

City Council
April 1, 2019

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas was held in the Council Chamber at City Hall, 401 S. Rogers on Monday, April 1, 2019 at 7:00 p.m.

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

Others Present: Michael Scott, City Manager
Albert Lawrence, Assistant City Manager
Tommy Ludwig, Assistant City Manager
Robert Brown, City Attorney
Amber Villarreal, Assistant City Secretary

1. Call to Order

Mayor Kevin Strength called the meeting to order.

2. Invocation

3. Pledge of Allegiance and Texas Pledge of Allegiance

City Manager Michael Scott 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 March 18, 2019
- b. Minutes of the City Council briefing of March 18, 2019
- c. National Child Abuse Awareness Block Party on April 26, 2019
- d. Waxahachie Labor Day Triathlon on September 2, 2019
- e. C-10's Car Show and Concert on September 21, 2019

Action:

Mayor Pro Tem David Hill moved to approve items a. through e. on the Consent Agenda. Councilmember Melissa Olson seconded, All Ayes.

5. Introduce Honorary Councilmember

Councilmember Mary Lou Shipley introduced Andi Katelyn Wallace as the Honorary Councilmember for the month of April. Ms. Wallace is an 18 year old senior at Waxahachie High School. She is active in Student Council, the Interact Club, and a member of the National Honor Society. She lettered in softball as well as played on the golf team during her time Waxahachie. She is an active member of The Oaks Fellowship and volunteers at the Little Chief's Academy daycare located at Turner Elementary School. Her volunteering extends to the Rotary Flag Program, The Community Garden, and the Salvation Army bell ringer program. She has worked part time while in high school, including as an undercover minor with the Texas Alcoholic Beverage Commission. Andi has received honors including AB Honor Roll, two Navarro

Brilliance Scholarships, The University of Oklahoma Legacy Scholars Award and Academic Award. She will be attending the University of Oklahoma this fall as a premed major. She is the daughter of retired Waxahachie Police Lieutenant Billie Wallace and District Judge William Wallace.

6. Present Proclamation proclaiming April 8-12, 2019 as “Boys and Girls Club Week”

Mayor Strength read a Proclamation proclaiming April 8-12, 2019 as “Boys and Girls Club Week” and presented it to Torch Club members of our local Boys and Girls Club.

7. Present Proclamation proclaiming April as “Alcohol Awareness Month”

Mayor Strength read a Proclamation proclaiming April as “Alcohol Awareness Month” and presented it to Ms. Shari Phillips, Impact Waxahachie. He thanked Ms. Phillips for all she does for our local children.

8. Continue Public Hearing on a request by Barb Hall, Ervin USA, for a Specific Use Permit (SUP) for Trailer, Truck Sales or Rental use within a Light Industrial-2 and Future Development zoning district, located at 4675 N Interstate 35, being 790 EC NEWTON 29.74 ACRES (Property ID 188460) - Owner: LUIS ESTRADA (SU-18-0180)

Mayor Strength continued the Public Hearing.

Planning Director Shon Brooks explained the applicant submitted a stamped landscape architect plan today that is in compliance with city standards. However, since the trees have not been planted as requested by council at the last meeting, staff recommended denial.

Councilmember Chuck Beatty entertained the idea of continuing the Public Hearing to allow the applicant time to have the trees planted.

Mayor Strength noted he did not want to approve the Specific Use Permit without all 2015 stipulations met.

Action:

Councilmember Chuck Beatty moved to continue the Public Hearing on a request by Barb Hall, Ervin USA, for a Specific Use Permit (SUP) for Trailer, Truck Sales or Rental use within a Light Industrial-2 and Future Development zoning district, located at 4675 N Interstate 35, being 790 EC NEWTON 29.74 ACRES (Property ID 188460) - Owner: LUIS ESTRADA (SU-18-0180) to the May 6, 2019 City Council meeting to allow time to plant trees for screening. Mayor Pro Tem David Hill seconded, the vote was as follows: Ayes: Kevin Strength, David Hill, Chuck Beatty, Melissa Olson. Noes: Mary Lou Shipley.

The motion carried.

9. Consider proposed Ordinance approving Zoning Change No. SU-18-0180

No action taken.

