

CITY OF ENNIS COMMISSION REGULAR MEETING

JULY 7, 2014

7:00 P.M.

Mayor Thomas called the meeting to order at 7:02 p.m. on July 7, 2014, in the City Commission Chambers of the City of Ennis Municipal Building, 115 W. Brown Street, Ennis, Texas 75119.

PRESENT: Mayor Thomas, Commissioners Salik, Frazier, Hackney, Walker, Searcy, and Holley City Manager Ewings, City Attorney Wilson, Chief Erisman, ED Coordinator Nelson, HR Coordinator Kellenberger, Captain Anthony, Chief Aycock, Chief Building Official Richardson, City Secretary Batchler, and News Media.

(Commissioners Walker was present via video conference.)

INVOCATION: Commissioner Holley

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 June 16, 2014, workshop were approved as presented on a motion by Commissioner Frazier and seconded by Commissioner Holley with all members present voting AYE. Minutes of the June 16, 2014 regular meeting were approved as presented on a motion by Commissioner Salik and seconded by Commissioner Frazier with all members present voting AYE. Minutes of the June 26, 2014 special meeting with the EISD School Board were approved as presented on a motion by Commission Searcy and seconded by Commissioner Frazier with all members present voting AYE.

PUBLIC HEARINGS AND FIRST READINGS

Mayor Thomas opened the public hearings at 7:05 in regards to the following zoning ordinances: (At 7:06 transmission of the video conference with Commissioner Walker was inadvertently disconnected. Commissioner Walker was no longer in attendance.)

ORDINANCE 14-07-01

AN ORDINANCE AMENDING SECTION 10-409 OF ZONING ORDINANCE NO. 85-6-8; PROVIDING A SEVERABILITY CLAUSE; DECLARING THAT A PUBLIC HEARING WAS HELD; AND PROVIDING AN EFFECTIVE DATE. TURN OF THE CENTURY LIGHTING GUIDELINES: CONTINUE THE CITY'S EFFORT TO PROVIDE HIGH QUALITY, TURN-OF-THE CENTURY LIGHTING ON MAJOR THOROUGHFARES

WHERE APPROPRIATE. USE TURN-OF-THE CENTURY LIGHTING IN RETAIL PLANNED DEVELOPMENT AREAS WHERE APPROPRIATE. GENERAL STANDARDS A MINIMUM OF ONE TURN-OF-THE-CENTURY LIGHT SHALL BE INSTALLED IN THE ROW ALONG MAJOR THOROUGHFARES ON EACH LOT OR TRACT DEVELOPED UNDER PLANNED DEVELOPMENT ZONING. EACH LIGHT SHALL BE SPACED A MINIMUM OF 300 FEET APART AND AT LEAST 300 FEET FROM EXISTING LIGHTS ALONG MAJOR THOROUGHFARES. TURN-OF-THE-CENTURY LIGHTS SHALL NOT BE REQUIRED IN LI, I, M-1, OR M-2 ZONING DISTRICTS. Passed, approved, and adopted on first reading on a motion by Commissioner Holley and seconded by Commissioner Salik. Under public hearing, Mayor Thomas asked for comment and there was none. All members in attendance voted AYE.

ORDINANCE NO. 14-07-02

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; CONSIDER AMENDING THE ZONING ORDINANCE OF THE CITY OF ENNIS, TEXAS FROM “M-2” HEAVY MANUFACTURING DISTRICT TO “LI” LIGHT INDUSTRIAL DISTRICT FOR: A TRACT OR PARCEL OF LAND SITUATED IN THE CITY OF ENNIS, ELLIS COUNTY, TEXAS AND BEING PART OF THE CLAIBORNE GARRETT SURVEY ABSTRACT 383 CONVEYED TO CHARLES O. WILLIAMS BY DEED RECORDED IN VOLUME 488 PAGE 17 OF THE OFFICIAL PUBLIC RECORDS OF ELLIS COUNTY, TEXAS AND BEING KNOWN AS 2701 NORTH KAUFMAN ST. REQUESTED BY RUDY OEFTERING AND REPRESENTED BY TRACY MORGAN. P&Z CASE # 14.05.02 Passed, approved, and adopted on first reading on a motion by Commissioner Searcy and seconded by Commissioner Hackney. Under public hearing the Mayor requested comment and there was none. All members in attendance voted AYE.

