RESCUE/MISC. CALLS:

<u>FIRE</u>	<u>COUNT</u>	<u>%</u>	<u>EMS</u>	<u>COUNT</u>	<u>%</u>
Commercial:	0	0.00%	Medical Trauma Not Auto:	41	10.87%
Residential:	2	0.53%	Medical Other than Trauma:	169	44.82%
Institutional:	1	0.26%			
Other Structure:	0	0.00%			
Motor Vehicle:	6	1.59%			
Grass & Refuse:	5	1.32%			
Control Burn:	1	0.26%			
			<u>MISC</u>		
			Assist the Public:	58	15.38%
			Assist Other Agencies	9	2.38%
			False Call:	36	9.54%
			Power Lines, Nat Gas Leaks,	6	1.59%
			Gas/Oil Cleanup		
<u>RESCUE</u>			Other:	3	0.79%
Auto Acc w/Inj:	28	7.42%			
Auto Acc w/o Inj:	11	2.91%			
No Auto w/ Inj:	0	0.00%			
No Auto w/o Inj:	1	0.26%			

Incendiary/ Suspicious Fires (from totals above): 1

### MONTHLY FIRE PREVENTION INSPECTION REPORT

Total Inspections: 130

Fire Drills (Schools, Nursing Homes, Hospitals): 0

Lectures-Presentations Made/Films Shown: 0

Total Audience: 0

### YEARLY TOTALS

TOTAL FIRE/RESCUE CALLS TO DATE: 1194

TOTAL INSPECTIONS TO DATE: 315

  
Ricky Boyd, Fire Chief

(Lch)

# WFD Fire Marshal's Office Monthly Report

MONTH: March

YEAR: 2018

Inspections			
Plan Reviews	14	Underground Visuals	0
General Inspections	105	Underground Hydros/Flushes	0
Certificate of Occupancies	8	Fire Alarm Acceptance Tests	1
Foster Home Inspections	2	Reinspections	3
Site Inspections	0	Ventahood Acceptance Tests	0
Restaurant/Bars	0	Tornado Drills Etc...	0
Fire Drills	0	Others	1
Aboveground Visuals	5		
Aboveground Hydros	5	Total Monthly Inspections	130

Fire Safety Education	
Total Number of Presentations	0
Total Number of Participants	0

Fire and Arson Investigations	
Accidental Fires	MFR
Suspicious/Incendiary Fires	1

Fire Marshal's Monthly Stats	
Inspections Conducted	21
Presentations Made	0
Fire Drills Conducted	0
Incident Response (on-duty)	2
Incident Response (off-duty)	0
Investigations Performed (on-duty)	0
Investigations Performed (off-duty)	0
Training/Classes Attended	

Fire Inspector's Monthly Stats	
Inspections Conducted	109
Presentations Made	0
Fire Drills Conducted	0
Incident Response (on-duty)	n/a
Incident Response (off-duty)	n/a
Investigations Performed (on-duty)	n/a
Investigations Performed (off-duty)	n/a
Training/Classes Attended	

Fire Marshal's Other Monthly Activities

Fire Inspector's Other Monthly Activities

Dennis Crecelius                      4/17  
Fire Marshal                                      Date

Gary Myers  
Fire Inspector                                      Date

(leh)  
Waxahachie Fire Department

Type of Alarm Report (Summary)

Alarm Date Between {03/01/2018} And {03/31/2018}

Type of Alarm			Count	Percent
02	Fire,	Residential Structure	2	0.53%
03	Fire,	Institution Structure	1	0.26%
05	Fire,	Motor Vehicles	6	1.59%
06	Fire,	Grass and Refuse	5	1.32%
07	Fire,	Control Burn	1	0.26%
08	Rescue,	Automobile Accident with Injuries	28	7.42%
09	Rescue,	Automobile Accident without Injuries	11	2.91%
11	Rescue,	Rescue without Injuries other than Auto	1	0.26%
12	EMS,	Medical Trauma other than Auto Accident	41	10.87%
13	EMS,	Medical other than Trauma	169	44.82%
14	Misc,	Assist the Public	58	15.38%
15	Misc,	Assist other Agencies	9	2.38%
16	Misc,	False Call	36	9.54%
17	Misc,	Power Lines, Nat Gas Leaks, Gas/Oil cleanup	6	1.59%
18	Misc,	Other	3	0.79%

Total Incident Count: 377

(6h)  
Waxahachie Fire Department

Type of Alarm Report (Summary)

Alarm Date Between {01/01/2018} And {03/31/2018}

Type of Alarm			Count	Percent
01	Fire,	Commerical Structure	4	0.33%
02	Fire,	Residential Structure	10	0.83%
03	Fire,	Institution Structure	1	0.08%
04	Fire,	Other Structure	2	0.16%
05	Fire,	Motor Vehicles	7	0.58%
06	Fire,	Grass and Refuse	18	1.50%
07	Fire,	Control Burn	3	0.25%
08	Rescue,	Automoblle Accident with Injuries	61	5.10%
09	Rescue,	Automobile Accident without Injuries	34	2.84%
11	Rescue,	Rescue without Injuries other than Auto	2	0.16%
12	EMS,	Medical Trauma other that Auto Accident	122	10.21%
13	EMS,	Medical other than Trauma	548	45.89%
14	Misc,	Assist the Public	166	13.90%
15	Misc,	Assist other Agencies	36	3.01%
16	Misc,	False Call	126	10.55%
17	Misc,	Power Lines, Nat Gas Leaks, Gas/Oil cleanup	37	3.09%
18	Misc,	Other	17	1.42%

Total Incident Count: 1,194

(leh)

Waxahachie Fire Department

Monthly Incident Counts By Station

Alarm Date Between {01/01/2018} And {03/31/2018}

Station #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total	Percent
1	147	114	138	0	0	0	0	0	0	0	0	0	399	33.41%
2	118	75	74	0	0	0	0	0	0	0	0	0	267	22.36%
3	182	180	165	0	0	0	0	0	0	0	0	0	527	44.13%
ALM	1	0	0	0	0	0	0	0	0	0	0	0	1	0.08%

Total Runs by Month

Jan	448	Feb	369	Mar	377	Apr	0	May	0	Jun	0
Jul	0	Aug	0	Sep	0	Oct	0	Nov	0	Dec	0

Grand Total Runs: 1194

(leh)  
Waxahachie Fire Department

Incident Response Time Analysis

Alarm Date Between {03/01/2018} And {03/31/2018}

Response		Count	Percentage
Hrs	Mins		
	00	14	3.8%
	01	13	3.5%
	02	31	8.4%
	03	67	18.3%
	04	70	19.1%
	05	62	16.9%
	06	34	9.3%
	07	36	9.8%
	08	15	4.1%
	09	8	2.1%
	10	3	0.8%
	11	3	0.8%
	13	2	0.5%
	14	2	0.5%
	15	1	0.2%
	16	1	0.2%
	17	2	0.5%
	20	1	0.2%
		365	