- 10. Continue Public Hearing on a request by Todd Wintters, Engineering Concepts & Design LP, for a Zoning Change from a Future Development and Single Family-1 zoning district to Planned Development-Single Family-3, with Concept Plan, located at the NW corner of Marshall Road and Ovilla Road (Property IDs 195446, 191103, 191114, 191113, 191112, 191111, 182906, 182907, 200367, 180351, 200379, 200380) - Owner: ARBORS DEVELOPMENT LLC (PD-18-0210)**

Mayor Strength announced the applicant withdrew their application.

Those who spoke in opposition:

Marvin Johnson, 2153 Marshall Road
Linda Donner, 2060 Marshall Road

Mayor Strength explained the city is growing and the council and staff are doing the best they can to progress with growth.

Mayor Strength closed the Public Hearing.

11. Consider proposed Ordinance approving Zoning Change No. PD-18-0210

No action taken.

- 12. Consider request by Dalton Bradbury, Acker Construction, for a Plat Vacation of a Replat of Lots 4R-A and 4R-B, RVG Plaza, as recorded in Cabinet I, Slide 236 OPRECT on October 15, 2013, being 2.3887 acres situated in the Robert Parks Survey, Abstract 851 and the N.P. Neal Survey, Abstract 1320 (Property ID 238271 and 259297) – Owner: MAQBUL PROPERTY SERVICES & MANAGEMENT INC (PV-19-0014)**

Action:

Councilmember Mary Lou Shipley moved to approve a request by Dalton Bradbury, Acker Construction, for a Plat Vacation of a Replat of Lots 4R-A and 4R-B, RVG Plaza, as recorded in Cabinet I, Slide 236 OPRECT on October 15, 2013, being 2.3887 acres situated in the Robert Parks Survey, Abstract 851 and the N.P. Neal Survey, Abstract 1320 (Property ID 238271 and 259297) – Owner: MAQBUL PROPERTY SERVICES & MANAGEMENT INC (PV-19-0014). Mayor Pro Tem David Hill seconded, All Ayes.

- 13. Public Hearing on a request by Kendall Wiley for a Replat of Lot 1R-A, Block A, Wiley's Retail to create Lots 1R-A and 1R-B, Block A, Wiley's Retail, 0.996 acres (Property ID 231665) – Owner: KENDALL L & MICHELLE L WILEY (RP-19-0017)**

Mayor Strength opened the Public Hearing.

Mr. Brooks presented RP-19-0017 noting staff recommended approval subject to the following staff comments:

1. Right of Way dedication is required along Brown Street. The thoroughfare plan indicates this roadway as a 110 foot roadway.
2. Correct the zoning to GR. General Retail
3. Indicate if the parking in the parking easement is open to all three lots. A site plan will be required to determine if the parking is sufficient on the site.
4. Change dates to indicate 2019.
5. Label the Plan Southwestern most line segment.
6. Provide a property closure document to ensure the legal description and graphical plat match.
7. Indicate the proposed water and sewer services for Lot 1R-A1. A 6-inch sanitary sewer minimum and a connection to an existing or proposed manhole.
8. Indicate the existing drainage easement on the plan west side of Lot 1R-B.

Mr. Brooks requested approval per staff comments and asked council to determine the request to waive the right-of-way dedication.

There being no others to speak for or against RP-19-0017, Mayor Strength closed the Public Hearing.

14. Consider approving RP-19-0017

Action:

Mayor Pro Tem David Hill moved to approve a request by Kendall Wiley for a Replat of Lot 1R-A, Block A, Wiley's Retail to create Lots 1R-A and 1R-B, Block A, Wiley's Retail, 0.996 acres (Property ID 231665) – Owner: KENDALL L & MICHELLE L WILEY (RP-19-0017) subject to Staff Comments. Councilmember Mary Lou Shipley seconded, All Ayes.

15. Consider request by Jay Volk, J. Volk Consulting, Inc., for a Final Plat of WISD Ag Center for 1 lot, being 10.647 acres situated in the J. Boyd Survey, Abstract 108 and W.C. Tunnell Survey, Abstract 1080 (Property ID 180503) – Owner: WAXAHACHIE ISD (FP-19-0018)

Mr. Brooks presented FP-19-0018 noting the plat meets all city requirements.

Action:

Mayor Pro Tem David Hill moved to approve a request by Jay Volk, J. Volk Consulting, Inc., for a Final Plat of WISD Ag Center for 1 lot, being 10.647 acres situated in the J. Boyd Survey, Abstract 108 and W.C. Tunnell Survey, Abstract 1080 (Property ID 180503) – Owner: WAXAHACHIE ISD (FP-19-0018). Councilmember Mary Lou Shipley seconded, All Ayes.