ORDINANCE NO. 14-07-03

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; CONSIDER AMENDING THE ZONING ORDINANCE OF THE CITY OF ENNIS, TEXAS FROM “T” TRANSITION DISTRICT TO “HC-PD” HEAVY COMMERCIAL-PLANNED AND DEVELOPMENT DISTRICT FOR: A TRACT OR PARCEL OF LAND SITUATED IN THE CITY OF ENNIS, ELLIS COUNTY, TEXAS AND BEING PART OF THE WILLIAM MCKINNEY SURVEY ABSTRACT 686, AND BEING PART OF THAT 13.3729 ACRE CONVEYED TO VICTORY IN HIM MINISTRIES BY DEED RECORDED IN VOLUME 2620 PAGE 1623 OF THE OFFICIAL PUBLIC RECORDS OF ELLIS COUNTY, TEXAS AND BEING KNOWN AS 1855 HWY. 287 BYPASS. REQUESTED BY LYDIA GARCIA AND REPRESENTED BY LYDIA GARCIA. P&Z CASE # 14.05.03 Passed, approved, and adopted on first reading on a motion by Commissioner Hackney and seconded by Commissioner Salik. Under public hearing, the Mayor requested comment and there was none. All members in attendance voted AYE.

ORDINANCE NO. 14-07-04

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; CONSIDER AMENDING READING JULY 7, 2014 THE ZONING ORDINANCE OF THE CITY OF ENNIS, TEXAS FROM "T" TRANSITION DISTRICT TO "LI" LIGHT INDUSTRIAL DISTRICT FOR: A TRACT OR PARCEL OF LAND SITUATED IN THE CITY OF ENNIS, ELLIS COUNTY, TEXAS AND BEING PART OF THE SUTHERLAND MAYFIELD SURVEY ABSTRACT 670 AND ALSO BEING PART OF THAT 75.1818 ACRE TRACT OF LAND CONVEYED TO MP HOLDINGS, LLC BY DEED RECORDED IN VOLUME 2564 PAGE 778, AND DESCRIBED AS LOT 1 BLOCK 1 OF C&M TRAILERS ADDITION, AN ADDITION TO THE ORIGINAL CITY OF ENNIS AS RECORDED IN CABINET H SLIDE 248 OF THE OFFICIAL PUBLIC RECORDS OF ELLIS COUNTY, TEXAS AND BEING KNOWN AS 7501 WEST ENNIS AVE. REQUESTED BY MIKE PALMER AND REPRESENTED BY ED STEGEMOLLER. P&Z CASE # 14.06.01 Passed, approved and adopted on first reading on a motion by Commissioner Salik and seconded by Commissioner Frazier. Under public hearing, the Mayor requested public comment and there was none. All members in attendance voted AYE.

ORDINANCE 14-07-05

AN ORDINANCE AUTHORIZING AN EXCEPTION TO THE MASONRY REQUIREMENTS IN SECTION 10-409 OF ZONING ORDINANCE NO. 85-6-8 FOR PROPERTY AT 706 NORTH I-45; PROVIDING A SEVERABILITY CLAUSE; DECLARING THAT A PUBLIC HEARING WAS HELD; AND PROVIDING AN EFFECTIVE DATE. SECTION 1. THAT AN EXCEPTION TO SECTION 10-409 OF ORDINANCE 85-6-8, ENNIS ZONING ORDINANCE, IS APPROVED ALLOWING USE OF FIBER CEMENT SIDING IN PLACE OF THE 75% MASONRY REQUIREMENT AS DEFINED IN SAID SECTION. THIS EXCEPTION APPLIES ONLY TO PROPERTY LOCATED AT 706 NORTH I-45, ALSO KNOWN AS THE COTTON PATCH RESTAURANT. Passed, approved, and adopted on first reading on a motion by Commissioner Salik and seconded by Commissioner Frazier. Under public hearing, the Mayor requested public comment. Scott Rider inquired if the zoning ordinance was amended with this ordinance or if this exception was granted on a case by case basis? Mayor Thomas responded that this ordinance is being adopted to grant an exception on a case by case basis. The zoning ordinance is in the process of being reviewed for amendment. There were no other comments. All members of the commission voted AYE.