Overall Average Response Time: 00:05:11



(LH)  
Waxahachie Fire Department

Incident Response Time Analysis

Alarm Date Between {01/01/2018} And {03/31/2018}

Response		Count	Percentage
Hrs	Mins		
	00	37	3.2%
	01	36	3.1%
	02	98	8.5%
	03	188	16.3%
	04	218	18.9%
	05	186	16.1%
	06	145	12.5%
	07	109	9.4%
	08	46	3.9%
	09	24	2.0%
	10	11	0.9%
	11	11	0.9%
	12	7	0.6%
	13	5	0.4%
	14	7	0.6%
	15	8	0.6%
	16	2	0.1%
	17	4	0.3%
	18	3	0.2%
	19	2	0.1%
	20	1	0.0%
	25	1	0.0%
	31	1	0.0%
	46	1	0.0%
		1151	

Overall Average Response Time: 00:05:27

(61)



## Memorandum

To: Honorable Mayor and City Council  
From: Wade Goolsby, Chief of Police  
Thru: Michael Scott, City Manager  
Date: April 6, 2018  
Re: Monthly Report – March 2018

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### Personnel Issues

Dylan Snyder graduated from the police academy and has started the Field Training Program. Ray Skidmore and Nicholas Page are graduating from the police academy next week. Aaron Brasher was hired and is currently going through the police academy in Corsicana. He is scheduled to graduate in mid-May. Andrew Winchester started working with us on February 5<sup>th</sup> and is currently in the Field Training Program. Even though Winchester had several years of experience with Dallas Police Department, we still place experienced officers in the Field Training Program to learn Waxahachie procedures. We hired one more officer, Andy Smith, and he is starting with the department on April 9<sup>th</sup>. Smith will start the police academy on April 16<sup>th</sup>. We still have two job openings for police officers and have another test date scheduled on April 28<sup>th</sup>. Lt. Todd Woodruff has announced his retirement and he will be retiring at the end of the month, creating another opening.

In Dispatch, Denise Mooney and Evan Cuellar completed the Telecommunicator Academy and Denise has completed her in-house training.

(lei)

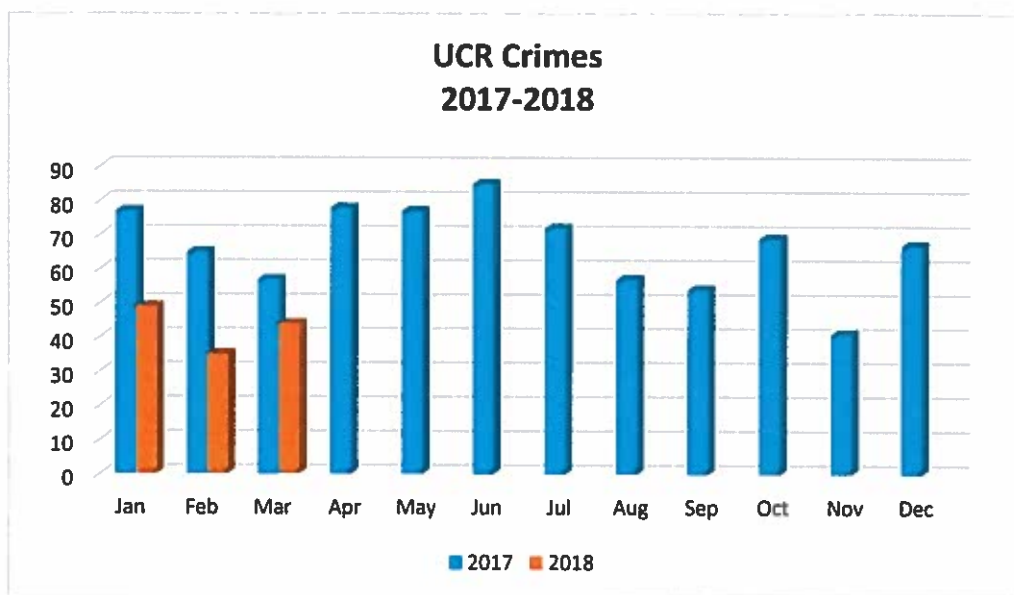
Evan is still in training due to taking her FMLA leave. We still have three openings in Dispatch and have exhausted the list from the last group of applicants. We have another test date for the Criticall software on April 7<sup>th</sup>.

### **Statistical Data for the Month of March 2018**

#### **Reported Uniform Crime Report (UCR) Offenses – 44**

The UCR crimes are those crimes that are collected for crime statistics throughout the United States. They include Homicide, Aggravated Assault, Theft, Burglary, Rape, and Auto Theft. The chart below illustrates the number of reportable UCR crimes for the year.

We had an increase in offenses for the month of March as compared to February with an increase from 35 to 44. However, this number is a decrease when compared with the same month last year when we had 57 offenses in March, 2017 as compared to 44 this year.



At some point in the next twelve months, we will be changing to a different crime reporting system. The current UCR system has been in place for more than 50 years and the FBI has been trying to get agencies to convert over to a National Incident Based Reporting System (NIBRS) for the last 20 years or so. The State of Texas has finally mandated that all agencies in the state convert to NIBRS by September of 2019. The change of data reporting is significant because our crime numbers will look drastically different.

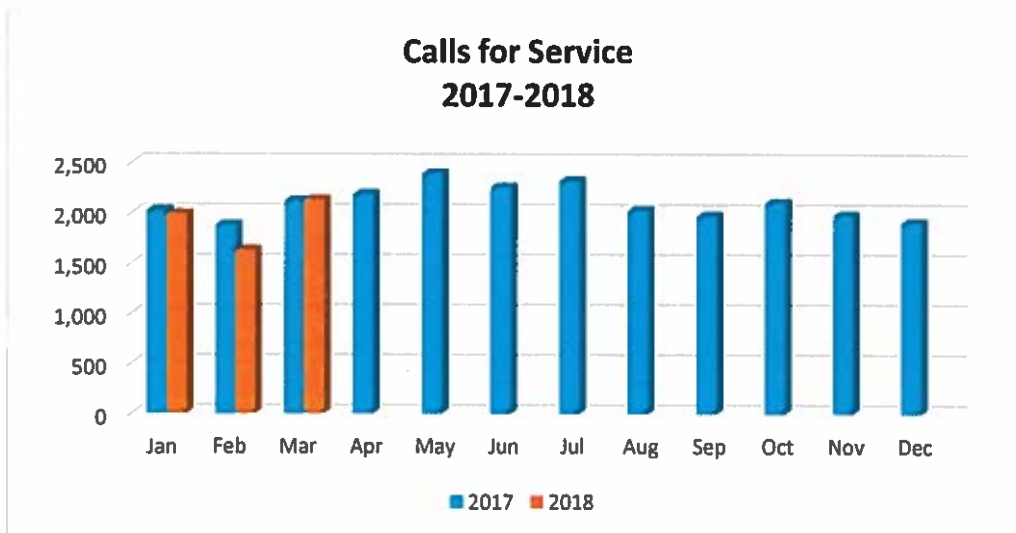
(6i)

The method of collecting crime data changes under NIBRS as compared to UCR. Under UCR, if a suspect went into a bank and robbed six customers and then robbed the cashiers, the crime would be counted as one offense (one robbery). Under NIBRS, with the same scenario, the incident would be counted as seven robberies. Each robbery of each individual would be counted separately along with the bank being robbed. Under NIBRS, there is also a significant amount of data collected regarding the relationship of the suspect to the victim. In the end, we can do better analyses with NIBRS data, but it will appear as though crime has doubled or tripled even though it has remained the same.

