

**ENNIS CITY COMMISSION MEETING MINUTES
REGULAR MEETING
TUESDAY, FEBRUARY 26, 2019
6:00 P.M.**

CALL TO ORDER

Mayor Juenemann called a meeting of the Ennis City Commission to order on Tuesday, February 26, 2019 at 6:00 P.M. in the City Commission Chambers of Ennis City Hall, 115 W. Brown Street, Ennis Texas 75119.

ROLL CALL

A quorum was present to wit:

Angie Juenemann	Mayor
Matt Walker	Mayor Pro Tem, Ward 6
Rowdy Pruitt	Commission Member, Ward 1
Marco Hernandez	Commission Member, Ward 2
Scott Hejny	Commission Member, Ward 3
Shirley Watson	Commission Member, Ward 4
Bill Honza	Commission Member, Ward 5

INVOCATION AND PLEDGE OF ALLEGIANCE

City Manager Scott Dixon offered the Invocation.

The Pledge of Allegiance was led by Mayor Juenemann

COMMISSIONER UPDATES

City Attorney Brenda McDonald introduced Lance Kennedy, a new associate with the firm who will be working with the City.

CITIZEN PUBLIC COMMENT PERIOD

No one spoke.

PRESENTATIONS

Danny Strunc, with Yeldell, Wilson, Wood & Reeve, P.C. presented the FY18 Independent Auditor's Report and Unaudited Management Discussion and Analysis. Mr. Strunc reported that the City's assets and deferred outflows of resources exceeded liabilities and deferred inflows by \$60,430,230 at the close of FY18, leaving the city in a good net position. Governmental fund balances, budget vs. actual figures, proprietary funds, utility fund, breakdown of smaller funds, were all reviewed.

City Manager Scott Dixon presented the FY2020 Budget Calendar stating that revenue/expenditure projections and budget targets were due Mar 8th; a budget retreat for the Commissioners is scheduled for June 21 and 22; and the proposed budget is due Aug 2nd.

City Manager Dixon presented retirement plaques to Tim Hester – 21 years of service; Bobby Montelongo – 13 years of service; and Dennis Duckworth – 17 years of service.

STAFF REPORTS

Mr. Dixon reviewed staff reports to include the success of the Rental Property Ordinance meeting; adult crafts at the Library; new equipment purchases; flooding off of Kaufman; WWTP problems;

future businesses coming to Ennis including Wing Stop, Panda Express, Schlotzky's, and Smoothie King; and updates for Farmers Market, the Bluebonnet Festival and the Polka Festival.

CONSENT AGENDA

- 1. Approval of the minutes for the February 5, 2019 City Commission Regular Meeting.**
- 2. Approval of an Investment Report for the month ending January 31, 2019.**
- 3. Accept/Approve the FY18 Audit as presented by Yeldell, Wilson, Wood, & Reeve, P.C.**
- 4. Accept/Approve the 2018 Texas Commission on Law Enforcement Racial Profiling Report for the Ennis Police Department.**

Mayor Juenemann read the Consent Agenda. Commissioner Hernandez made a motion, seconded by Commissioner Hejny, to approve consent agenda items 1 thru 4. A vote was cast, 7 in favor, 0 against. Motion passed.

INDIVIDUAL ITEMS FOR CONSIDERATION

- 5. Conduct a public hearing and consider approval of a Resolution approving a Historic Preservation Grant in an amount of \$150,000 to make improvements to the building and property at 113 NW Main.**

Mayor Juenemann read the item and opened the public hearing. No one spoke and the public hearing was closed. Mr. Dixon reported that the scope of the grant should only be approximately \$30,000. Mayor Pro Tem Walker made a motion, seconded by Commissioner Pruitt, to approve Historic Preservation Grant in an amount of \$150,000 to make improvements to the building and property at 113 NW Main. A vote was cast, 7 in favor, 0 against. Motion passed.

- 6. Discuss and consider acceptance of a Certification of Unopposed Candidates and approval of a Resolution ordering the cancellation of the election for a Commissioner Ward 3 and a Commissioner Ward 5.**

Mayor Juenemann read the item and stated that the City Secretary Wade had presented the Certification of Unopposed Candidates. Commissioner Watson made a motion, seconded by Commissioner Hernandez, to approve accept the certification and approve the resolution ordering the cancellation of the election for a Commissioner Ward 3 and a Commissioner Ward 5. A vote was cast, 7 in favor, 0 against. Motion passed.

