

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, September 21, 2009 at 7:00 p.m.***

Council Members: Ron Wilkinson, Mayor
N.B. (Buck) Jordan, Mayor Pro Tem
Chuck Beatty, Councilman
Joe Jenkins, Councilman
John Wray, Councilman

1. Call to Order
2. Invocation
3. Pledge of Allegiance
4. Consent Agenda

All matters listed under Item 4, 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 regular City Council meeting of September 8, 2009
 - b. Minutes of the Planning and Zoning Commission meeting of September 9, 2009
 - c. Minutes of the Heritage Preservation Commission meetings of July 13, 2009 and August 3, 2009
 - d. Monthly Violation Activity Statistics report for August 2009
 - e. Monthly Building report for August 2009
 - f. Waxahachie Fire and EMS monthly report for August 2009
 - g. Monthly Crime Report for August 2009
 - h. Monthly Code Enforcement Activity Report for August 2009
 - i. Monthly reports for Nicholas P. Sims Library for July 2009 and August 2009
5. ***Present*** Proclamation for “National Night Out” to the Waxahachie Police Department
 6. ***Request to appear*** by Mr. Jeff Fauss regarding enforcement of the removal of basketball goals in streets and city right-of-ways
 7. ***Public Hearing*** on Zoning Amendment Request No. 2009-27: Request by Texas Baptist Home for Children, for a Specific Use Permit within a Single Family-2 (SF-2) Zoning District for an Institution of Religious or Philanthropic Nature to house up to twelve state children to be located at 615 Richmond, part of campus property at 629 Farley Street, being 13.506 acres, Part of Block 360, Town Addition– Owner: Texas Baptist Home for Children (ZA 2009-27)

8. **Consider** proposed Ordinance approving Zoning Amendment Request No. 2009-27
9. **Public Hearing** on Zoning Amendment Request No. 2009-28: Request by Autrey & Estate, LLC, for a Specific Use Permit within a Central Area (CA) Zoning District for a restaurant to be located at 110 East Main Street, Suite 100, being 0.108 acres, Lot 9, Block 9, Old Town Addition– Owner: Autrey & Howard Real Estate, LLC (ZA 2009-28)
10. **Consider** proposed Ordinance approving Zoning Amendment Request No. 2009-28
11. **Public Hearing** on Zoning Amendment Request No. 2009-29: Request by Waxahachie Heritage Partners, LLC, for a Specific Use Permit within a Central Area (CA) Zoning District for a restaurant to be located at 104 N. College Street, being 0.04 acres, part of Block 1, Old Town Addition– Owner: Waxahachie Heritage Partners, LLC (ZA 2009-29)
12. **Consider** proposed Ordinance approving Zoning Amendment Request No. 2009-29
13. **Consider** Preliminary Plat of Spring Lake Development, located on Highway 77 North, being Lot 5 in Block A, 15.789 acres in the Henri Levy Survey, Abstract No. 629 - Owner: The Avenue Church (PLM 2009-15)
14. **Continue Public Hearing** to amend Section 34 of the City Zoning Ordinance No. 2265, as amended, relating to exterior construction regulations; providing criteria for applications and procedures for approval; establishing criteria for and procedures for exceptions to these requirements
15. **Consider** proposed Ordinance amending Section 34 of the City Zoning Ordinance No. 2265, as amended, relating to exterior construction regulations; providing criteria for applications and procedures for approval; establishing criteria for and procedures for exceptions to these requirements
16. **Consider** appointment of members to the following Boards or Commissions:
 - a. Planning & Zoning Commission
 - b. Ellis County Water Control & Improvement District No. 1
 - c. Zoning Board of Adjustments
 - d. Waxahachie Housing Authority
 - e. Park Board
 - f. City Cemetery Board
 - g. Electrical Advisory Board
 - h. Waxahachie Community Development Corporation
 - i. Investment Advisory Committee
 - j. Waxahachie Rodeo Grounds
 - k. Heritage Preservation Commission
 - l. Tax Increment Reinvestment Zone
 - m. Airport Board
17. **Consider** approving City Manager’s appointment of member to Civil Service Commission
18. **Consider** proposed Resolution of Candidate Nominations for the Ellis Central Appraisal District Board of Directors for the years 2010-2011

19. **Public Hearing** on the City of Waxahachie Budget for fiscal year 2009-2010 as required by City Charter
20. **Consider** proposed Ordinance approving City of Waxahachie Budget for fiscal year 2009-2010
21. **Consider** proposed Ordinance approving Tax Rate for fiscal year 2009-2010 as required by Texas Tax Code 26.0059(b)
22. Citizens' Petitions and Requests
23. Convene into Executive Session as permitted by the **Texas Government Code, Section 551.074** to deliberate the employment, evaluation, duties, discipline, or dismissal of the Municipal Judge
24. Reconvene and take any necessary action
25. Comments by Mayor, City Council, City Attorney and City Manager
26. 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 972/937-7330 or (TDD) 1-800-RELAY TX