

CITY OF ENNIS COMMISSION REGULAR MEETING

MAY 19, 2014

7:00 P.M.

Mayor Thomas called the meeting to order at 7:00 p.m. on May 19, 2014, in the City Commission Chambers of the City of Ennis Municipal Building, 115 W. Brown Street, Ennis, Texas 75119.

PRESENT: Mayor Thomas, Commissioners Frazier, Hackney, Walker, Searcy, and Holley, City Manager Ewings, City Attorney Wilson, ED Coordinator Nelson, HR Coordinator Kellenberger, Director of Health Services Williams, Captain Anthony, City Secretary Batchler, and News Media.

Commissioner Salik was not in attendance.

INVOCATION: Commissioner Hackney

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 Minutes of the May 5, 2014, workshop were approved as presented on a motion by Commissioner Holley and seconded by Commissioner Searcy with all members in attendance voting AYE. Minutes of the May 5, 2014, regular meeting were approved as presented on a motion by Commissioner Searcy and seconded by Commissioner Frazier with all members present voting AYE. Minutes of the May 13, 2014, special meeting were approved as presented on a motion by Commissioner Searcy and seconded by Commissioner Frazier with all members in attendance voting AYE.

FIRST READING

At 7:04 p.m. Mayor Thomas opened the public hearings for the three planning and zoning cases being considered.

ORDINANCE 14-05-06

ORDINANCE 14-05-06 AMENDING THE ZONING ORDINANCE OF THE CITY OF ENNIS, TEXAS, FROM "C" COMMERCIAL DISTRICT TO "R-7" DWELLING DISTRICT (SINGLE FAMILY) FOR A TRACT OF LAND LOCATED AT 1211 NORTH BRECKENRIDGE STREET IN THE CITY OF ENNIS, ELLIS COUNTY, TEXAS, AND BEING DESCRIBED AS LOT 18, SUBDIVISION 1, DIVISION XIII OF PARK'S SUBDIVISION OF DIVISION VIII, AN ADDITION TO THE CITY OF ENNIS AS RECORDED IN VOLUME 62, PAGE 429, OF THE

DEED RECORDS OF ELLIS COUNTY. REQUESTED BY ROSALIO NINO. P & Z CASE #14.04.01

Ordinance 14-05-06 amending the Zoning Ordinance of the City of Ennis, Texas, from “C” Commercial District to “R-7” Dwelling District (Single Family) for a tract of land located at 1211 North Breckenridge Street in the City of Ennis, Ellis County, Texas, and being described as Lot 18, Subdivision 1, Division XIII of Park’s Subdivision of Division VIII, an addition to the City of Ennis as recorded in Volume 62, Page 429, of the Deed Records of Ellis County. Requested by Rosalio Nino. P & Z Case #14.04.01 was presented by Chief Building Official Richardson under the recommendation for approval by the Planning and Zoning Commission. Commissioner Walker moved to Pass, Approve, and Adopt Ordinance 14-05-06 under the first reading. Commissioner Holley seconded. The Mayor requested public comment and there was none. Mayor Thomas requested the vote and all members in attendance voted AYE.

ORDINANCE 14-05-07

ORDINANCE 14-05-07 AMENDING THE ZONING ORDINANCE OF THE CITY OF ENNIS, TEXAS, FROM “T” TRANSITIONAL DISTRICT TO “HC-PD” HEAVY COMMERCIAL-PLANNED DEVELOPMENT DISTRICT FOR ALL OF LOT, TRACT OR PARCEL OF LAND SITUATED IN THE DAVID ROSE SURVEY, ABSTRACT 9054, ELLIS COUNTY, TEXAS, AND BEING A PART OF THE TRACT DESCRIBED IN DEED FROM VIANNE K. MCCLAIN TO WILLIAM N. LOMAX RECORDED IN VOLUME 719, PAGE 703, DEED RECORDS, ELLIS COUNTY, TEXAS, ALSO KNOWN AS 1.1 ACRES LOCATED AT 4014 ENSIGN ROAD, ENNIS, TEXAS. P & Z CASE #14.04.02

Ordinance 14-05-07 amending the Zoning Ordinance of the City of Ennis, Texas, from “T” Transitional District to “HC-PD” Heavy Commercial-Planned Development District for all of Lot, Tract or Parcel of Land situated in the David Rose Survey, Abstract 9054, Ellis County, Texas, and being a part of the tract described in Deed from Vianne K. McClain to William N. Lomax recorded in Volume 719, Page 703, Deed Records, Ellis County, Texas, also known as 1.1 acres located at 4014 Ensign Road, Ennis, Texas. P & Z Case #14.04.02 was presented by Chief Building Inspector Richardson under the recommendation for approval by the Planning and Zoning Commission. Commissioner Holley moved to Pass, Approve, and Adopt Ordinance 14-05-07 under first reading and Commissioner Walker seconded. The Mayor requested public comment and there was none. Mayor Thomas requested the vote and all members in attendance voted AYE.