- 16. Consider request by James R. Henry, for a Final Plat of Crooked Creek Farms for 3 lots, being 95.973 acres situated in the S.M. Durrett Survey, Abstract 272 (Property ID 257995 and 182121) – Owner: JAMES R HENRY and LINDA S OSBORN (FP-19-0019)**

Mr. Brooks presented FP-19-0019 noting the plat meets city requirements. He noted the applicant requested to waive Park Land Dedication Fees and Roadway Impact Fees.

Mr. James Henry, 2801 Howard Road, reviewed with council the process and costs he has endured during the process of building a home on the 95 acres he owns. He expressed his disagreement with being classified as a subdivision on his property noting there will only be two dwellings on the 95 acres.

Mayor Strength explained Impact Fees are collected to do many infrastructure projects in different zones not including farm to market roads. He explained everyone pays impact fees but is in agreement with waiving the Park Dedication Fees.

Councilmember Melissa Olson expressed her agreement with Mr. Henry and support for waiving all fees.

Action:

Councilmember Melissa Olson moved to approve a request by James R. Henry, for a Final Plat of Crooked Creek Farms for 3 lots, being 95.973 acres situated in the S.M. Durrett Survey, Abstract 272 (Property ID 257995 and 182121) – Owner: JAMES R HENRY and LINDA S OSBORN (FP-19-0019) subject to Staff Comments and waive Park Dedication Fees and Roadway Impact Fees.

Motion died due to lack of second.

Action:

Mayor Strength moved to approve a request by James R. Henry, for a Final Plat of Crooked Creek Farms for 3 lots, being 95.973 acres situated in the S.M. Durrett Survey, Abstract 272 (Property ID 257995 and 182121) – Owner: JAMES R HENRY and LINDA S OSBORN (FP-19-0019) including paying Roadway Impact Fees and waiving Park Dedication Fees. Councilmember Mary Lou Shipley seconded, the vote was as follows: Ayes: Kevin Strength, Chuck Beatty, Mary Lou Shipley. Noes: Melissa Olson. Abstain: David Hill.

The motion carried.

City Attorney Robert Brown explained Mayor Pro Tem Hill's Conflict Affidavit is actively on file when the Preliminary Plat for this property was presented to council.

- 17. Public Hearing on a request by John Harkins for a Replat of Tract 13, Nod Hill Estates and 1.124 acres out of the J. Barker Survey, Abstract 40 to create Lots 1 and 2, Block A, Harkins Addition, 2.180 acres (Property ID 152926 and 179593) in the Extra Territorial Jurisdiction – Owner: BOBBY D HARKINS and JOHN AND TRINA HARKINS (RP-19-0024)**

Mayor Strength opened the Public Hearing.

Mr. Brooks presented RP-19-0024 noting staff recommended approval per staff comments.

There being no others to speak for or against RP-19-0024, Mayor Strength closed the Public Hearing.

18. Consider approving RP-19-0024

Action:

Councilmember Melissa Olson moved to approve a request by John Harkins for a Replat of Tract 13, Nod Hill Estates and 1.124 acres out of the J. Barker Survey, Abstract 40 to create Lots 1 and 2, Block A, Harkins Addition, 2.180 acres (Property ID 152926 and 179593) in the Extra Territorial Jurisdiction – Owner: BOBBY D HARKINS and JOHN AND TRINA HARKINS (RP-19-0024) subject to Staff Comments. Councilmember Chuck Beatty seconded, All Ayes.

19. Public Hearing on a request by Massey Shaw for a Planned Development Amendment for the development of a live screening wall along the Single-Family and Multi-Family lots in lieu of the required brick or masonry screening wall located on the South side of Farley Street at River Oaks (Property ID 182267) – Owner: BLUE BONNET TRAILS LLC (PD-19-0025)

Mayor Strength opened the Public Hearing.

Mr. Brooks presented PD-19-0025 noting the request is to replace the masonry-screening wall, as previously required, with a living wall with an ornamental iron fence behind the living wall per the recommendation of the Planning and Zoning Commission.

Councilmember Olson asked if there is currently a timeline for the widening of Farley Street and Mr. Brooks noted not at this time.