### **Calls for Service – 2,134**

Calls for service are defined as requests received by the police department that require a response by an officer to the complainant or event. The calls for service do not include officer initiated activity such as building checks, traffic stops, suspicious person contacts or similar events that are initiated by the officer. It is also important to understand that the call for service numbers do not reflect the number of officers needed per call. A major accident that requires multiple officers is counted as one call for service.

The chart below shows the relationship between the calls for service in 2018 as compared to the calls for service in 2017. We had a significant increase in the number of calls for service this month as compared to last month with 1,630 calls last month compared to 2,134 this month. When compared to the same month last year, it is a slight increase with 2,134 this March and 2,123 last March.



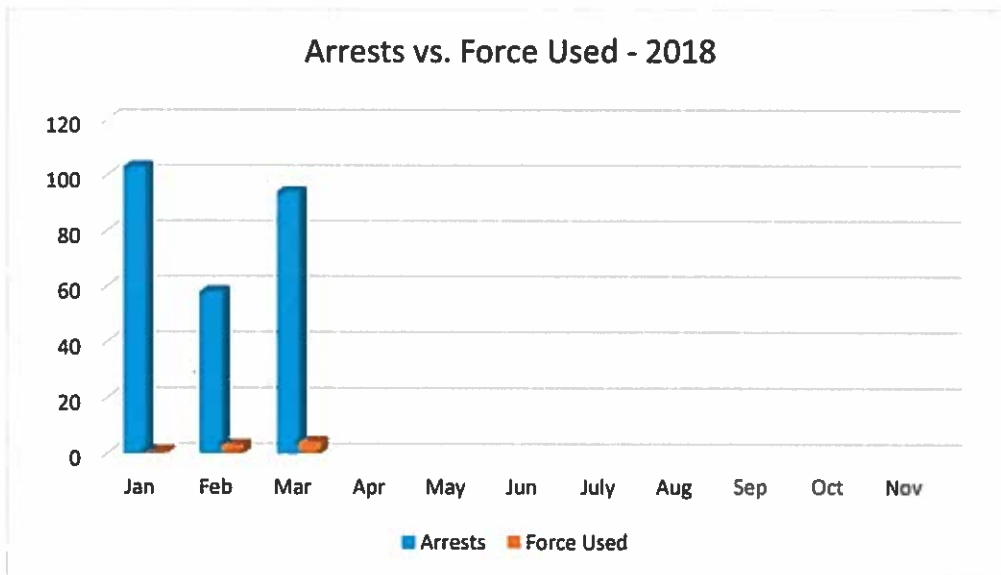
(6i)

## Use of Force Incidents

In the month of March, we responded to 2,134 calls for service. We made 94 arrests and had three incidents where we had to use force in making an arrest.

Summary:	Calls for Service:	2,134
	Arrests:	94
	Use of Force Incidents:	4

We had four incidents involving the use of force this month. In all four of the incidents, the suspect was taken to the ground in order to gain control. We did have a fifth incident where we used a pepper ball gun on an aggressive dog that was repeatedly attacking another dog. This incident was not counted in the numbers above since the force was used on an animal and not a person. It should be noted that many of the calls for service involve disturbance calls or family violence calls where the situation is volatile when the officers arrived but no arrest is made. The low number of incidents where the use of force is required is indicative of de-escalation techniques being successfully used.



## Notable Incidents

An alert home owner called police after hearing noises at a home next door that was still under construction. Officers arrived to find two men loading plywood from the new home into the back of a truck. The pair fled on foot but officers captured one of the men. The 28-year-old Dallas man was charged with Theft and Possession of a controlled substance.

(lei)

Our officers responded to a nighttime robbery attempt at 1111 N. 77, Wells Fargo, at one of the ATM's at the back side of the location. The victim reported that while visiting the ATM a man holding a gun approached her and began banging on her car's window. She quickly put the car in drive and fled the area. Having heard a noise as she drove off, she initially believed the suspect had thrown something at her car. Officers found damage on her trunk lid and were able to determine that a gun was actually fired at the vehicle. Further review of the bank surveillance showed that two suspects approached the victim's car. One suspect in a yellow shirt appeared to have a white shirt or towel covering his face. This case is still under investigation.

Officers responded to a car fire at the Bent Tree apartments in the 1700 block of IH-35. There they found a 2003 Mercury Grand Marquis on fire. WFD's arson investigator believes the car was doused with an accelerant before being set on fire. That investigation is ongoing.

Officers responded to a "shots fired" call at Grove Park Terrace Apartments at approximately 1:00AM on March 11<sup>th</sup>. They found seven fired cartridge casings in the parking lot. One round went through the window of an apartment and lodged in a wall but no one was hurt. Detectives are trying to get cooperation from partygoers at an apartment where the suspects are believed to have visited.

## **Waxahachie Police Department**

### **Activity Report**

3/1/18 Through 3/31/18

Total Primary Calls-For-Service: 2134		Avg. Unit Response Time:	
Calls-For-Service By Type		7min / 13sec	
		Primary	Backups
911 HANG UP	-	9	9
ABANDONED VEHICLE	-	13	1
ANIMAL BITE	-	4	0
ANIMAL COMPLAINT	-	28	13
ASSAULT	-	14	8
ASSAULT-DEADLY WEAPON	-	1	2
ASSAULT-SEXUAL	-	2	0
ASSIST ANIMAL CONTROL	-	1	1
ASSIST OFFICER	-	13	4
ATS	-	16	18
ATTEMPTED SUICIDE	-	2	3
BMV	-	2	0
BURG IN PROGRESS	-	2	4
BURG REPORT	-	5	0
BUSINESS ALARM	-	131	143

(61)

BY PHONE-MEET COMPLAINT	-	158	2
CAR FIRE-MAJOR ST/HIGHWAY	-	4	4
CHECK THE AREA	-	148	123
CITY ORDINANCE VIOLATION	-	33	6
CIVIL MATTER	-	8	6
CIVIL STANDBY	-	4	3
COMMUNITY POLICING	-	61	16
COURTESY TRANSPORT	-	3	0
CRIMINAL MISCHIEF	-	11	4
CRIMINAL TRESPASS	-	13	16
DEBRIS IN ROADWAY	-	16	2
DECEASED PERSON	-	2	4
DELIVER MESSAGE	-	9	2
DEMENTED PERSON	-	1	2
DISTURBANCE	-	80	103
DOM DISTURBANCE	-	14	28
DRUG ACTIVITY	-	6	6
DWI	-	2	2
EXTRA PATROL	-	177	4
FIGHT IN PROGRESS	-	3	11
FIRE-OTHER (TRASH/COMPOST,ETC)	-	1	0
FLAG DOWN	-	25	2
FOLLOW UP INVEST	-	64	10
FOOT PATROL	-	1	0
FOUND/LOST PROPERTY	-	28	2
FRAUD	-	16	1
HARASSMENT	-	5	2
HIT AND RUN ACCIDENT	-	20	14
HOLD-UP ALARM	-	2	2
HOUSE/BUSINESS CHECK	-	9	6
INDECENT EXPOSURE	-	1	1
LOOSE LIVESTOCK	-	1	0
LOUD MUSIC DISTURBANCE	-	35	32
LOUD NOISE DISTURBANCE	-	10	9
MAJOR ACCIDENT	-	40	61
MEDICAL ALARM	-	2	0
MEDICAL ASSIST	-	12	11
MEET COMPLAINANT	-	155	45
MINOR ACCIDENT	-	112	43
MISSING PERSON	-	10	7
MOTORIST ASSIST	-	90	25
OPEN DOOR	-	9	8
PAPERWORK	-	1	0
PARKING VIOLATION	-	24	2
PEDESTRIAN STOP	-	37	25
PHYS DISTURBANCE	-	13	19
PROWLER	-	2	3
PUB INTOXICATION	-	6	6

