

City Council  
November 7, 2016

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, November 7, 2016, 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: Paul Stevens, City Manager  
Michael Scott, Assistant City Manager  
Steve Chapman, City Attorney  
Lori Saunders, City Secretary

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Mayor Kevin Strength called the meeting to order. Councilmember David Hill gave the invocation and led the Pledge of Allegiance and the Texas Pledge of Allegiance.

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**CONSENT AGENDA:**

- a. Minutes of the regular City Council meeting of October 17, 2016
- b. Minutes of the work session of City Council of October 17, 2016
- c. Minutes of the regular Planning & Zoning Commission meeting of October 25, 2016
- d. Minutes of Keep Waxahachie Beautiful Committee meeting of October 25, 2016
- e. Minutes of the Waxahachie Community Development Corporation special meeting of October 17, 2016
- f. Minutes of the Firemen's Relief and Retirement Fund meeting of October 17, 2016
- g. Minutes of the Cemetery Board meeting of November 3, 2016
- h. Approve Interlocal Agreement with Ellis County for maintenance of roads, bridges, waterways and ditches
- i. Approve budget amendment request by Parks and Recreation Department
- j. Approve YMCA Santa Run 5k and 1 mile on December 10, 2016
- k. Approve wedding and reception at Chautauqua Auditorium on March 18, 2017

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

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Mayor Strength announced there is not an Honorary Councilmember for the month of November.

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Mayor Strength read Proclamation proclaiming November as "National Home Health, Hospice and Palliative Care Month" and presented to Family First Home Health.

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Mayor Strength read Proclamation proclaiming November 17, 2016 as “World Pancreatic Cancer Day” and presented to Mr. Les Clemons, a pancreatic cancer survivor.

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Mayor Strength read Proclamation proclaiming November 7-11, 2016 as “Municipal Court Week” and presented to Ms. Tammie Atchison, Waxahachie Municipal Court Administrator.

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Police Chief Wade Goolsby presented Interlocal Agreement with Waxahachie Independent School District (WISD) regarding School Resource Officers. He explained the School Resource Officer (SRO) will be an employee of the police department, selected by the police department and regulated by the rules of the police department. The officer will attend special training developed specifically for SRO working in a school environment and expenses will be divided equally between the City and WISD. The department will be reimbursed for the salary and benefits of the SRO for the duration of the school year. The city would have the expense of the SRO during the summer and holidays.

City Manager Paul Stevens stated an officer will be selected for the position and be replaced with a new officer.

WISD Superintendent Jeremy Glenn stated the officer will not answer directly to the district. They will rely on their own security forces to handle students on campus. He explained the officer’s role will be to keep harm from entering the facility.

**After a brief discussion, Mayor Pro Tem Mark Singleton moved to approve Interlocal Agreement between Waxahachie Independent School District and City of Waxahachie regarding School Resource Officer as presented.** Councilmember Mary Lou Shipley seconded, **All Ayes.**

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Chief Goolsby presented Ordinance No. 2903 re-establishing classified positions under Civil Service. He explained the numbers are amended due to adding the position of the School Resource Officer.

**ORDINANCE NO. 2903**

**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.**

**Councilmember Mary Lou Shipley moved to approve Ordinance No. 2903 as presented.**  
Councilmember Chuck Beatty seconded, **All Ayes.**

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Mr. Clyde Melick, WISD Assistant Superintendent of Facilities, presented aerial photos of the new Waxahachie High School construction project depicting progress of the development. He referenced the electric overhead feeder lines feeding the new high school and requested they remain overhead versus underground. Mr. Melick showed a photo of the overhead lines on the east side of the creek and stated the lines will be dropped underground on the west side of the creek to the high school.

**After a lengthy discussion, Councilmember Mary Lou Shipley moved to table the above request to the City Council meeting of November 21, 2016.** Councilmember Chuck Beatty seconded, **All Ayes.**

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Mayor Strength opened the Public Hearing on a request by Alyssa Martel, Solar City, for a Specific Use Permit (SUP) for a Rooftop Solar Panel System within a Single Family-2 (SF2) zoning district, located at 700 McMurry, being 10 7 UNIVERSITY PARK PH II- Owner: MEEKS DELAINE (ZA2016-54).

Assistant City Manager Michael Scott presented a revised panel map depicting the panels removed that front the right-of-way. He stated panels will be facing the back yard.

There being no others to speak for or against ZA 2016-54, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2904:

**ORDINANCE NO. 2904**

**AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) FOR A ROOFTOP SOLAR PANEL SYSTEM LOCATED AT 700 MCMURRY DRIVE, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING KNOWN AS LOT 10, BLOCK 7, OF THE UNIVERSITY PARK, PHASE 2 SUBDIVISION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.**

**Councilmember Mary Lou Shipley moved to approve Ordinance No. 2904 as presented.**  
Councilmember David Hill seconded, **All Ayes.**

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Mayor Strength opened the Public Hearing on a request by Kendall Wiley, Wiley's Jewelry, for a Specific Use Permit (SUP) for a Restaurant or Eating Place (Drive-in Service) within a General

Retail (GR) zoning district, located at 2251 Brown Street, Suite 101, LOT E PT 1 BLK A WILEYS RETAIL 0.9917 AC- Owner: WILEY KENDALL L & MICHELLE L (ZA2016-55).