Mr. Chris Wright, 808 West Marvin, asked if there is a long-term plan to widen Farley Street. Assistant City Manager Tommy Ludwig explained there are no plans to widen Farley Street in the current five-year Capital Improvements Plan.

There being no others to speak for or against PD-19-0025, Mayor Strength closed the Public Hearing.

20. Consider proposed ordinance approving Zoning Change No. PD-19-0025

ORDINANCE NO. 3103

AN ORDINANCE AUTHORIZING A ZONING CHANGE FROM PLANNED DEVELOPMENT-SINGLE FAMILY-3 (PD-SF-3) TO PLANNED DEVELOPMENT AMENDMENT LOCATED AT THE SOUTH SIDE OF FARLEY STREET AT RIVER OAKS IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING 27.73 ACRES KNOWN AS A PORTION OF PROPERTY ID 182267 OF THE B DAVIS

SURVEY, ABSTRACT NO. 290, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Councilmember Mary Lou Shipley moved to approve Ordinance No. 3103 with ornamental iron fence behind landscaping screen. Councilmember Chuck Beatty seconded, All Ayes.

- 21. Public Hearing on a request by Ron Barson, Ledbetter Real Estate, Ltd., for a Specific Use Permit (SUP) for Mini-Warehouse or Self-Storage Facility use within a Commercial zoning district, located at 2050 Corporate Parkway (Property ID 273979) – Owner: LEDBETTER REAL ESTATE LTD (SU-19-0026)**

Mayor Strength announced the applicant requested to continue the Public Hearing to the next meeting.

Action:

Councilmember Chuck Beatty moved to continue a request by Ron Barson, Ledbetter Real Estate, Ltd., for a Specific Use Permit (SUP) for Mini-Warehouse or Self-Storage Facility use within a Commercial zoning district, located at 2050 Corporate Parkway (Property ID 273979) – Owner: LEDBETTER REAL ESTATE LTD (SU-19-0026) to the City Council meeting of April 15, 2019. Councilmember Melissa Olson seconded, All Ayes.

- 22. Consider proposed ordinance approving Zoning Change No. SU-19-0026**

No action taken.

- 23. Public Hearing on a request by John P. Sullivan, Howard Road Industrial Park LLC, for a Specific Use Permit for Heavy Manufacturing use within a Heavy Industrial zoning district, located at 1807 Howard Road (Property ID 195230) – Owner: JOHN PATRICK SULLIVAN (SU-19-0040)**

Mayor Strength opened the Public Hearing.

Mr. Brooks presented SU-19-0040 noting the applicant is requesting a zoning change to allow for a distillery with no onsite tasting or sales. He explained the product will be made to order and will be picked up by scheduled deliveries only. He noted staff recommended approval per compliance with the Texas Alcoholic and Beverage Commission. He noted the Planning & Zoning Commission expressed concerns with truck traffic. Mayor Strength noted staff will contact TxDOT to install additional signage warning of truck traffic.

Mr. Alan Fox, 327 University, expressed his concerns with truck traffic leaving Howard Road and asked how it would affect everyone else.

Mayor Strength noted trucks leaving Howard Road will have the options of turning southbound on Highway 77, FM 66, or Cantrell Street to get to Interstate 35.

There being no others to speak for or against SU-19-0040, Mayor Strength closed the Public Hearing.

24. Consider proposed ordinance approving Zoning Change No. SU-19-0040

ORDINANCE NO. 3104

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT A HEAVY MANUFACTURING (CRAFT DISTILLERY) USE WITHIN A HEAVY INDUSTRIAL (HI) ZONING DISTRICT, LOCATED AT 1807 HOWARD ROAD, BEING PROPERTY ID 195230, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING 3 HOWARD ROAD INDUSTRIAL PARK, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Councilmember Chuck Beatty moved to approve Ordinance No. 3104 subject to Staff Comments. Councilmember Melissa Olson seconded, All Ayes.

25. Public Hearing on a request by Brett Hess, Hachie Properties LLC, for a Zoning Change from a Single Family-3 zoning district to Planned Development-Multiple-Family Residential-1, with Concept Plan, located at the NW corner of Peters Street at Parks School House Road (Property ID 226116) – Owner: OLIVER C MCELROY (PD-19-0023)

Mayor Strength opened the Public Hearing.