(lei)

PUBLIC SERVICE	-	3	1
PURSUIT	-	2	1
RECKLESS DRIVER	-	47	21
RESIDENCE ALARM	-	71	73
ROADWAY BLOCKED	-	1	0
ROBBERY AGG	-	1	5
RUNAWAY LOCATED	-	5	1
RUNAWAY REPORT	-	7	2
SHOTS FIRED	-	7	7
SOLICITOR	-	4	1
SPECIAL ASSIGNMENT	-	5	2
STRUCTURE FIRE	-	3	9
SUSP PERSON	-	22	24
SUSP VEHICLE	-	47	31
TEST CALL/TRAINING	-	1	0
THEFT	-	28	8
THEFT IN PROGRESS	-	5	10
TRAFFIC CONTROL	-	2	1
TRAINING	-	11	2
TRANSPORT	-	1	0
UNATTENDED DEATH	-	1	0
UUV JUST OCCURRED	-	2	2
UUV REPORT	-	9	0
VEHICLE MAINTENANCE	-	3	0
VERBAL DISTURBANCE	-	30	37
WALK THROUGH	-	9	2
WARRANT SERVICE	-	1	0
WEAPONS DISTURBANCE	-	4	14
WELFARE CHECK	-	75	84



(6j)

## Application for a Festival or Event Permit

Event Name and Description: Community Outreach

### Applicant Information

Name: Eric Bennett

Address: 1036 Hoke Smith drive

City, State, Zip: Dallas Tx 75224 Phone: 214-760-3269

E-mail Address: askme.eb@gmail.com

### Organization Information

Organization Name: Abundant Life Ministries

Address: 1509 W. Page Ave Dallas, Tx

Authorized Head of Organization: \_\_\_\_\_

Phone: 469-510-2368 E-mail Address: abundantlife@gmail.com

### Event Chairperson/Contact

Name: Eric Bennett

Address: 1036 Hoke Smith drive

City, State, Zip: Dallas, Tx 75224 Phone: 214-760-3269

E-mail Address: askme.eb@gmail.com

### Event Information

Event Location/Address: Lee Penn Park 404 Getzendaner Street N. Waxahachie Tx 75145

Purpose: Community Outreach

Event Start Date and Time: 5/5/2018 10:00 AM

Event End Date and Time: 5/5/2018 2:00 PM

Approximate Number of Persons Attending Event Per Day: \_\_\_\_\_

RECEIVED IN  
CITY SECRETARY'S OFFICE  
4-4-18 AN  
CITY OF WAXAHACHIE, TEXAS

(6j)  
Site Preparation and Set-Up Date and Time: Lee Penn Park 5/5/2018 9:30-2:00pm *Start 10:00 A.M.*  
Clean-Up Completion Date and Time: 5/5/2018 2:00pm *park will be clean immediately following*  
List all activities that will be conducted as a part of this event including street closures, traffic control, vendor booths, etc.

Use of Penn Park for religious outreach  
we will providing food, music, we are  
respectfully requesting use of pavillion, Basketball  
shooter parking lot  
We bring our food trailer We are requesting  
from parks and recreation extra trash cans  
we will be providing "rotter pot."

Will food and/or beverages be available and/or sold? ☒ YES ☒ NO

\*Will alcohol be available and/or sold? ☒ YES ☒ NO

If yes, will the event be in the Historic Overlay District? YES/NO

If food will be prepared on-site, a Temporary Food Permit must be obtained by the Environmental Health Department.

Will dumpsters be needed? NO

Please submit a site plan showing the layout of the event including equipment, stages, and street locations

I THE UNDERSIGNED APPLICANT, AGREE TO INDEMNIFY AND HOLD HARMLESS THE CITY OF WAXAHACHIE, ITS OFFICERS, EMPLOYEES, AGENTS, AND REPRESENTATIVES AGAINST ALL CLAIMS OF LIABILITY AND CAUSES OF ACTION RESULTING FROM INJURY OR DAMAGE TO PERSONS OR PROPERTY ARISING OUT OF THE SPECIAL EVENT.

Eric J Bennett  
Signature of Applicant

4/4/2018  
Date

\* Please note that approval of this permit does not replace/modify compliance with all applicable state laws as specified by the Texas Alcoholic Beverage Commission (TABC).

(6j)

**Villarreal, Amber**

---

**From:** Boyd, Ricky <RBoyd@waxahachiefire.org>  
**Sent:** Wednesday, April 04, 2018 11:46 AM  
**To:** Villarreal, Amber  
**Subject:** Re: Event Application-Abundant Life Ministries

I have no concerns with this application.

Sent from my iPhone

On Apr 4, 2018, at 11:39, Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)> wrote:

Please see the attached event application for your review/comments.

Thank you,

**Amber Villarreal, TRMC**  
**Assistant City Secretary**  
**City of Waxahachie**  
Direct (469) 309-4006 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168  
[www.waxahachie.com](http://www.waxahachie.com)

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<Event Application-Abundant Life Ministries.pdf>

(lej)

**Villarreal, Amber**

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**From:** Mosley, Laurie  
**Sent:** Thursday, April 05, 2018 8:46 AM  
**To:** Villarreal, Amber  
**Subject:** RE: Event Application-Abundant Life Ministries

I will leave this one to John Smith and the Chiefs to approve 😊.

---

**From:** Villarreal, Amber  
**Sent:** Wednesday, April 4, 2018 11:06 AM  
**To:** Del Buono, Mary <mdelbuono@waxahachie.com>; Cole, Leila <icole@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Ricky Boyd <rboyd@waxahachiefire.org>; Wade Goolsbey <wgoolsby@waxahachiepd.org>; Smith, John <jsmith@waxahachie.com>; Marcus Brown <mbrown@waxahachiepd.org>  
**Cc:** Cartwright, Lori <lcartwright@waxahachie.com>; Scott, Michael <msscott@waxahachie.com>  
**Subject:** Event Application-Abundant Life Ministries

Please see the attached event application for your review/comments.

Thank you,

**Amber Villarreal, TRMC**  
**Assistant City Secretary**  
**City of Waxahachie**  
Direct (469) 309-4006 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168  
[www.waxahachie.com](http://www.waxahachie.com)

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(lej)

**Villarreal, Amber**

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**From:** Cole, Leila  
**Sent:** Monday, April 09, 2018 2:24 PM  
**To:** Villarreal, Amber  
**Cc:** Del Buono, Mary  
**Subject:** RE: Event Application-Abundant Life Ministries

Amber,

This event has been approved by the Health Inspector. ☺ We have issued them a Temporary Food Permit.

