

City Council
June 1, 2020

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas was held in the Council Chamber at City Hall, 401 S. Rogers on Monday, June 1, 2020 at 7:00 p.m.

Councilmembers Present: David Hill, Mayor
Mary Lou Shipley, Mayor Pro Tem
Melissa Olson, Councilmember

Via Teleconference: Chuck Beatty, Councilmember
Kevin Strength, Councilmember

Others Present: Michael Scott, City Manager
Albert Lawrence, Assistant City Manager
Tommy Ludwig, Assistant City Manager
Lori Cartwright, City Secretary

Others Absent: Robert Brown, City Attorney

1. Call to Order

Mayor David Hill called the meeting to order and did a roll call for members in attendance via teleconference. Members present via teleconference included Councilmember Chuck Beatty and Councilmember Kevin Strength.

2. Invocation

3. Pledge of Allegiance and Texas Pledge of Allegiance

Mayor Hill gave the invocation and led the Pledge of Allegiance and the Texas Pledge of Allegiance.

4. Consent Agenda

- a. Minutes of the City Council meeting of May 18, 2020
- b. Consider budget amendment from Emergency Management Department
- c. Approve Taxi Cab License Renewal

Action:

Mayor Pro Tem Mary Lou Shipley moved to approve items a. through c. on the Consent Agenda. Councilmember Melissa Olson seconded, All Ayes.

5. Consider authorization of the Mayor and/or his designee to file application for funds from the Coronavirus Relief Fund or any other funds providing grants for Coronavirus related costs, including all understandings and assurance contained therein, and act in connection with the application and provide such additional information as may be required

Action:

Councilmember Kevin Strength moved to authorize the Mayor and/or his designee to file application for funds from the Coronavirus Relief Fund or any other funds providing grants for Coronavirus related costs, including all understandings and assurance contained therein, and act in connection with the application and provide such additional information as may be required. Councilmember Chuck Beatty seconded. The vote was as follows:

*Ayes: David Hill
Mary Lou Shipley
Chuck Beatty
Kevin Strength*

Noes: Melissa Olson

The motion carried.

- 6. Public Hearing on request by Jacob Perry, Waxahachie ISD, for a Specific Use Permit (SUP) for an Electronic Message Sign use within a Planned Development – Single Family – 2 zoning district, located at 631 Solon Rd (Property ID 220963) – Owner: Waxahachie ISD (ZDC-000064-2020)**

Mayor Hill opened the Public Hearing.

There being no others to speak for or against ZDC-000064-2020, Mayor Hill closed the Public Hearing.

- 7. Consider proposed Ordinance approving ZDC-000064-2020**

ORDINANCE NO. 3192

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT AN ELECTRONIC MESSAGE SIGN USE WITHIN A PLANNED DEVELOPMENT-SINGLE FAMILY-2 (PD-SF-2) ZONING DISTRICT, LOCATED AT 631 SOLON RD, BEING PROPERTY ID 220963, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 1 IN THE SOLON ELEMENTARY ADDITION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Councilmember Melissa Olson moved to approve Ordinance No. 3192. Mayor Pro Tem Mary Lou Shipley seconded, All Ayes.

- 8. Public Hearing on request by Jacob Perry, Waxahachie ISD, for a Specific Use Permit (SUP) for an Electronic Message Sign use within a Planned Development – Single Family – 2 zoning district, located at 231 Park Place Blvd (Property ID 237673) – Owner: Waxahachie ISD (ZDC-000069-2020)**

Mayor Hill opened the Public Hearing.

There being no others to speak for or against ZDC-000069-2020, Mayor Hill closed the Public Hearing.

9. Consider proposed Ordinance approving ZDC-000069-2020

ORDINANCE NO. 3193

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT AN ELECTRONIC MESSAGE SIGN USE WITHIN A PLANNED DEVELOPMENT-SINGLE FAMILY-2 (PD-SF-2) ZONING DISTRICT, LOCATED AT 231 PARK PLACE BLVD, BEING PROPERTY ID 237673, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 1, BLOCK 1 IN THE PARK PLACE ELEMENTARY SCHOOL ADDITION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Councilmember Chuck Beatty moved to approve Ordinance No. 3193. Councilmember Kevin Strength seconded, All Ayes.

10. Public Hearing on request by Jacob Perry, Waxahachie ISD, for a Specific Use Permit (SUP) for an Electronic Message Sign use within a Single Family – 3 zoning district, located at 650 Parks School House Rd (Property ID 241034) – Owner: Waxahachie ISD (ZDC-000070-2020)

Mayor Hill opened the Public Hearing.

There being no others to speak for or against ZDC-000070-2020, Mayor Hill closed the Public Hearing.

11. Consider proposed Ordinance approving ZDC-000070-2020

ORDINANCE NO. 3194

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT AN ELECTRONIC MESSAGE SIGN USE WITHIN A SINGLE FAMILY-3 (SF-3) ZONING DISTRICT, LOCATED AT 650 PARKS SCHOOL HOUSE RD, BEING PROPERTY ID 241034, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 1, BLOCK 1 IN THE WISD 6TH GRADE CENTER ADDITION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Councilmember Kevin Strength moved to approve Ordinance No. 3194. Councilmember Chuck Beatty seconded, All Ayes.

- 12. Public Hearing on request by Jacob Perry, Waxahachie ISD, for a Specific Use Permit (SUP) for an Electronic Message Sign use within a Single Family – 2 zoning district, located at 110 Brown St (Property ID 222535) – Owner: Waxahachie ISD (ZDC-000071-2020)**

Mayor Hill opened the Public Hearing.

There being no others to speak for or against ZDC-000071-2020, Mayor Hill closed the Public Hearing.

