

CITY OF ENNIS COMMISSION REGULAR MEETING

DECEMBER 3, 2012

7:00 P.M.

Mayor Thomas called the meeting to order at 7:01 P.M. on December 3, 2012, in the City Commission Chamber of the Ennis City Hall, 115 W. Brown Street, Ennis, Texas 75119.

PRESENT: Mayor Thomas, Commissioners Salik, Frazier, Haupt, Taylor, and Holley, City Attorney Wilson, City Manager Howerton, Chief Erisman, and City Secretary Batchler.

Commissioner Searcy was not in attendance.

INVOCATION: Commissioner Frazier.

PLEDGE OF ALLEGIANCE was led by Mayor Thomas.

ROLL CALL to determine the presence of a quorum: The City Secretary called the roll and determined that a quorum was present.

MINUTES of the November 17, 2012, workshop were approved on a motion by Commissioner Salik, seconded by Commissioner Haupt with all members present voting AYE. Minutes of the November 17, 2012, regular meeting were approved on a motion by Commissioner Holley and seconded by Commissioner Frazier with all members present voting AYE.

PRESENTATION OF CITY COMMISSION SERVICE PLAQUE to Former City Commissioner: Mayor Thomas presented to C. T. Abrams a service award plaque citing his outstanding service to the City of Ennis as Mayor from 1986-1990 and as City Commissioner from 1991-2012.

PUBLIC HEARING PLANNING AND ZONING CASE #12.09.02 AMENDING THE CITY OF ENNIS ZONING ORDINANCE FROM "T" (TRANSITION DISTRICT) TO "R-1" (DWELLING DISTRICT, SINGLE FAMILY) FOR APPROXIMATELY 2.367 ACRES OF THE JOSEPH A. LANE SURVEY, ABSTRACT #658, ALSO KNOWN AS 260 SUNRIDGE ROAD, ENNIS, ELLIS COUNTY, TEXAS: The Mayor opened the public hearing at 7:07 P.M. City Manager Howerton reported the public hearing notice had been published, out of one (1) property owner notification, one (1) was returned with a "FOR" vote prior to the deadline. There were no (0) "AGAINST" votes submitted. The Ennis Planning and Zoning Commission met on November 12, 2012, and the vote was unanimous by those attending to approve the request. Staff recommended approval of the Zoning Ordinance Amendment.

FIRST READING ORDINANCE NO. 12-12-01 ZONING CHANGE FOR APPROXIMATELY 2.367 ACRES OF THE JOSEPH A. LANE SURVEY, ABSTRACT # 658, ALSO KNOWN AS 260 SUNRIDGE ROAD, ENNIS, ELLIS COUNTY, TEXAS, caption follows:

ORDINANCE NO. 12-12-01

AN ORDINANCE OF THE CITY OF ENNIS, ELLIS COUNTY, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE SO AS TO GIVE THE FOLLOWING DESCRIBED PROPERTY A CLASSIFICATION; TO RECLASIFY APPROXIMATELY 2.367 ACRES OF THE JOSEPH A. LANE SURVEY, ABSTRACT # 658, LOCATED AT 260 SUNRIDGE RD., ENNIS, ELLIS COUNTY, TEXAS. FROM "T" TRANSITION DISTRICT TO "R-1" DWELLING DISTRICT, SINGLE FAMILY AND DIRECTING A CHANGE ACCORDINGLY IN THE OFFICIAL ZONING MAP OF THE CITY, AND PROVIDING A SAVING CLAUSE, A SEPARABILITY CLAUSE, AND AN EFFECTIVE DATE.

Commissioner Frazier moved to adopt the ordinance granting the zoning change on the first of two readings, seconded by Commissioner Taylor. Taken under public comment and having none, Mayor Thomas requested the vote. Mayor Thomas, Commissioners Salik, Frazier, Haupt, Taylor, and Holley voted AYE. The ordinance passed on first reading.

At 7:11 P.M. the public hearing was closed on motion by Commissioner Taylor, seconded by Commissioner Holley with all members present voting AYE.

NEW BUSINESS

CHANGE ORDER NO. 003 FOR THE 2012 STREET BOND PROGRAM CONTRACT BETWEEN THE CITY OF ENNIS AND JAY MILLS CONTRACTING INC. The Change Order was presented to address design changes, due to unforeseen site conditions on North Dallas Street from West Denton Street to Martin Luther King Drive/Gilmer Street. Poor sub-grade conditions, due to deep pumping issues created an unstable road base. New design changes this section of roadway from 8” HMAC to 7” concrete paving to include curb and gutter. Freese and Nichols, Inc. recommended payment for the new design to come from project contingency fund reduction of \$58,716.55 resulting in no increase in total contract amount (Change Order No. 003). The Commission followed the recommendation and approved the change on a motion by Commissioner Salik and seconded by Commissioner Haupt with all members present voting AYE.

FIELD ORDER NO. 006 FOR THE 2012 STREET BOND PROGRAM CONTRACT BETWEEN THE CITY OF ENNIS AND JAY MILLS CONTRACTING INC. The Field Order was presented to mill and overlay North Dallas Street between Knox Street and Baylor Street. Funding for construction will be covered by reallocating surplus funds from roadways already completed under budget. No increase in total contract amount will result from Field Order No. 006. The City Manager recommended approval of Field Order No. 006. The Commission followed the recommendation and approved the field order on a motion by Commissioner Salik and seconded by Commissioner Holley with all members present voting AYE.

CHARGE-OFF OF DELINQUENT UTILITY AND AMBULANCE ACCOUNTS FOR THE PURPOSE OF COLLECTION BY THE OFFICE OF THE CITY ATTORNEY: The Commission approved the charge-off of Delinquent Utility Accounts in the amount of \$11,047.85 and Delinquent Ambulance Accounts in the amount of \$209.60 for the collection by the Office of the City Attorney on a motion by Commissioner Salik, seconded by Commissioner Holley with all members present voting AYE.

OLD BUSINESS

APPOINTMENTS TO CITY OF ENNIS BOARDS AND COMMISSIONS: There was no action taken.

REQUEST FROM CITY COMMISSION AND ROUNDTABLE: Commissioner Salik reported obstruction of view at a stop sign located on the corner of Creechville Rd. and Paris Street.

With no further business, Mayor Thomas adjourned the meeting at 7:16 P. M.

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Russell R. Thomas, Mayor

ATTEST:

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Donna Batchler, City Secretary