Thanks,

*Leila Cole*

City of Waxahachie  
Health Inspector – Building & Community Services  
Texas Standardized - Retail Food Inspection Officer  
Office: 469-309-4138 / City Cell: 972-351-3219  
Fax: 469-309-4139



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**From:** Del Buono, Mary  
**Sent:** Wednesday, April 04, 2018 11:51 AM  
**To:** Cole, Leila  
**Cc:** Villarreal, Amber  
**Subject:** FW: Event Application-Abundant Life Ministries

These are the folks that came in this morning with John Smith. I gave them our application and requested they return the application with a food manager certification.



**Mary DelBuono**  
Building & Community Services  
Community Services Coordinator

City of Waxahachie  
401 S. Rogers  
P.O. Box 173  
Waxahachie, Texas 75168

Office 469-309-4132  
Fax 469-309-4139  
mdelbuono@waxahachie.com

(8)

# **PROCLAMATION**

**WHEREAS**, excessive drinking is responsible for more than 4,300 deaths among underage youth each year; and

**WHEREAS**, alcohol is the most commonly used addictive substance in the United States; and

**WHEREAS**, more than 1.6 million young people report driving under the influence of alcohol in the past year; and

**WHEREAS**, young people who begin drinking before age 15 are four times more likely to develop alcohol dependence than those who begin drinking at age 21; and

**WHEREAS**, drinking by persons under the age of 21 is linked to 189,000 emergency room visits; and

**WHEREAS**, the typical American will see 100,000 beer commercials before he or she turns 18; and

**WHEREAS**, kids who drink are more likely to be victims of violent crime, to be involved in alcohol-related traffic crashes, and to have serious school-related problems; and

**WHEREAS**, a supportive family environment is associated with lowered rates of alcohol use for adolescents; and

**WHEREAS**, kids who have conversations with their parents and learn a lot about the dangers of alcohol and drug use are 50% less likely to use alcohol and drugs than those who don't have such conversations.

**NOW, THEREFORE**, I, Mayor Kevin Strength, along with the entire City Council, join IMPACT Waxahachie and Drug Prevention Resources to proclaim April 2018 as

## ***“ALCOHOL AWARENESS MONTH”***

and call upon all citizens, parents, governmental agencies, public and private institutions, businesses, hospitals, schools and colleges in Waxahachie to support efforts that will provide early education about alcoholism and addiction and increase support for individuals and families coping with alcoholism. Through these efforts, together, we can provide Hope, Help and Healing for those in our community who are facing challenges with alcohol use and abuse.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the seal of the City of Waxahachie to be affixed on this 16<sup>th</sup> day of April 2018.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY SECRETARY

(9)



## Memorandum

To: Honorable Mayor and City Council

From: Wade G. Goolsby, Chief of Police

Thru: Michael Scott, City Manager

Date: April 3, 2018

Re: Panhandling Ordinance

Over the past year, we have had an increase in panhandling complaints and issues related to panhandling. The City of Waxahachie does not currently have an ordinance related to panhandling and we need to have an ordinance adopted in order to address the issues that we face with regard to this issue. The ordinance is drafted to address different types of panhandling since there are different issues involved. In some cases, the panhandling is nothing more than a scam to obtain money. The individual may be using a disguise or ruse in order to solicit money. The individual may utilize a story of hardship when in reality, no hardship exists. Often times, individuals may use children to appeal to people in order to obtain money. In reality, there is no crisis, or emergency, it is merely a ruse to obtain money. In other situations, the individual panhandling is overly aggressive and impedes other individuals in order to make a sales pitch.

This ordinance is not intended to prevent people from asking for help, it is merely to provide some regulations to control aggressive panhandling or scams that take advantage of people's good will.

The proposed ordinance restricts hours, locations, and the methods used to panhandle. It also requires a permit to panhandle that is issued by the police

(9)

department. At this point in time, we have no ordinance in place to regulate these activities and this ordinance strives to control panhandling without restricting an individual's constitutional rights. The ordinance specifically defines panhandling as any solicitation made in person requesting an immediate donation of money. However, it specifically does not include passively sitting or standing without making specific requests to any specific person.

The proposed ordinance has been drafted by the City Attorney and has been reviewed by the City Manager. I respectfully request approval of the proposed ordinances.



(9)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ADDING ARTICLE XIV, "PANHANDLING," TO CHAPTER 21, "OFFENSES AND MISCELLANEOUS PROVISIONS," OF THE WAXAHACHIE CITY CODE; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500) FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Waxahachie ("City Council") has determined that the adoption of this ordinance best serves the general welfare of the City of Waxahachie, Texas ("City"), and its residents by enacting reasonable restrictions on certain activities that the City Council has determined are detrimental to the City, and which restrictions will promote and preserve the public health, safety, and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

SECTION 1. The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION 2. That Article XIV, "Panhandling," is hereby added to Chapter 21, "Offenses and Miscellaneous Provisions," of the Waxahachie City Code, to read as follows:

"ARTICLE XIV.

PANHANDLING

Sec. 21-225. PANHANDLING.

- (a) Definitions. "Panhandling," for the purpose of this section, is any solicitation made in person requesting an immediate donation of money. Purchase of an item for an amount far exceeding its value, under circumstances where a reasonable person would understand that the purchase is in substance a donation, is a donation for the purpose of this section. Panhandling does not include passively standing or sitting with a sign or other indication that one is seeking donations, without addressing any solicitation to any specific person other than in response to an inquiry by that person
- (b) Time of Panhandling. Any person who panhandles between the hours of one-half (½) hour before sunset and 9:00 a.m. the following morning, or at any time on a Sunday, is guilty of a misdemeanor under this section.
- (c) Place of Panhandling. Any person who panhandles when the person solicited is in any of the following places is guilty of a misdemeanor under this section:

(9)

- (1) At any bus stop or train stop;
  - (2) In any public transportation vehicle or facility;
  - (3) In any vehicle on the street; or
  - (4) On private property, unless the panhandler has permission from the owner or occupant.
- (d) Manner of Panhandling. Any person who panhandles in any of the following manners is guilty of a misdemeanor under this section:
- (1) By coming within three feet of the person solicited, until that person has indicated that he does wish to make a donation;
  - (2) By blocking the path of the person solicited along a sidewalk or street;
  - (3) By following a person who walks away from the panhandler;
  - (4) By using profane or abusive language, either during the solicitation or following a refusal;
  - (5) By panhandling in a group of two or more persons; or
  - (6) By any statement, gesture, or other communication which a reasonable person in the situation of the person solicited would perceive to be a threat.
- (e) False or Misleading Solicitation. Any person who knowingly makes any false or misleading representation in the course of soliciting a donation is guilty of a misdemeanor under this section.

False or misleading representations include, but are not limited to, the following:

- (1) Stating that the donation is needed to meet a specific need, when the solicitor already has sufficient funds to meet that need and does not disclose that fact;
- (2) Stating that the donation is needed to meet a need which does not exist;
- (3) Stating that the solicitor is from out of town and stranded, when that is not true;
- (4) Wearing a military uniform or other indication of military service, when the solicitor is neither a present nor former member of the service indicated;
- (5) Wearing or displaying an indication of physical disability, when the solicitor does not suffer the disability indicated;
- (6) Use of any makeup or device to simulate any deformity; or
- (7) Stating that the solicitor is homeless, when he is not homeless.

(f) Permit Requirement.