- 13. Consider proposed Ordinance approving ZDC-000071-2020**

ORDINANCE NO. 3195

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT AN ELECTRONIC MESSAGE SIGN USE WITHIN A SINGLE FAMILY - 2 (SF-2) ZONING DISTRICT, LOCATED AT 110 BROWN ST, BEING PROPERTY ID 222535, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 1, MARVIN ADDITION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Mayor Pro Tem Mary Lou Shipley moved to approve Ordinance No. 3195. Councilmember Melissa Olson seconded, All Ayes.

- 14. Continue Public Hearing on a request by the City of Waxahachie to consider revoking, amending, or extending a Specific Use Permit (Ordinance 2616) at 500 Brown Industrial which allows for the use of metal granulators and crushers for the reclamation of vehicles, parts of vehicles, and other materials to be processed. (ZDC-000007-2020)**

Mayor Hill continued the Public Hearing and announced ZDC-000007-2020 will continue to the City Council meeting of June 15, 2020.

- 15. Consider approval of ZDC-000007-2020**

Action:

No action taken.

- 16. Consider Development Agreement for ZDC-000007-2020**

Action:

No action taken.

- 17. Consider authorizing an oversized participation agreement with 287 WAXAHACHIE, L.P. associated with the construction of the 16” Saddlebrook water line**

Utilities Director David Bailey explained the participation agreement, in the amount of \$90,960 with 287 Waxahachie, L.P., is associated with the construction of the 16" water line along Big Brown Drive within the Saddlebrook Estates Phase 2A development, which is currently being constructed.

Action:

Councilmember Melissa Olson moved to authorize an oversized participation agreement with 287 WAXAHACHIE, L.P. associated with the construction of the 16" Saddlebrook water line as presented. Councilmember Kevin Strength seconded, All Ayes.

- 18. Consider resolution authorizing the reimbursement of the Water Fund from the proceeds of future debt associated with an oversized participation agreement for the construction of the 16" Saddlebrook water line**

Mr. Bailey reported Resolution 1288 is a planned capital expense and will be funded through the FY 2019-20 Certificate of Obligation Bond Sale.

RESOLUTION NO. 1288

A RESOLUTION DECLARING INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT FOR THE PURPOSE OF THE OVERSIZING OF A 16" WATER LINE ASSOCIATED WITH SADDLEBROOK OVERSIZED PARTICIPATION AGREEMENT

Action:

Councilmember Kevin Strength moved to approve Resolution No. 1288 as presented. Mayor Pro Tem Mary Lou Shipley seconded, All Ayes.

- 19. Consider authorizing sewer system point repairs by G2 General Contractors through the Sourcewell Purchasing Cooperative Agreement**

Mr. Bailey presented a contract in the amount of \$107,320.04 associated with the sanitary sewer system point repairs at various locations. He explained these point repairs were identified during the City's FY 2018-19 Smoke Testing program.

Action:

Mayor Pro Tem Mary Lou Shipley moved to authorize a contract with G2 General Contractors as presented. Councilmember Melissa Olson seconded, All Ayes.

- 20. Consider authorizing a Supplemental Appropriation to the Water Fund associated with Bardwell Reservoir Maintenance**

Mr. Richard Abernethy, Assistant Director of Utilities, reported the Trinity River Authority Contract for the maintenance of Bardwell Reservoir is an annual budgeted expense that is paid to TRA associated with the City's portion of the operation and maintenance of Bardwell Reservoir by the Army Corps of Engineers. Mr. Abernethy explained, per the contract the City is responsible for 45% of operation and maintenance cost. This year the city received a revised amount for

Bardwell reservoir maintenance from the TRA after the City's budget was finalized. As a result, the Utilities Department is requesting a supplemental appropriation in the amount of \$56,000 to meet the required maintenance obligations for the remainder of the fiscal year. He explained in May 2020 the City received a refund check from TRA in the amount of \$75,000, as the USACE did not utilize the full amount of funds the City budgeted last fiscal year for Bardwell reservoir maintenance and will cover the additional expense.

Action:

Councilmember Melissa Olson moved to authorize a Supplemental Appropriation to the Water Fund associated with Bardwell Reservoir Maintenance as presented. Mayor Pro Tem Mary Lou Shipley seconded, All Ayes.

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

Assistant City Manager Albert Lawrence thanked Mr. Thomas Griffith and the Emergency Management team for their work during the COVID-19 pandemic. He stated Mr. Griffith and his team tracks city expenses such as employee purchases, packages for nursing homes, and test kits. He explained Mr. Griffith got a third party contractor to come in and do the testing so our fire fighters would not be exposed.

He stated the budget amendment on the Consent Agenda is to put more funds in that account to fund it and authorize the Mayor to submit the paperwork through the Coronavirus Relief Fund to get reimbursed because there is federal funding where we should be able to get 100% funding back on these items. He explained through the Cares Act and Public Relief Fund Act the City of Waxahachie was allotted \$2.1 million and will receive approximately \$425 million to start using for unexpected budget items.

Mr. Lawrence thanked the Mayor and Mayor Pro Tem for their guidance during the pandemic.

City Manager Michael Scott stated today was the first day to have City Hall unlocked and City Staff back full staffed. He stated members of the public were able to come into City Hall and conduct business. Mr. Scott stated city services would continue to be online.

Mayor Pro Tem Mary Lou Shipley stated she is very impressed with the Emergency Management Staff noting they are professional and efficient and we are lucky to have them.

Councilmember Melissa Olson asked for continued prayers for the City Secretary.

Mayor David Hill thanked Battalion Chief Gary Myers for his work at the Emergency Management Office and asked for continued prayers for City Staff and the Fire fighters.

22. Adjourn

There being no further business, the meeting adjourned at 7:24 p.m.

Respectfully submitted, Lori Cartwright
City Secretary