- 7. Discuss and consider approval of a Resolution of Support for Affordable Housing.**

Mayor Juenemann read the item. Staff received applications for affordable housing projects from Four Corners Development, LLC and from Belmont Development, LLC, both seeking support from the City to the Texas Department of Housing and Community Affairs for 2019 competitive 9% housing tax credits for the development of affordable rental housing. Representatives from both firms were in attendance and offered information on the proposed developments. Commissioner Hernandez made a motion, seconded by Commissioner Pruitt, to approve Resolutions of Support for Affordable Housing to both Four Corners Development, LLC and Belmont Development, LLC. A vote was cast, 7 in favor, 0 against. Motion passed.

- 8. Discuss and consider approval of a tax refund for eligible properties pursuant to the Historic Reinvestment Tax Abatement Refund program.**

Mayor Juenemann read the item. Commissioner Hejny made a motion, seconded by Commissioner Hernandez, to approve tax refunds pursuant to the Historic Reinvestment Tax Abatement Refund program. A vote was cast, 7 in favor, 0 against. Motion passed.

9. Discuss and consider approval of a Resolution renewing a wholesale water supply contract with Community Water Company.

Mayor Juenemann read the item. Mayor Pro Tem Walker made a motion, seconded by Commissioner Pruitt, to approve a Resolution renewing a wholesale water supply contract with Community Water Company. A vote was cast, 7 in favor, 0 against. Motion passed.

10. Discuss and consider approval of a Resolution renewing a wholesale water supply contract with East Garrett Water Supply Corporation.

Mayor Juenemann read the item. Commissioner Honza made a motion, seconded by Commissioner Hejny, to approve a Resolution renewing a wholesale water supply contract with East Garrett Water Supply Corporation. A vote was cast, 7 in favor, 0 against. Motion passed.

11. Discuss and consider approval of an Ordinance granting to Atmos Energy Corporation a franchise to construct, maintain, and operate pipelines and equipment in the City of Ennis for the transportation, delivery, sale, and distribution of gas in, out of, and through said City for all purposes; providing for the payment of a fee or charge for the use of the public rights-of-way; and providing that such fee shall be in lieu of other fees and charges, excepting ad valorem taxes; and repealing all previous gas franchise ordinances.

Mayor Juenemann read the item. Commissioner Hejny made a motion, seconded by Commissioner Pruitt, to approve an Ordinance granting Atmos Energy Corporation a franchise agreement. A vote was cast, 7 in favor, 0 against. Motion passed.

12. Discuss and consider approval of an Ordinance repealing Ordinance No. 17-0815-52, Right of Way Management, in its entirety.

Mayor Juenemann read the item. No action taken.

13. Discuss and consider approval of a Right-of-Way Management Ordinance establishing regulations for construction, placement, and excavation in rights-of-way and public easements; amending the master fee schedule to adopt fees for administration; and allowing the adoption of a wireless small cell design manual.

Mayor Juenemann read the item. Discussion ensued regarding regulating the use of rights-of-way; protecting the city's investment; aesthetic appeal; and cannot prohibit small cells. Mayor Pro Tem Walker made a motion, seconded by Commissioner Honza, to approve an ordinance repealing Ordinance No. 17-0815-52, and approving a Right-of-Way Management Ordinance. A vote was cast, 7 in favor, 0 against. Motion passed.

14. Discussion regarding appointment procedures for City of Ennis Boards and Commissions.

Mayor Juenemann read the item. City Secretary Wade presented to the Commission a schedule for the appointment and reappointment of Board and Commission members. Commissioners requested including a brief description of each board in the procedures. City Attorney McDonald recommended approving by Resolution at a future meeting. No action taken.

[Mayor Juenemann recessed the Commission into closed Executive Session at 7:35 PM]

EXECUTIVE SESSION

- a. Section 551.074 – Deliberation regarding an officer or employee
 - City Manager

[Mayor Juenemann reconvened the Open Session at 7:58 PM]

15. Take any action necessary as a result of the Executive Session.

Mayor Juenemann read the item. Commissioner Hejny made a motion, seconded by Commissioner Honza, to approve the City Manager’s contract, subject the review by the City Attorney, and for the terms discussed in the Executive Session. A vote was cast, 7 in favor, 0 against. Motion passed.

ADJOURNMENT

With no other business before the Commission, Mayor Juenemann declared the meeting adjourned at 7:59 P.M.

ATTEST:



CITY SECRETARY

APPROVED:



MAYOR