(1) No person shall be allowed to panhandle without a permit issued by the police department. A person who has been issued a permit shall keep it on his person at all times while panhandling and show it to any peace officer upon request. No person whose permit has been revoked shall panhandle for a period of two years following the revocation. Any person who violates this subdivision is guilty of a misdemeanor under this section.

(2) The police department shall issue the permit, without fee, to any eligible person who presents himself at the central police station, states his true name, presents a photo identification or signs a declaration under penalty of perjury that he has no such identification, and permits himself to be photographed and fingerprinted.

(3) A person is ineligible for a permit if within the past five years he

(i) has been convicted of two or more violations of this section,

(ii) has had a permit revoked pursuant to subdivisions (e) or (f) of this section, or

(iii) has been convicted of two or more offenses under the law of any jurisdiction which involve aggressive or intimidating behavior while panhandling or false or misleading representations while panhandling.

(4) If the police department is unable to determine eligibility within 24 hours of the application, the department shall issue a permit good for 30 days and determine eligibility for a regular permit before the temporary permit expires. The regular permit shall expire three years from the date of issuance. Along with the permit, the police department shall give the applicant a copy of this section.

(5) Any person who makes any false or misleading representation while applying for a permit under this section is guilty of a misdemeanor. Upon conviction of violation of this section, the police department shall revoke any permit issued to the defendant under this section.

(6) If a permit is issued to a person under this section and that person subsequently commits and is convicted of a violation of any provision of this section, the police department shall revoke the permit."

**SECTION 3.** Should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance or of the Waxahachie City Code, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance or the Waxahachie City Code, as amended hereby, which shall remain in full force and effect.

(9)

**SECTION 4.** An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Waxahachie City Code, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

**SECTION 5.** A person who violates a provision of this ordinance is guilty of a separate offense for each day or part of a day during which the violation is committed, continued, or permitted. Each offense, upon conviction, is punishable by a fine not to exceed \$500.

**SECTION 6.** This ordinance shall take effect immediately from and after its passage and publication of the caption as required by law.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS this 16<sup>th</sup> day of April, 2018.**

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
City Secretary

(10)



## Memorandum

To: Honorable Mayor and Council

From: Wade G. Goolsby, Chief of Police

Thru: Michael Scott, City Manager

Date: April 3, 2018

Re: School Resource Officer

As you are aware, the Waxahachie Independent School District (WISD) and the City of Waxahachie entered into a contractual agreement for the police department to provide one police officer to the school district to serve as a School Resource Officer (SRO). The interlocal agreement between the WISD and WPD is very similar with other agreements of this nature and consistent with the common practices of other agencies and school districts. Basically, the department adds an officer to the staffing level of the department but is reimbursed for the salary and benefits of the selected officer for the duration of the school year. The city would have the expense of the SRO during the summer and holidays (approx. 15 weeks), but the ISD would reimburse the City for the 37 weeks of the school year.

The SRO is an employee of the police department, selected by the police department and regulated by the rules of the police department and the terms of the agreement. The SRO would attend special training developed specifically for school resource officers working in a school environment. These training expenses would be divided equally between the City and WISD.

Other police related training expenses would be within the normal expenses of the police department.

(10)

Over the past year, both the school district and the police department has seen the value of the SRO position in the schools. Over the past year, we have also seen an increase in active shooter situations in schools across the nation. The country as a whole is struggling with the best approach to deter, prevent, and stop active shooter situations in schools.

The WISD school board recently met and authorized the addition of one more police officer to the SRO program. The current SRO spends most of his time at the high school but is also expected to make periodic appearances at the various other schools throughout the city. The school board would like to add another SRO position so that one officer stays at the high school all of the time and the other SRO spends his/her time between the junior high schools.

The police department currently has sixty four (64) authorized police officer positions and we are trying to catch up with the growth of the city. We currently have three openings for police officer, have three officers in the police academy, and one officer in the Field Training Program. In essence, we are operationally seven officers short. In light of this, I am requesting the addition of one police officer position to serve as this School Resource Officer.

Under the terms of the WISD/City SRO Agreement, compensation to the City is as follows:

**J. Compensation Throughout Duration of Agreement.** *WISD, in consideration for the governmental services being provided by the City pursuant to this Agreement, agrees to reimburse the City for the following expenses:*

1. *Reimbursement- for each SRO's actual salary and benefits. The actual cost for the SRO's salary and benefits will be determined by the salary and benefits of the actual officer(s) selected for the position(s). WISD will reimburse the City for the actual salary and benefits and the defined vehicle fee for up to thirty-seven (37) weeks (the school year) of the calendar year (up to 71.15% of the SRO's annualized salary and benefits).*
2. *\$40.00/week for each SRO's vehicle use and travel.*

*In the event that the WISD requests that the SRO attend after hour events or out of town events that would result in overtime, the WISD will reimburse the City for the overtime expenses. In the event the SRO is called away from a WISD assignment during a school day or week by the City, WISD will not be responsible for salary and benefits and any resulting overtime during the portion of the school day or week in which the SRO is not performing duties to benefit WISD.*

(10)

Using a four-year officer as an example, the salary costs would approximately be the following for each party:

Salary\* - WISD - 37 weeks = \$45,178.48

Salary\* - City - 15 weeks = \$18,315.60

\*Does not include benefits

The SRO contract between the City and the WISD may need to be slightly modified to account for multiple officers but the terms would remain the same.

I believe that the additional School Resource Officer is not only beneficial to the school district but also good for the police department. These positions not only improve the security at our schools but it helps build positive relationships with the youth of our city.

In light of the WISD school board's request, I am requesting the addition of one police officer position to the police department in a mid-year budget adjustment so that we can proceed with hiring another officer to replace the experienced officer that would be chosen for this assignment.



## Memorandum

To: Honorable Mayor and City Council  
From: Yasmin Barnes, Human Resources and Civil Service Director  
Thru: Michael Scott, City Manager *MS*  
Date: April, 5, 2018  
Re: Classified Positions Under Civil Service Ordinance Update

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The attached document, submitted for City Council approval, is an updated ordinance establishing Police and Fire Civil Service positions for FY 17/18. The updated ordinance adds one (1) Police Patrol Officer to the Waxahachie Police Department allocated positions.

The addition of the Police Patrol Officer position is the result of a request from the Waxahachie Independent School District (WISD) for an additional School Resource Officer (SRO). The reallocation of an Officer, without replacement, would affect WPD patrol operations. It is necessary to add a Police Patrol Officer position to be filled so that a current Officer can be reallocated to WISD as the SRO.

This request was presented to the Civil Service Commission on April 4, 2018. The Commission supports the request for an additional Patrol Officer. Please feel free to contact me with any questions you may have.

*Y Barnes*

Yasmin Barnes, Director  
Human Resources and Civil Service Department  
City of Waxahachie

*4/5/18*  
Date



(10)

ORDINANCE NO. \_\_\_\_\_

**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**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

SECTION 1. The classified positions under Civil Service in the Fire Department shall remain as follows:

Assistant Fire Chief	1
Fire Marshal	1
Fire Battalion Chief	4
Fire Captain	9
Fire Lieutenant	4
Fire Pumper Engineer	12
Firefighter	24

SECTION 2. The classified positions under Civil Service in the Police Department shall be as follows:

Assistant Police Chief	2
Police Lieutenant	5
Sergeants	6
Corporal	4
Police Patrol Officer	47

SECTION 3. The annual/monthly base rate pay for each of the above captioned classified positions shall be determined by each year's budget.