Mr. Brooks presented PD-19-0023 noting the applicant is requesting the zoning change to allow for townhomes and single-family homes. He explained the Planning and Zoning Commission recommended approval with a minimum 1,500 square foot housing units and requested a detailed site plan be brought back for approval by the Commission and City Council. He noted staff recommended approval.

Councilmember Olson inquired about parking and Mr. Brett Hess, 327 Blue Ribbon Road, noted there will be one car garages with an additional two parking spots behind them.

There being no others to speak for or against PD-19-0023, Mayor Strength closed the Public Hearing.

26. Consider proposed ordinance approving Zoning Change No. PD-19-0023

ORDINANCE NO. 3105

AN ORDINANCE AUTHORIZING A ZONING CHANGE FROM SINGLE FAMILY-3 (SF-3) TO PLANNED DEVELOPMENT WITH SINGLE FAMILY-ATTACHED (SF-A) DEVELOPMENT STANDARDS, WITH CONCEPT PLAN LOCATED AT THE NORTHWEST CORNER OF PETERS STREET AT PARKS SCHOOL HOUSE ROAD IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING 2.662 ACRES

KNOWN AS A PORTION OF PROPERTY ID 226116 OF THE SM DURRETT ABSTRACT, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

Action:

Councilmember Mary Lou Shipley moved to approve Ordinance No. 3105 including 1,500 square foot minimum housing units. Mayor Pro Tem David Hill seconded, All Ayes.

- 27. Public Hearing on a request by Scott Johnson, Palladium USA International, Inc., for a Zoning Change from a Light Industrial-1 and Commercial zoning district to Planned Development-Multiple-Family Residential-2, with Concept Plan, located on the West side of N Highway 77, just North of the Life School (Property ID 193933) – Owner: FUSCOM PROPERTY COMPANY NO. 1 LLC (PD-19-0022)**

Mayor Strength opened the Public Hearing.

Mr. Brooks presented PD-19-0022 noting the applicant is requesting to build a senior living facility next to the Life School on Highway 77. He reported the Planning and Zoning Commission denied the request 4-3 due to the following city standards not being met: enclosed garages, roof pitch, accessibility, and masonry. He noted staff is concerned that this is not the highest and best use for this site and the building design exceeds the 200 foot length that is not allowed by city ordinance. Mr. Brooks thanked the applicant for attempting to improve their case; however, staff recommended denial due to the city standards not being fully met.

Mr. Scott Johnson, 2813 Meadowbrook Drive, Plano, requested a continuance of the case. He reviewed the Planning and Zoning Commission concerns noting since that meeting he worked with the Fire Department to add an emergency entrance/exit to the property with a locked gate, aligned entrance with Anita Lane, and increased masonry to 76%. He explained their development is a great buffer to the school with sixty additional parking spaces than required with many amenities for seniors. He noted the roof pitch was designed by the recommendation of the architect.

Ms. Kim Schwimmer, RKS Group, reviewed the support for this development from the following: City Council, State Representative John Wray, Life School Superintendent, Meals on Wheels, and Waxahachie Chamber of Commerce. She noted affordable senior housing is needed in this area.

Mr. Tom Booth, President and CEO of Palladium, echoed Ms. Schwimmer regarding the need for affordable senior housing. He explained Palladium is 130 years old, operates in six countries, and self manages it's properties.

Those who spoke for PD-19-0022:

Mr. Brett Hess, 327 Blue Ribbon Road

There being no others to speak for or against PD-19-0022, Mayor Strength closed the Public Hearing.

Action:

Mayor Pro Tem David Hill moved to re-open the Public Hearing. Councilmember Chuck Beatty seconded, All Ayes.

Action:

Councilmember Chuck Beatty moved to continue the Public Hearing on a request by Scott Johnson, Palladium USA International, Inc., for a Zoning Change from a Light Industrial-1 and Commercial zoning district to Planned Development-Multiple-Family Residential-2, with Concept Plan, located on the West side of N Highway 77, just North of the Life School (Property ID 193933) – Owner: FUSCOM PROPERTY COMPANY NO. 1 LLC (PD-19-0022) to the May 6, 2019 City Council meeting. Mayor Pro Tem David Hill seconded, All Ayes.

28. Consider proposed ordinance approving Zoning Change No. PD-19-0022

No action taken.