Mr. Scott presented a site photo with drive-up window at current donut shop. He stated adequate stacking has been met and recommended approval.

There being no others to speak for or against ZA 2016-55, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2905:

**ORDINANCE NO. 2905**

**AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) FOR A RESTAURANT OR EATING PLACE (DRIVE-IN SERVICE) LOCATED AT 2251 BROWN STREET, SUITE 101, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING 0.9917 ACRES KNOWN AS LOT E PT 1, BLOCK A OF THE WILEYS RETAIL SUBDIVISION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.**

**Councilmember David Hill moved to approve Ordinance No. 2905 as presented.**  
Councilmember Chuck Beatty seconded, **All Ayes.**

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Mayor Strength opened the Public Hearing on a request by George Salvador, LCH Holdings, for a Zoning Amendment from a Single Family-2 (SF2) zoning district to Planned Development-Single Family-2 (PD-SF2), with Concept Plan, located at the SE corner of Hedgewood Drive and US Hwy 77, being a 41.715 acre addition in the H. Sange Survey, Abstract 1009 and in the J. Starrett Survey, Abstract 1024, a portion of Property ID 191121- Owner: ARBORS WG DEVELOPMENT, LLC (ZA2016-56).

Mr. Scott

There being no others to speak for or against ZA 2016-56, Mayor Strength closed the Public Hearing.

City Attorney Steve Chapman presented Ordinance No. 2906:

**ORDINANCE NO. 2906**

**AN ORDINANCE AUTHORIZING A ZONING AMENDMENT FROM SINGLE-FAMILY RESIDENTIAL DISTRICT-2 (SF2) TO PLANNED DEVELOPMENT-SINGLE-FAMILY RESIDENTIAL DISTRICT - 2 (PD-SF2), WITH CONCEPT PLAN GENERALLY LOCATED AT THE SOUTHEAST CORNER OF HEDGEWOOD DRIVE AND U.S. HIGHWAY 77 IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS,**

**BEING A 41.715 ACRE ADDITION IN THE H. SANGE SURVEY, ABSTRACT 1009 AND IN THE J. STARRETT SURVEY, ABSTRACT 1024, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.**

**Councilmember Chuck Beatty moved to approve Ordinance No. 2906 as presented.**  
Councilmember Mary Lou Shipley seconded. The vote was as follows:

Ayes: Kevin Strength  
Chuck Beatty  
David Hill  
Mary Lou Shipley

Abstained: Mark Singleton

**The motion carried.**

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Mr. Scott presented Preliminary Plat of Lot 1, Block A, Ronny's Corner being a 0.6828 acre addition in the Thomas Selby Survey, Abstract No. 1002 being 1 commercial lot—Owner: CRUZ ERWIN A FAMILY LTD PARTNERSHIP (PLM 2016-32).

Mr. Scott stated the Preliminary Plat is compatible with the following Final Plat (FP 2016-46). He presented the initial submitted plat noting the request is just about platting. Mr. Scott reviewed Staff Comments noting the applicant agrees to comply and explained the final plat must comply with the preliminary plat.

**Councilmember Mary Lou Shipley moved to approve Preliminary Plat of Lot 1, Block A, Ronny's Corner being a 0.6828 acre addition in the Thomas Selby Survey, Abstract No. 1002 being 1 commercial lot—Owner: CRUZ ERWIN A FAMILY LTD PARTNERSHIP (PLM 2016-32), subject to Staff Comments.** Councilmember Chuck Beatty seconded, **All Ayes.**

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Mr. Scott presented Final Plat of Lot 1, Block A, Ronny's Corner being a 0.6828 acre addition in the Thomas Selby Survey, Abstract No. 1002 being 1 commercial lot—Owner: CRUZ ERWIN A FAMILY LTD PARTNERSHIP (FP 2016-49).

**Councilmember Mary Lou Shipley moved to approve Final Plat of Lot 1, Block A, Ronny's Corner being a 0.6828 acre addition in the Thomas Selby Survey, Abstract No. 1002 being 1 commercial lot—Owner: CRUZ ERWIN A FAMILY LTD PARTNERSHIP (FP 2016-49), subject to Staff Comments.** Councilmember Chuck Beatty seconded, **All Ayes.**

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**Citizens' Petition and Request:**

None

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**Comments by Mayor, City Council, City Attorney and City Manager:**

Councilmember Mary Lou Shipley reported the Senior Center held their ribbon cutting ceremony dedicating the newly constructed exercise room add-on. She stated the Senior Center Advisory Board is very appreciated to the city for their participation.

City Manager Paul Stevens referenced two letters recognizing two different city employees for their service to the public. He stated the city is receiving more and more of these letters which is a positive reflection on the employees.

Mayor Pro Tem Mark Singleton referenced the International Building Code noting he would like for the Council to review the entire code to determine if it needs to be rescinded.

Councilmember David Hill stated the International Building Code is difficult for builders. He commended Staff for their employees.

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There being no further business, the meeting adjourned at 8:29 p.m.

Respectfully submitted,

Lori Saunders  
City Secretary