SECTION 4. The positions of Assistant Fire Chief and Assistant Police Chief shall be appointed positions, appointed by the head of the department.

SECTION 5. That all ordinances of the City of Waxahachie heretofore adopted which are in conflict with the provisions of this ordinance be, and the same are hereby repealed.

SECTION 6. That this ordinance shall take effect thirty days after passage and all requirements under Chapter 143 of the Local Government Code have been satisfied.

PASSED, APPROVED, AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
City Secretary



## Memorandum

To: Honorable Mayor and City Council

From: Doug Barnes, Director of Economic Development 

Thru: Michael Scott, City Manager 

Date: April 10, 2018

Re: Oncor – Distribution Cost Recovery Factor ("DCRF") filing

---

On April 5, 2018, Oncor Electric Delivery Company LLC ("Oncor") filed an Application for Approval of a Distribution Cost Recovery Factor. In the filing, the Company is seeking an increase in distribution revenues of \$19,002,177.

OCSC has engaged the services of a consultant, Mr. Karl Nalepa, to review the Company's filing. Mr. Nalepa will review the filing and identify adjustments that should be made to the Company's request.

The Public Utility Commission of Texas's rules allow cities 60 days to act on this application. That deadline is June 4, 2018.

City Staff recommends denial of the requested rate filing.

(11)

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY OF WAXAHACHIE, TEXAS FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S APPLICATION FOR APPROVAL OF A 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.**

WHEREAS, the City of Waxahachie, Texas ("City") is an electric utility customer of Oncor Electric Delivery Company LLC ("Oncor" or "Company"), and a regulatory authority with an interest in the rates and charges of Oncor; and

WHEREAS, the City is a member of the Steering Committee of Cities Served by Oncor ("OCSC"), a membership of similarly situated cities served by Oncor that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in Oncor's service area; and

WHEREAS, on or about April 5, 2018 Oncor filed with the City an Application for Approval of a Distribution Cost Recovery Factor ("DCRF"), PUC Docket No. 48231, seeking to increase electric distribution rates by approximately \$19,002,177; and

WHEREAS, all electric utility customers residing in the City will be impacted by this ratemaking proceeding if it is granted; and

WHEREAS, Cities are coordinating its review of Oncor's DCRF filing with designated attorneys and consultants to resolve issues in the Company's application; and

WHEREAS, Cities members and attorneys recommend that members deny the DCRF.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

Section 1. That the City is authorized to participate with Cities in PUC Docket No. 48231.

Section 2. That subject to the right to terminate employment at any time, the City of hereby authorizes the hiring of the law firm of Lloyd Gosselink and consultants to negotiate with the Company, make recommendations to the City regarding reasonable rates, and to direct any necessary administrative proceedings or court litigation associated with an appeal of this application filed with the PUC.

Section 3. That the rates proposed by Oncor to be recovered through its DCRF charged to customers located within the City limits, are hereby found to be unreasonable and shall be denied.

(111)

Section 4. That the Company shall continue to charge its existing rates to customers within the City.

Section 5. That the City's reasonable rate case expenses shall be reimbursed in full by Oncor within 30 days of presentation of an invoice to Oncor.

Section 6. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

Section 7. That a copy of this Resolution shall be sent to Stephen N. Ragland, 1616 Woodall Rodgers Freeway, Dallas, Texas 75202 and to Thomas Brocato, General Counsel to the Cities, at Lloyd Gosselink Rochelle & Townsend, P.C., P.O. Box 1725, Austin, Texas 78767-1725.

PASSED AND APPROVED this 16<sup>th</sup> day of April, 2018.


\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Secretary



## Memorandum

To: Honorable Mayor and City Council  
From: Tommy Ludwig, Executive Director of Development Services  
Thru: Michael Scott, City Manager   
Date: April 16, 2018  
Re: Viaduct Utility Relocation – Capital Improvement Project

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On Monday April 16, 2018 a professional services contract with Brown and Gay Engineers, Inc., for utility location and engineering design services associated with the TxDOT Viaduct Project along Highway 77 and Monroe Street, will appear before City Council for consideration in an amount not to exceed \$409,400. The Viaduct Project will realign Highway 77 to two lanes of one way traffic from Rogers Street to McMillan Street. TxDOT has committed to reimburse the City for the relocation of its' utilities along both Monroe Street and Highway 77 that were installed prior to TxDOT's acquisition or control of the right of ways along the Viaduct Project limits.

Specifically this contract will 1) identify the location of the impacted utilities and determine whether the City or TxDOT is responsible for the cost of relocation; and 2) provide the engineering design, survey and bid specification preparation services for the Viaduct Project. Once responsibilities for relocation cost have been established, TxDOT will enter into a reimbursement agreement with the City for engineering and construction related expenses, based on an itemized percentage for each bid item and service.

The reimbursement agreement will require the City to remit payment associated with this engineering contract for both TxDOT's and the City's portion of the expenses up front. The City will be reimbursed TxDOT's share of the cost of this contract upon the completion of construction. In addition, the City will pay for its portion of construction costs after the bid award but prior to the start of construction. The

(12)

current opinion of probable cost for this project is \$2,788,000. This work is a planned expense and the City has budgeted \$1,945,000 in the Capital Improvement Plan for the Viaduct Project. At the end of construction, TxDOT and the City will coordinate and process any reimbursements to each other based on final construction cost, engineering and change orders.

This project will ultimately be funded through certificate of obligation bonds, which are anticipated to be sold prior to the end of this fiscal year. Certain project costs may be incurred in advance of the availability of the aforementioned bond proceeds; therefore to the extent that these costs may become due before bond funds are available, the Utilities Department will cash-flow these payments with surplus Working Capital. Current Working Capital balances are more than sufficient for the maximum amount of funds committed. There is a companion resolution to this agenda item authorizing a reimbursement to the Utilities Department operating fund from future bond sales.

I am available at your convenience should you need additional information.

Tommy Ludwig

(13)

**RESOLUTION NO.**

**A RESOLUTION DECLARING INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT FOR THE PURPOSE OF PERFORMING UTILITY LOCATES AND ENGINEERING DESIGN SERVICES FOR WATER AND SEWER UTILITY RELOCATIONS ASSOCIATED WITH THE TXDOT VIADUCT PROJECT ALONG HIGHWAY 77 AND MONROE STREET**

**WHEREAS**, the City of Waxahachie (the "City") intends to issue debt to finance cost to be incurred for the utility locates and engineering design services for water and sewer utility relocations associated with the TxDOT Viaduct Project along highway 77 and Monroe Street, and related expenses prior to the issuance of such debt with the expectation that such expenditures are to be reimbursed with proceeds of such debt; and

**WHEREAS**, Treas. Reg. § 1.150-2 (the "Regulation") provides that to fund such reimbursement with proceeds of tax-exempt obligations the City must declare its expectation to make such reimbursement; and

**WHEREAS**, the City desires to preserve its ability to reimburse the expenditures with proceeds of tax-exempt obligations.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:**

**SECTION 1**

That the City reasonable expects to reimburse Working Capital with proceeds of debt hereafter to be issued by the City, and this resolution shall constitute a declaration of official intent under the Regulation.