29. Consider proposed ordinance amending the City of Waxahachie Drought Contingency Plan

Utilities Director David Bailey presented an update to the City’s Drought Contingency Plan noting the law requires cities to review and update the plan at least every five years. He explained the plan includes minor revisions to key dates and including the use of social media as part of public outreach efforts.

ORDINANCE NO. 3106

AN ORDINANCE OF THE CITY OF WAXAHACHIE, TEXAS, AMENDING AND RESTATING THE DROUGHT CONTINGENCY PLAN; ESTABLISHING CRITERIA FOR THE INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES; ESTABLISHING RESTRICTIONS ON CERTAIN WATER USES; ESTABLISHING PENALTIES FOR THE VIOLATION OF AND PROVISIONS FOR ENFORCEMENT OF THESE RESTRICTIONS; ESTABLISHING PROCEDURES FOR GRANTING VARIANCES; AND AMENDING ORDINANCE NO. 2740; AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE:

Action:

Councilmember Mary Lou Shipley moved to approve Ordinance No. 3106. Councilmember Chuck Beatty seconded, All Ayes.

30. Consider proposed ordinance amending the City of Waxahachie Water Conservation Plan

Mr. Bailey presented the update to the City’s Water Conservation Plan. He explained the plan is required in an effort to reduce water consumption to meet projected goal expressed as gallons per capita per day and to reduce unaccounted for water in the system. After adoption, the final plan will be forwarded to the Texas Commission on Environmental Quality, the Texas Water Development Board, and the Region C Water Planning Group.

Assistant City Manager Ludwig noted an updated table was revised with new numbers for Projected Population Served by Wholesale Water Service.

ORDINANCE NO. 3107

AN ORDINANCE ADOPTING A WATER CONSERVATION PLAN FOR THE CITY OF WAXAHACHIE, TEXAS, DECLARING AN EMERGENCY, AND SETTING AN EFFECTIVE DATE:

Action:

Councilmember Melissa Olson moved to approve Ordinance No. 3107 with updated draft exhibit. Councilmember Chuck Beatty seconded, All Ayes.

Mayor Strength thanked Mr. Bailey and his staff for their work.

31. Consider Schematic Design Services for Phase One of City Hall Annex Project

Mr. Scott requested approval to begin schematic design services for Phase One of City Hall Annex Project. He explained the city has used Architexas for other projects such as the fire suppression system at the Chautauqua. Architexas will provide for both schematic architectural services as well as engineering and site layout planning.

Councilmember Olson asked about the future of the current tenant and Mr. Scott noted the tenant will occupy the space until their lease is up.

Action:

Mayor Pro Tem David Hill moved to approve the Schematic Design Services for Phase One of City Hall Annex Project as presented. Councilmember Mary Lou Shipley seconded, All Ayes.

32. Consider funding request for Sims Library Capital Project

Mr. Scott requested funding to contribute to Sims Library for improving the access to the Lyceum Auditorium by adding an elevator, renovation of adequate restroom facilities, and providing for common areas to be used for congregating during an event. He explained the Sims Library Board and staff have long discussed the idea of being able to better utilize the Lyceum Auditorium located on the third floor of the library.

Action:

Councilmember Melissa Olson moved to approve the funding request for Sims Library Capital Project as presented. Councilmember Chuck Beatty seconded, All Ayes.

Mr. Steve Chapman, 1602 Alexander, thanked council support of Sims Library.

33. Public Comments

Mr. Alan Fox, 327 University, noted he thinks the downtown neighborhood zoning is a good idea but it needs to be worked on to protect the homeowners. He also noted it is important to make

downtown a destination point to lure people off of the highway through Waxahachie. He expressed his desire to make Waxahachie the best it can be.

34. Convene into Executive Session to consult with City Attorney about pending or contemplated litigation as permitted under Section 551.071 of the Texas Government Code

Mayor Strength announced at 9:12 p.m. the City Council would convene into Executive Session to consult with the City Attorney about pending or contemplated litigation as permitted under Section 551.071 of the Texas Government Code.

35. Reconvene and take any necessary action

The meeting reconvened at 9:21 p.m.

Action:

Councilmember Mary Lou Shipley moved to approve the proposed agreement with Media Choice for a digital billboard as presented. Councilmember Chuck Beatty seconded, All Ayes.

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

None

37. Adjourn

There being no further business, the meeting adjourned at 9:23 p.m.

Respectfully submitted,

Amber Villarreal
Assistant City Secretary