Commissioner Frazier moved to close the public hearings at 7:15 with a second from Commissioner Holley and all members in attendance voting Aye.

NEW BUSINESS

RESOLUTION 14-07-06

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, PROPOSING THE CREATION OF A CRIME CONTROL AND PREVENTION DISTRICT.

Commissioner Hackney move to table the resolution creating a Crime Control and Prevention District until a later date. Commissioner Holley seconded. Mayor Thomas and Commissioner Salik voted NAY. Commissioners Holley, Searcy, Hackney and Frazier voted AYE. Measure was tabled.

RESOLUTION 14-07-07

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, APPOINTING TEMPORARY DIRECTORS OF THE CRIME CONTROL AND PREVENTION DISTRICT. No action was taken.

RESOLUTION 14-07-08

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, APPOINTING MEMBERS OF THE COMPREHENSIVE PLANNING COMMITTEE.

Commissioner Holley moved to appoint Hubert Ashley, Jean Beebe, Barry Bunk, Alan Clark, Misty Culpepper, Jim Grant, Ross Massengill, Jerry McCarty, Christopher McDonald, Johna McGuire, Rowdy Pruitt, Mayor Pro-Tem Matt Walker, Charlotte Watson, Kay Weathers, Cora Whitlock, and Jo Ann Wilson. Commissioner Salik seconded and the members in attendance voted AYE.

RESOLUTION 14-07-09

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING PARTICIPATION IN THE TEXAS MAIN STREET PROGRAM AND DESIGNATING THE CITY MANAGER TO COORDINATE PROGRAM ACTIVITIES.

Commissioner Hackney moved to approve Resolution 14-07-09 and Commissioner Searcy seconded with all members in attendance voting AYE.

RESOLUTION 14-07-10

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, PROCLAIMING SUPPORT FOR THE “LIGHTS OF ENNIS” PROGRAM AND PROVIDING OFFICIAL SANCITON TO REORGANIZE, EXPAND AND ENHANCE THE “LIGHTS OF ENNIS” IN AN EFFORT TO REVITALILZE THE HISTORIC DOWNTOWN AREA OF THE CITY.

Commissioner Holley moved to approve Resolution 14-07-10 supporting the “Lights of Ennis”. Commissioner Frazier seconded and all members in attendance voted AYE.

RESOLUTION 14-07-11

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN EVENT SUPPORT AGREEMENT WITH THE TEXAS MOTORPLEX, INC., TO PROVIDE ASSISTANCE WITH THE 2014 NHRA FALL NATIONALS.

City Manager Ewings explained that the Texas Motorplex has received a grant for the Texas Events Trust Fund totaling \$176,667 with a local match from the city of \$28,267 for a total grant of \$204,934. The local match will be refunded to the city by the State Comptroller's Office. With the grant the Texas Motorplex will upgrade their facility.

Commissioner Hackney moved to enter into the event support agreement by approval of Resolution 14-07-11 and Commissioner Frazier seconded. All members in attendance vote AYE.

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

REQUEST FROM CITY COMMISSION AND ROUNDTABLE:

Commissioner Frazier extended a thank you for the work done on the streets in Ward 2 under the 2014 Street Project. Commissioner Searcy asked if the 2014 Street Project would be done ward by ward. City Manager Ewings said that it would not. Commissioner Searcy reported trees that need trimming on Crisp Pike Road.

With no further business, Mayor Thomas adjourned the meeting at 7:42 p.m.

ATTEST:

Russell R. Thomas, Mayor

Donna Batchler, City Secretary