**SECTION 2**

That the City Manager is authorized to take those steps reasonable and necessary to comply with the intent of this resolution including a loan from Working Capital in an amount not to exceed \$409,400

**SECTION 3**

That this resolution shall take effect immediately from and after the date of passage.

ADOPTED THIS 16th day of April, 2018.


\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
City Secretary



## Memorandum

To: Honorable Mayor and City Council  
From: Tommy Ludwig, Executive Director of Development Services  
Thru: Michael Scott, City Manager   
Date: April 16, 2018  
Re: Katy Lake on the Green Water Improvements

---

On Monday April 16, 2018 a bid award associated with water system improvements for the Katy Lake on the Green subdivision will appear before City Council in an amount of \$398,372.80. Circle H Contractors, LP was the lowest responsive bidder of 8 proposers, with a submission that was \$40,538.90 below the next lowest bid. This project is a planned expense and the City budgeted \$548,378 in the Capital Improvement Plan for these water system improvements.

The Katy Lake on the Green subdivision is situated at the highest elevation in the 715 Service Area and as a result the development experiences severely low water pressures. This project will 1) connect the Katy Lake subdivision to the 791 Service Area, increasing water pressures to approximately 70 PSI; and 2) provide better connectivity through the 791 Service Area, facilitating future development west of Interstate 35E. Specifically this project provides for approximately 2,700 linear feet of water line, which will run east from Hilltop Lanes to the Katy Lake subdivision and north from the Katy Lake subdivision to near the Grand Avenue Pump Station. The project is estimated to be completed by the end of September 2018.

This project will ultimately be funded through certificate of obligation bonds, which are anticipated to be sold prior to the end of this fiscal year. Certain project costs may be incurred in advance of the availability of the aforementioned bond proceeds; therefore to the extent that these costs may become due before bond funds are available, the Utilities Department will cash-flow these payments with surplus



(14)

Working Capital. Current Working Capital balances are more than sufficient for the maximum amount of funds committed. There is a companion resolution to this agenda item authorizing a reimbursement to the Utilities Department operating fund from future bond sales.

I am available at your convenience should you need additional information.

Tommy Ludwig

(14)

**BIRKHOFF, HENDRICKS & CARTER, L.L.P.**  
**PROFESSIONAL ENGINEERS**

11910 Greenville Ave., Suite 600

Dallas, Texas 75243

Fax (214) 461-8390

Phone (214) 361-7900

JOHN W. BIRKHOFF, P.E.  
GARY C. HENDRICKS, P.E.  
JOE R. CARTER, P.E.  
MATT HICKEY, P.E.  
ANDREW MATA, JR., P.E.  
JOSEPH T. GRAJEWSKI, III, P.E.  
DEREK B. CHANEY, P.E.  
CRAIG M. KERKHOFF, P.E.

April 9, 2018

Mr. James Gaertner, P.E.  
City Engineer  
City of Waxahachie  
P.O. Box 757  
Waxahachie, Texas 75168

Re: 2018 Water Distribution System Improvements - Katy Lakes on the Green Addition  
715 to 791 Service Area Adjustment (Project 14-006-1)  
Bid Award Recommendation

Dear Mr. Gaertner:

We have checked the bids received at 2:00 p.m., Tuesday, April 3, 2018, for the 2018 Water Distribution System Improvements - Katy Lakes on the Green Addition, 715 to 791 Service Area Adjustment Project (Project 14-006-1). We are enclosing six (6) copies of the Bid Summary and itemized Bid Tabulation.

Circle H Contractors, L.P. of Midlothian, Texas submitted the low bid in the amount of \$398,372.80. Circle H Contractors, L.P. has a record of satisfactorily completing projects similar to this project throughout the City of Waxahachie and other communities in the area.

Accordingly, based on the information we have available to us, we recommend that the City accept the bid from Circle H Contractors, L.P. and award them a contract in the amount of \$398,372.80.

We are available to discuss our recommendation further at your convenience.

Sincerely,

Gary C. Hendricks

Gary C. Hendricks, P.E., R.P.L.S.

Digitally signed by Gary C. Hendricks  
DN: cn=Gary C. Hendricks, email=g.hendricks@bhllp.com,  
ou=City of Waxahachie, c=US  
[Reason: I agree to the terms defined by  
the placement of my signature on this  
document]  
Date: 2018.04.10 08:12:57 -0500

Enclosures

cc: Mr. Tommy Ludwig  
Mr. David Bailey

(14)

**CITY OF WAXAHACHIE, TEXAS**  
**2018 Water Distribution System Improvements - Part 1**  
*Katy Lake on the Green Addition; 715 To 791 Service Area Adjustment*  
*Project No. 14-006-1*

**BID SUMMARY**  
**Bids Received at 2:00 p.m., Tuesday, April 3, 2018**

<b><u>Contractor</u></b>	<b><u>Total Amount Bid</u></b>
1. Circle H Contractors, LP P.O. Box 220 Midlothian, Texas 76065	\$ 398,372.80
2. KIK Underground, LLC 1618 Stacey Ct Richardson, Texas 75081	\$ 438,911.70
3. Boretex LLC ** 22608 Hwy 71 W. Spicewood, Texas 78669	\$ 459,297.50
4. A & M Construction & Utilites, Inc. 4950 Grisham Dr. Rowlett, Texas 75088	\$ 490,775.15
5. Gomez Brothers Construction, Inc. 10437 Brangus Dr. Crowley, Texas 76036	\$ 545,237.50
6. Jackson Construction, Ltd 5112 Sun Valley Drive Fort Worth, Texas 76119	\$ 603,213.00
7. Joe Funk Construction, Inc. 11226 Indian Trail Dallas, Texas 75229	\$ 623,411.86
8. Atkins Bros, P.O. Box 990 Midlothian, Texas 76065-0990	\$ 693,826.00

**\*\* NOTE:**

Bortex LLC did not provide a signed Bid Bond with their bid proposal

(15)

**RESOLUTION NO.**

**A RESOLUTION DECLARING INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT FOR THE PURPOSE OF PERFORMING WATER SYSTEM IMPROVEMENTS FOR THE KATY LAKE ON THE GREEN SUBDIVISION**

**WHEREAS**, the City of Waxahachie (the "City") intends to issue debt to finance cost to be incurred for the water system improvement for the Katy Lake on the Green Subdivision, and related expenses prior to the issuance of such debt with the expectation that such expenditures are to be reimbursed with proceeds of such debt; and

**WHEREAS**, Treas. Reg. § 1.150-2 (the "Regulation") provides that to fund such reimbursement with proceeds of tax-exempt obligations the City must declare its expectation to make such reimbursement; and

**WHEREAS**, the City desires to preserve its ability to reimburse the expenditures with proceeds of tax-exempt obligations.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:**

**SECTION 1**

That the City reasonable expects to reimburse Working Capital with proceeds of debt hereafter to be issued by the City, and this resolution shall constitute a declaration of official intent under the Regulation.

**SECTION 2**

That the City Manager is authorized to take those steps reasonable and necessary to comply with the intent of this resolution including a loan from Working Capital in an amount not to exceed \$398,372.80

**SECTION 3**

That this resolution shall take effect immediately from and after the date of passage.

ADOPTED THIS 16th day of April, 2018.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
City Secretary