ORDINANCE 14-05-08

ORDINANCE 14-05-08 AMENDING THE ZONING ORDINANCE OF THE CITY OF ENNIS, TEXAS, FROM “T” TRANSITIONAL DISTRICT TO “LI-PD” LIGHT INDUSTRIAL-PLANNED DEVELOPMENT DISTRICT FOR A TRACT OR PARCEL OF LAND SITUATED IN ELLIS COUNTY, TEXAS, AND BEING PART OF THE GRANVILLE

KIRK SURVEY, ABSTRACT 605, ALSO BEING TRACT I, TRACT II AND TRACT III CONVEYED TO THE ESTATE OF JEWELL BYRON ROBERTS, DECEASED, BY DEED RECORDED IN VOLUME 2322, PAGE 2177 OF THE OFFICIAL PUBLIC RECORDS OF ELLIS COUNTY, AND BEING KNOWN AS 4710 NORTH INTERSTATE 45. REQUESTED BY JAY ROBERTS AND REPRESENTED BY KELLEY HARRIS. P& Z CASE #14.04.03.

Ordinance 14-05-08 amending the Zoning Ordinance of the City of Ennis, Texas, from “T” Transitional District to “LI-PD” Light Industrial-Planned Development District for a tract or parcel of land situated in Ellis County, Texas, and being part of the Granville Kirk Survey, Abstract 605, also being Tract I, Tract II and Tract III conveyed to the Estate of Jewell Byron Roberts, deceased, by Deed recorded in Volume 2322, Page 2177 of the Official Public Records of Ellis County, and being known as 4710 North Interstate 45. Requested by Jay Roberts and represented by Kelley Harris. P& Z Case #14.04.03. was presented by Chief Building Inspector Richardson under the recommendation for approval by the Planning and Zoning Commission. Commissioner Frazier moved to Pass, Approve, and Adopt Ordinance 14-05-08 under the first reading and Commissioner Walker seconded. The Mayor requested public comment and there was none. Mayor Thomas requested the vote and all members in attendance voted AYE.

At 7:10 p.m. Commissioner Holley moved to close the public hearings with a second from Commissioner Hackney. All members in attendance voted AYE.

NEW BUSINESS

RESOLUTION 14-05-09

RESOLUTION 14-05-09 APPOINTING DR. CRAIG S. YETTER, D.O., LOCAL HEALTH AUTHORITY, CITY HEALTH OFFICER FOR THE CITY OF ENNIS, ELLIS COUNTY, TEXAS.

Commissioner Holley moved to Pass and Approve Resolution 14-05-09 appointing Dr. Craig S. Yetter, D.O. as Local Health Authority, City of Ennis Health Officer for a term of two years at a fee of \$1800.00 annually. Seconded by Commissioner Frazier with all members in attendance voting AYE.

RESOLUTION 14-05-10

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH HALFF AND ASSOCIATES FOR THE UPDATE OF THE CITY OF ENNIS’ COMPREHENSIVE PLAN

Commissioner Frazier moved to Pass and Approve Resolution 14-05-10 authorizing City Manager Ewings to negotiate and enter into a professional service agreement with Halff and

Associates to assist in the development of a Comprehensive Plan for a rate between \$100,000 and \$160,000. Commissioner Holley seconded and the members in attendance voted AYE.

RESOLUTION 14-05-11

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS WITH MCCI, MUNICIPAL CODE CORPORATION INC. IN THE AMOUNT OF \$10,528 FOR THE PURCHASE OF ELECTRONIC RECORDS MANAGEMENT SOFTWARE AND SERVICES.

Commissioner Holley moved to Pass and Approve Resolution 14-05-11 authorizing the City Manager to execute the agreement between the city and MCCI, Municipal Code Corporation Inc. for the purchase of Laserfiche electronic records management software and services in the amount of \$10,528 with an annual subscription fee. Commissioner Hackney seconded and the members in attendance voted Aye.

RESOLUTION 14-05-12

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH KSA ENGINEERS FOR A STUDY AND REPORT FOR THE IMPLEMENTATION OF RAILROAD QUIET ZONES.

No action was taken on this item.

APPOINTMENTS TO CITY OF ENNIS BOARDS AND COMMISSIONS:

There was no action taken.

EXECUTIVE SESSION

In accordance with Texas Government Code, Subchapter D, Section 551.071, Consultation with Attorney (possible litigation) Lisa A. Burden and Gedra A. Burden III, 1100 Valley View Dr., Ennis, Texas, Lot 13 R, Block 3 Lakeview Estates Section 5 Revised, 0.381 Acres.

At 7:37 p.m. Mayor Thomas adjourned the open session and convened into Executive Session on a motion by Commissioner Searcy and a second by Commissioner Hackney. All members in attendance voted AYE.

RECONVENE

At 8:13 p.m. Mayor Thomas reconvened the open session on a motion by Commissioner Holley and a second by Commissioner Searcy. All members in attendance voted AYE.

Commissioner Holley moved to authorize City Manager Ewings to negotiate a settlement with Lisa A. Burden and Gedra A. Burden III regarding a failing drainage pipe located on the property at 110 Valley View Dr. Commissioner Walker seconded and the members in attendance voted AYE.

REQUEST FROM CITY COMMISSION AND ROUNDTABLE:

Commissioner Searcy asked Lieutenant Anthony to relay a message to the Chief regarding the speeding on Crisp Pike Road.

With no further business, Mayor Thomas adjourned the meeting at 8:17 p.m.

Russell R. Thomas, Mayor

Attest:

Donna Batchler, City Secretary

